



# CRIMES AGAINST SOCIETY

# Crimes Against Society Objectives

- 1. Recognize how the offenses are counted in NIBRS.**
- 2. Identify animal cruelty and drug/narcotic offenses.**
- 3. Identify gambling offenses.**
- 4. Identify pornography/obscene material, prostitution offenses, and weapon law violations.**

# Crimes Against Society

Crimes Against Society are counted one offense per each crime that causes detriment to society.

Victim **must** be Society

**CANNOT** be any other victim type.

# Crimes Against Society

**720 – Animal Cruelty**

**35A - 35B Drug/Narcotic Offenses**

**39 A–D Gambling Offenses**

**370 – Pornography/ Obscene Material**

**40 A-C Prostitution Offenses**

**520 – Weapons Law Violation**

# 720 Animal Cruelty

Someone intentionally, knowingly, or recklessly taking an action that mistreats or kills any animal without just cause, such as torturing, tormenting, mutilation, maiming, poisoning, or abandonment.



# Animal Cruelty Examples:

- Not providing proper care for your animals
- Not taking care of an outside animal during a weather advisory
- Causing animals to fight intentionally
- Not feeding an animal properly
- Not providing care to a sick animal
- Inflicting pain on an animal



# Animal Cruelty Example

Police received a telephone complaint from a person whose neighbor was leaving her dog outside in extreme heat without food or water daily.

Police responded to the call and found a German Shepherd that was breathing heavily and appeared to be very thin.

Police found obvious signs of neglect. There was no water in the yard, and it was 102 degrees without shade for the dog. Police contacted the owner, who then denied the allegations.

Police arrested the dog's owner and charged her with Animal Cruelty.



# 720 Animal Cruelty



- ▶ Dog fights and cockfighting
- ▶ Thousands of dollars can exchange hands as spectators and owners' wager on the fate of birds and dogs. Usually, large sums of money are involved in these types of animal fights.
- ▶ This would be intentional abuse or torture for the animals involved as well as knowingly taking an action that mistreats an animal.

# NOT included in Animal Cruelty

- ▶ Proper maintenance of animals for show or sport

*An example is that a lamb's tail can be docked for show.*

- ▶ Lawful fishing and lawful trapping is not animal cruelty



# Non-Animal Cruelty Example



**Police received a 911 call about someone shooting squirrels. The police respond to the call and find a squirrel lying in the road with a gunshot wound.**

**Police identify the shooter, squirrel season is underway, and the shooter has a valid hunting license and is NOT breaking any other laws.**

# 720 Animal Cruelty

There is a duty to provide care, such as shelter, food, water, and medical care if an animal is sick or injured.



# 720 Animal Cruelty

Reporting agencies should enter the  
Type Criminal Activity/Gang  
Information:

**A = Simple/Gross Neglect**

**F = Organized Abuse**

**I = Intentional Abuse or Torture**

**S = Animal Sexual Abuse**



# 35A-B Drug/Narcotic Offenses

The violation of laws prohibiting the production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use

**For Drug/Narcotic Offenses, reporting agencies must enter the type of Criminal Activity/Gang.**

**B = Buying/Receiving**

**C = Cultivating/Manufacturing/Publishing (i.e., production of any type)**

**D = Distributing/Selling**

**E = Exploiting Children – dealing in schools**

**P = Possessing/Concealing**

**T = Transporting/Transmitting/Importing**

**U = Using/Consuming**

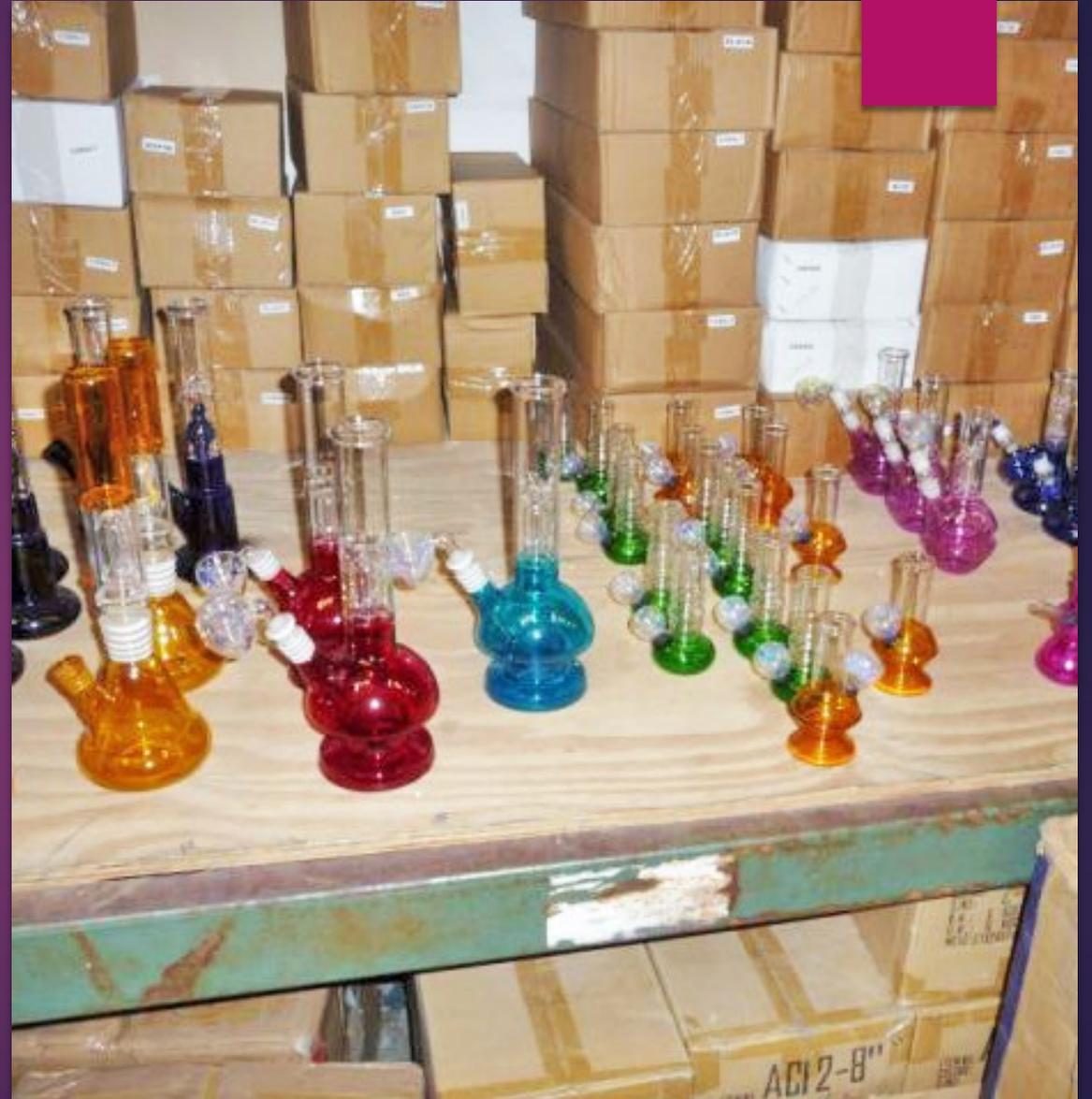
# 35A Drug/Narcotic Violations

The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled substance.



# 35B Drug Equipment Violations

The unlawful manufacture, sale, purchase, possession, or transportation of equipment or devices utilized in preparing and/or using drugs or narcotics.



# 35A-B Drug/Narcotic Offenses

If you have a 35A  
Drug/Narcotic Violation:

Type Property Loss code

**6 = Seized**

Property Description

**10 = Drugs/Narcotics**

with **no value** of the property.



If you have a 35B Drug  
Equipment Violation:

Type Property Loss code

**6 = Seized**

Property Description

**11 = Drug/Narcotic Equipment**

with a value of **1 = Unknown**.

# 35A Drug/Narcotic Violations

**Because it is difficult to determine the street value of drugs or narcotics seized in Drug/Narcotic Violations, reporting agencies should **NOT** enter a value in Value of Property.**

# 35A Drug/Narcotic Violation

**Suspected Drug Type** - identifies the TYPES of drugs or narcotics seized in a drug case.

**Estimated Drug Quantity** - indicates the quantity of drugs or narcotics seized in a drug case.

**Type Drug Measurement** - the type of measurement used in quantifying drugs or narcotics seized in a drug case.

# Drugs Categories

A = Crack Cocaine

B = Cocaine (all forms except Crack)

C = Hashish, **Dabs**

D = Heroin

E = Marijuana, **THC Oil, Edibles**

F = Morphine

G = Opium

H = Other Narcotics: Codeine, Demerol, Hydrocodone, Percodan, Methadone, Pentazocine, Darvon, **Oxycontin, Vicodin, Lortabs, Fentanyl, Suboxone, etc.**

I = LSD

# Drug Categories

J = PCP, **Ketamine, Special K**

K = Other Hallucinogens: BMDA, White Acid, DMT, MDA, MDMA, Mescaline, Peyote, Psilocybin, STP, Spice, **Ecstasy, K2**, etc.

L = Amphetamines/Methamphetamines (includes Methcathinone), **Adderall**

M = Other Stimulants: Adipex, Fastine, Ionamin, (Derivatives of Phentermine), Benzedrine, Didrex, Khat, Bath Salts, Methylphenidate, Ritalin, Phenmetrazine or Preluding, **Naphthoylindol, Flakka, Pseudoephedrine, Focaline**, etc.

N = Barbiturates

# Drug Categories

O = Other Depressants: Glutethimide, Doriden, Methaqualone, Quaalude, Talwin, **Benzodiazepines(Klonopin), Xanax**, etc.

P = Other Drugs: Antidepressants (Elavil, Triavil, Tofranil, etc.), Aromatic Hydrocarbons, Tranquilizers (Chlordiazepoxide or Librium, Diazepam, Valium, etc.), Steroids, etc.

U = Unknown Type Drug

X = Over 3 Drug Types

# Seized Drugs

If a LEA sent a drug to the laboratory for analysis and results are pending, report:

**Suspected Drug Type** or **Unknown**  
**Type Drug Measurement** **XX= Not Reported**  
**Estimated Drug Quantity** **1 = None.**

In addition, the agency must update the information in the report once the analysis is complete and resubmit the incident.



# 35A Drug/Narcotic Violation



Enter up to three of the below measurement types in Type Drug Measurement:

## Weight

**GM = Gram**

**KG = Kilogram**

**OZ = Ounce**

**LB = Pound**

## Capacity

**ML = Milliliter**

**LT = Liter**

**FO = Fluid Ounce**

**GL = Gallon**

## Units

**DU = Dosage Units/ Items**

**NP = Number of Plants**

**XX = Not Reported**

# 39 A-D Gambling Offenses



To unlawfully bet or wager money or something else of value; assist, promote, or operate a game of chance for money or some other stake; possess or transmit wagering information; manufacture, sell, purchase, possess, or transport gambling equipment, devices, or goods; or tamper with the outcome of a sporting event or contest to gain a gambling advantage

# 39A Betting/Wagering

To unlawfully stake money or something else of value on the happening of an uncertain event or on the ascertainment of a fact in dispute



# 39B Operating/Promoting/ Assisting Gambling



**To unlawfully operate, promote, or assist in the operation of a game of chance, lottery, or other gambling activity**

***Includes bookmaking, numbers running, transmitting wagering information, etc.***

# 39C Gambling Equipment Violation



**To unlawfully manufacture, sell, buy, possess, or transport equipment, devices, and/or goods used for gambling purposes.**

# 39D Sports Tampering

To unlawfully alter, meddle in, or otherwise interfere with a sporting contest or event for the purpose of gaining a gambling advantage.



# 39D Sports Tampering Example



**An offender bribes a referee at the College Quarterfinals Playoff game to not call penalties on his team to allow them to win the game.**

# 370 Pornography/Obscene Material

The violation of laws or ordinances prohibiting the manufacture, publishing (publication), distributing (distribution), sale, purchase, or possession of sexually explicit material, deemed legally obscene

**Type Criminal Activity/Gang Information:**

**Manufacturing, Publishing, Selling, Buying or Possessing.**

# 370 Pornography/Obscene Material

**NIBRS Code 370 is conditionally reported with a Segment 9 Sexual Assault report IF it meets the criteria of Texas Penal Code 43.25 Sexual Performance of a Child.**

# 40 A - C Prostitution Offenses

To unlawfully engage in or promote sexual activities for anything of value.



# 40A Prostitution

To engage in  
commercial sex acts  
for anything of value.



# 40B Assisting or Promoting Prostitution

To solicit customers or transport persons for prostitution purposes; to own, manage, or operate a dwelling or other establishment for the purpose of providing a place where prostitution is performed; or to otherwise assist or promote prostitution.



# 40C Purchasing Prostitution

To purchase or trade anything of value for sex acts.



# 520 Weapon Law Violations

The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.



# 520 Weapon Law Violations

**This offense includes violations such as the manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; using, manufacturing, etc., silencers; and furnishing deadly weapons to minors.**







# Crimes Against Society Scenarios

# Crimes Against Society Scenario

**YES or NO**

**You receive a winter weather advisory for below-freezing temperature coming through in a few hours.**

**Would it be animal cruelty to leave your dog without any protection from the severe weather?**

# Crimes Against Society Scenario

**A man is arrested. While the officer searches the offender, he finds two small rocks of crack cocaine in his possession. Additionally, a needle and syringe are found.**

**What are the reportable offenses?**

# Crimes Against Society Scenario

**A search of a bar during operating hours reveals illegal poker gaming occurring on machines in the back room. The owner and patrons are cited but not taken into custody.**

**What are the reportable NIBRS Offenses?**

- A. 39A Betting/Wagering**
- B. 39B Operating/Promoting/Assisting**
- C. 39C Gambling Equipment**
- D. All of the Above**

# Crimes Against Society Scenario

**A 24-year-old female was arrested on the street on charges of soliciting for prostitution.**

**What is the reportable NIBRS Offense?**

# Crimes Against Society

## Common Quality Control Issues

**35A Drug/Narcotic Violation** was reported in an incident, and 10 = Drugs/Narcotics and 11 = Drug Equipment property descriptions were listed. The agency received an error 387.

### Solution:

If an agency reports 35A Drug Narcotic Violation, it must report **10 = Drugs** as the property type.

If an agency reports 35B Drug Equipment Violation, it must report **11 = Drug Equipment**.

# Crimes Against Society

## Common Quality Control Issues

### WARNING 1427 - INCIDENT REPORTED WITH SOCIETY AS VICTIM OF A HATE CRIME

Problem: 35A Drug/Narcotic Violation and 35B Drug Equipment Violation has a hate bias other than 88=None.

Solution: Since the victim is not a business or individual, you cannot have a bias. You would not have a bias against society. Change the hate bias to **88=None**.

Agencies should address and correct this warning to accurately report hate bias incidents.

# Crimes Against Society Summary

- ▶ **Crimes Against Society must have 'Society' as the victim and are counted one per specific offense.**
- ▶ **Many Crimes Against Society offenses require the entry of Type Criminal Activity/Gang Information.**
- ▶ **35A Drug/Narcotics Violation must be reported with 10=Drugs/Narcotics property description.**
- ▶ **35B Drug Equipment Violation must be reported with 11=Drug/Narcotic Equipment property description.**

# Crimes Against Society



Compliance and  
Training Bureau

IBR Training Team



THANK  
YOU

# **NIBRS and other IBR Trainings**

**Crimes Against Persons**

**Crimes Against Property**

**Group B Offenses**

**Hate Crimes**

**Cargo Theft**

**LEEP Overview**

**N-DEx/Data Broker**

**NIBRS Errors and How to Fix Them**

**How to Read a Flat File**

**Human Trafficking**

**NIBRS Overview**

**Texas Specific Reports**

**Texas “T” Errors**

**Molly Jane’s Law /ViCAP**

**Use of Force Overview**

**NIBRS Overview for ISD PDs**

**Email IBR Training at [IBR.Training@dps.texas.gov](mailto:IBR.Training@dps.texas.gov)**

# **Uniform Crime Reporting**

Texas Department of Public Safety

(512) 424-2091 Main

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