



ARANSAS PASS POLICE DEPARTMENT

CHIEF OF POLICE ERIC BLANCHARD

PERSONNEL COMPLAINT PROCEDURE AND FORM

DEPARTMENT POLICY

902.1 PURPOSE AND SCOPE

This policy provides guidelines for the reporting, investigation and disposition of complaints regarding the conduct of members of the Aransas Pass Police Department. This policy shall not apply to any questioning, counseling, instruction, informal verbal admonishment or other routine or unplanned contact of a member in the normal course of duty, by a supervisor or any other member, nor shall this policy apply to a criminal investigation.

902.2 POLICY

The Aransas Pass Police Department takes seriously all complaints regarding the service provided by the Department and the conduct of its members. The Department will accept and address all complaints of misconduct in accordance with this policy and applicable federal, state and local law, municipal and county rules and the requirements of any meet and confer or collective bargaining agreements.

It is also the policy of this department to ensure that the community can report misconduct without concern for reprisal or retaliation.

TEXAS GOVERNMENT CODE

Sec. 614.021. APPLICABILITY OF SUBCHAPTER. (a) Except as provided by Subsection (b), this subchapter applies only to a complaint against:

- (1) a law enforcement officer of the State of Texas, including an officer of the Department of Public Safety or of the Texas Alcoholic Beverage Commission;
- (2) a fire fighter who is employed by this state or a political subdivision of this state;
- (3) a peace officer under Article 2.12, Code of Criminal Procedure, or other law who is appointed or employed by a political subdivision of this state; or
- (4) a detention officer or county jailer who is appointed or employed by a political subdivision of this state.

(b) This subchapter does not apply to a peace officer or fire fighter appointed or employed by a political subdivision that is covered by a meet and confer or collective bargaining agreement under Chapter 143 or 174, Local Government Code, if that agreement includes provisions relating to the investigation of, and disciplinary action resulting from, a complaint against a peace officer or fire fighter, as applicable.

Sec. 614.022. COMPLAINT TO BE IN WRITING AND SIGNED BY COMPLAINANT. To be considered by the head of a state agency or by the head of a fire department or local law enforcement agency, the complaint must be:

- (1) in writing; and
- (2) signed by the person making the complaint.



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PENAL CODE

Sec. 37.08. FALSE REPORT TO PEACE OFFICER, FEDERAL SPECIAL INVESTIGATOR, OR LAW ENFORCEMENT EMPLOYEE.

(a) A person commits an offense if, with intent to deceive, he knowingly makes a false statement that is material to a criminal investigation and makes the statement to:

- (1) a peace officer or federal special investigator conducting the investigation; or
- (2) any employee of a law enforcement agency that is authorized by the agency to conduct the investigation and that the actor knows is conducting the investigation.

(b) In this section, "law enforcement agency" has the meaning assigned by Article 59.01, Code of Criminal Procedure.

(c) An offense under this section is a Class B misdemeanor.



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Racial/Bias-Based Profiling Policy

The Aransas Pass Police Department does not tolerate racial or bias profiling by its staff members. The following policy applies to all staff of the Aransas Pass Police Department. For more and the most up-to-date information visit us online at <https://ap-police.com/profiling/>.

Use this form to file a complaint against an Aransas Pass Police Department Employee for racial profiling. All complaints pertaining to racial/bias profiling are thoroughly documented and handled expediently.



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Racial Profiling, Complaint, and Compliment Process

- A. Type of Complaint (indicate misconduct/service/racial profiling): _____
- B. Name of Complainant: _____
- C. Address of Complainant: _____
- D. Phone # of Complainant: _____
- E. Place of Employment: _____
- F. Name of Employee: _____
- G. Case#: _____
- H. Date and Time of Alleged Occurrence: _____
- I. Date and Time of Report: _____

Narrative



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Compliment & Complaint Process Submission

MAIL: Police Department ATTN: Chief of Police
600 Cleveland Blvd. Aransas Pass, Texas 78336

EMAIL: InformTheChief@aransaspasstx.gov

PHONE: 361-758-5224