

MEMORANDUM

To: Bryan Brock
From: Caroline McCarthy
Date: January 9, 2019
Subject: Racial Disparity Report

Summary

The Racial Disparity Report analyzes offenders in Clackamas County who were convicted of a drug crime and were considered a minority by the Oregon Criminal Justice Commission.

Analysis

The 2018 report looks at the 2018 (fiscal year) drug convictions in Clackamas County that involved African American, Hispanic, Asian, and Native American offenders. The purpose of this report is to look at where these offenders reside and what prompted initial contact with law enforcement. Conviction data was provided by the Oregon Criminal Justice Commission (“CJC”), which was cross-referenced to Clackamas County Jail Intake. In 2018, the statistics provided by the CJC regarding race data were derived from a statistical approach. The official policy of the Clackamas County Sheriff’s Office and the Clackamas County Jail is that intake data is based on self-reporting and is determined based on what the inmate tells the jail intake staff. If, upon fingerprint identification, it is found that the NCIC reported a different race, then the jail intake staff uses the race reported from the NCIC rather than the self-reported race. There were a total of 46 cases that the CJC presented as a minority drug conviction. The Clackamas County DA’s office cross referenced these 46 cases and found 22 cases that were not confirmed by Jail Intake Staff as the minority reported by the Oregon Criminal Justice Commission.

- 15 persons were listed as Hispanic by the CJC, but listed as White by the jail
- 2 persons were listed as African American by the CJC, but listed as White by the jail
- 3 persons were listed as Native American by the CJC, but listed as White by the jail
- 1 person was listed as Asian by the CJC, but listed as White by the jail

The 2015 report looked at the 2015 (calendar year) drug convictions in Clackamas County that involved African American and Hispanic offenders only. The purpose of that report was to look at where the offenders reside and what prompted initial contact with law enforcement. Convictions data was provided by the CJC, which was cross-referenced to Clackamas County Jail Intake. In 2015, the statistics provided by the CJC regarding race data were derived directly from the Department of Corrections. It is unknown the source that the DOC relied on to gather their statistics and it may have derived from multiple sources such as: records from law enforcement; LEDS; third-party identification; or self-reporting. The official policy of the Clackamas County Sheriff’s Office and the Clackamas County Jail is that intake data is based on self-reporting and is determined based on what the inmate tells the jail intake staff. If, upon fingerprint identification, it is found that the NCIC reported a different race, then the jail intake staff uses the race reported from the NCIC rather than the self-reported race. There were a total of 53 cases that the CJC presented as a minority drug conviction. After staff at the

Clackamas County District Attorney's Office reviewed individual case files, 8 cases were removed because they were not confirmed by Jail Intake Staff as the minority reported by the Oregon Criminal Justice Commission.

- 7 persons listed as Hispanic by CJC, but listed as White by Jail
- 1 person listed as African American by CJC, but listed as White by Jail
 - o This conviction data was removed from the original 2015 Racial Disparity Report (SID 5355571)

Of the 46 cases in the 2018 report, there were 20 offenders who were listed as White from a previous arrest by Jail Intake.

- SID 19115292 was listed as White for 5 out of 5 prior arrests**
- SID 21786988 was listed as White for 2 out of 2 prior arrests**
- SID 21638985 was listed as White for 2 out of 2 prior arrests**
- SID 10927202 was listed as White for 4 out of 4 prior arrests**
- SID 19648665 was listed as White for 4 out of 5 prior arrests**
- SID 15349422 was listed as White for 7 out of 7 prior arrests**
- SID 8635787 was listed as White for 11 out of 12 prior arrests**
- SID 19485777 was listed as White for 2 out of 3 prior arrests**
- SID 15090543 was listed as White for 1 out of 5 prior arrests
- SID 16713663 was listed as White for 4 out of 12 prior arrests
- SID 19013700 was listed as White for 2 out of 2 prior arrests**
- SID 14824897 was listed as White for 1 out of 2 prior arrests
- SID 22547601 was listed as White for 1 out of 1 prior arrests**
- SID 19430940 was listed as White for 4 out of 4 prior arrests**
- SID 12970344 was listed as White for 5 out of 5 prior arrests**
- SID 20828579 was listed as White for 1 out of 2 prior arrests**
- SID 20162501 was listed as White for 2 out of 3 prior arrests
- SID 15125781 was listed as White for 1 out of 1 prior arrests**
- SID 10508848 was listed as White for 16 out of 16 prior arrests**
- SID 11125468 was listed as White for 7 out of 7 prior arrests**

**For the 2018 arrest, was identified as Hispanic, African American, Asian, or Native American by the CJC, but listed as White by the Jail, and was excluded from the 2018 Racial Disparity Report.

Of the 53 cases in the 2015 report, there were 14 offenders who were listed as White from a previous arrest by Jail Intake.

- SID 20817242 was listed as White for 1 out of 2 prior arrests
- SID 12533183 was listed as White for 1 out of 1 prior arrests
- SID 15733280 was listed as White for 5 out of 21 prior arrests
- SID 14310156 was listed as White for 7 out of 21 prior arrests and was listed as African American for 1/21 prior arrests

- SID 19995836 was listed as White for 1 out of 9 prior arrests
- SID 21224033 was listed as White for 2 out of 3 prior arrests
- SID 7194273 was listed as White for 1 out of 5 prior arrests
- SID 20868975 was listed as White for 3 out of 4 prior arrests**
- SID 10428925 was listed as White for 1 out of 3 prior arrests
- SID 14936052 was listed as White for 4 out of 40 prior arrests

**For the 2015 arrest, was identified as Hispanic of African American by the CJC, but was listed as White by the Jail, and was excluded from the 2015 Racial Disparity Report.

Population Statistics

In 2015, the CJC reported a total of 522 PCS convictions. African American offenders consisted of 22 out of 522 PCS convictions, which accounts for 4.21% of all PCS convictions in Clackamas County compared to 0.80% of Clackamas County Population.* Hispanic offenders consisted 24 out of 522 PCS convictions, which accounts for 4.59 % of all PCS convictions in Clackamas County compared to 8.50% of Clackamas County Population. Caucasian offenders consisted of 467 out of 522 PCS convictions, which accounts for 89.46% of all PCS convictions in Clackamas County compared to 82.70% of Clackamas County Population.

In 2015, the Clackamas County Jail reported a total of 522 PCS convictions. African American offenders consisted of 21 out of 522 PCS convictions, which accounts for 4.02% of all PCS convictions in Clackamas County compared to 0.80% of Clackamas County Population. Hispanic offenders consisted of 17 out of 522 PCS convictions, which accounts for 3.25 % of all PCS convictions in Clackamas County compared to 8.50% of Clackamas County Population. Caucasian offenders consisted of 475 out of 522 PCS convictions, which accounts for 90.99% of all PCS convictions in Clackamas County compared to 82.70% of Clackamas County Population.

In 2018, the CJC reported a total of 346 PCS convictions. African American offenders consisted of 8 out of 346 PCS convictions, which accounts for 2.31% of all PCS convictions in Clackamas County compared to 0.70% of Clackamas County Population. Hispanic offenders consisted 28 out of 346 PCS convictions, which accounts for 8.09 % of all PCS convictions in Clackamas County compared to 8.71% of Clackamas County Population. Asian offenders consisted of 5 out of 346 PCS convictions, which accounts for 1.44% of all PCS convictions in Clackamas County compared to 4% of Clackamas County Population. Native American offenders consisted 4 out of 346 PCS convictions, which accounts for 1.15 % of all PCS convictions in Clackamas County compared to .60% of Clackamas County Population. Caucasian offenders consisted of 300 out of 346 PCS convictions, which accounts for 86.70% of all PCS convictions in Clackamas County compared to 81.88% of Clackamas County Population.

In 2018, the Clackamas County Jail reported a total of 346 PCS convictions. African American offenders consisted of 6 out of 346 PCS convictions, which accounts for 1.73% of all PCS convictions in Clackamas County compared to 0.70% of Clackamas County Population. Hispanic offenders consisted 13 out of 346 PCS convictions, which accounts for 3.75% of all PCS convictions in Clackamas County compared to 8.71% of Clackamas County Population. Asian offenders consisted of 4 out of 346 PCS convictions, which accounts for 1.15% of all PCS

convictions in Clackamas County compared to 4% of Clackamas County Population. Native American offenders consisted 1 out of 346 PCS convictions, which accounts for 0.28% of all PCS convictions in Clackamas County compared to .60% of Clackamas County Population. Caucasian offenders consisted of 322 out of 346 PCS convictions, which accounts for 93.06% of all PCS convictions in Clackamas County compared to 81.88% of Clackamas County Population.

**Population is based off of the US Census Bureau vintages for 2015 and 2017.*