Getting Pulled Over!

The driving instructor's guide to interacting with law enforcement at the roadside.



INSTRUCTOR LESSON PLAN





HOW to DRIVE

Goal of Module

To support discussions specifically about what drivers should do, and not do, during a traffic stop/interacting with law enforcement at the roadside. The module is intended for use in the classroom portion of:

- A fleet driving safety course
- A novice driver education course A defensive driving/traffic offender course
 - A senior driving safety course.

Objectives:

- Reduce the risk to law enforcement and motorists during traffic stops;
- Enhance overall relations between law enforcement and motorists.

Designed to support 20-30 minutes of discussion on best practices, the module can be modified for local use. Instructors should feel free to:

- Add in additional content, such as local and state information
- Use whichever parts they wish
- Adjust the content to their audience and time constraints.

If you are using:	This module might best fit in:
AAA How To Drive	Chapter 6: Traffic Laws
Responsible Driving	Chapter 11: Sharing the Roadway with Others
DriveRight (2010)	Chapter 7: Alcohol, Other Drugs, and Driving
ADTSEA 3.0	Unit 8, Part 6: Sharing the Road with Emergency
	Vehicles
AAA Driver	Module 8:
Improvement	Adverse Conditions & Driving Emergencies
Program (DIP)	
AAA RoadWise	Module 6:
Driver	Extending Your Safe Driving Career

Integration with AAA Driver Education & Training Programs/Curriculums



Traffic Stops: National Curriculum Content Standards		
Organization	Standard(s)	Information
American Driver and Traffic	12. Making Informed Consumer Choices	
Safety Education Association	12.4. Understand operator responsibilities www.adtsea.org	
(ADTSEA)	in regard to traffic stops.	
	12.4.1 Identify responsibilities and	
	behavior of the driver.	
Driving School Association	Rules of the Road, 1.1.6: F.	
of the Americas (DSAA)	Describe the responsibilities if stopped by	www.thedsaa.org
	law enforcement.	

In putting together these recommendations, AAA:

- Held Focus Groups with Law Enforcement Officers (LEOs) and driving instructors
- Obtained additional input from Law Enforcement Officers and leadership.

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- ANSTSE- The Association of National Stakeholders in Traffic Safety Education;
- The creation and maintenance of the *Novice Teen Driver Education and Training Administrative Standards*, the first-ever national driver education standards, belonging to the driver education community as a whole.

Please visit AAA Driver Training Programs at https://drivertraining.aaa.biz to:

- Download additional "mini-modules" similar to this one;
- Review AAA's other driving safety-related resources;
- Sign up to receive AAA's free instructor e-newsletter, *The Accelerator*.

Note: The symbol $\triangleleft WB \triangleright =$ a workbook activity in the Student Workbook.



Introduction

• Most of the time when you're on the road, it will be smooth sailing, if you:

- See *everything* going on around you
- Don't interfere with other drivers
- Keep enough space around you
- Obey the traffic laws
- Stay focused on driving
- But not always...
 - Some drivers *never* experience a crash
 - But almost *every* driver gets pulled over by law enforcement- at least once during their driving career
 - This has the potential to be a very positive event, or very dangerous event- for both:
 - The driver
 - And the Law Enforcement Officer (LEO)
 - [feel free to use your preferred local terminology instead of "LEO"- Officer, Police Officer, Peace Officer, etc.]
- That's why we're discussing getting pulled over today
 - Since it's pretty likely that you'll be pulled over someday, you need to know:
 - What your responsibilities are
 - What to do and not do when stopped at the roadside
 - How you can minimize the risks to yourself and to the LEO
 - Nobody likes getting pulled over, but talking now about how to respond when it happens can really pay off later, when actually happens







• Who here has been pulled over, or been a passenger in a vehicle that was pulled over?

∢WB►	Nervous? Angry?	
	Scared? Inconvenienced?	
What was it like? How did	Surprised? Targeted? Amused?	
	Other?	
you feel?	A driver may feel any of these, or other things, when	
	they are pulled over	
Or if you were a passenger,	It's actually pretty normal to have some sort of	
how did the driver seem to	emotional reaction when you see flashing lights	
feel?	behind you	
	But drivers need to know that:	
[Discuss responses as appropriate]	• Being pulled over is not always a bad	
	experience	
	Panicking generally only makes things worse	

∢WB►	May be somewhat anxious or nervous
How about the Law	May be on high alert, because of some other nearby
Enforcement Officer?	event
Emoreement Officer:	May be on edge a bit because they just finished
	working a crash in which someone was injured or
What might be going through	killed
their mind?	But it's the LEO's job to enforce the laws of the road
	They want to go home safe tonight, just like you do
What is <i>their</i> perspective?	

∢WB►	Speeding
	Tailgating/following another car too closely
Why might you get pulled	Weaving in your lane
over?	Changing lanes unsafely or very frequently
over:	Improper turns
	Unsafe passing
What reasons could an LEO	Being distracted behind the wheel
have to pull you over?	Tail light malfunctioning
	Discuss others as brought up by students
	Generally, any traffic infraction or safety equipment
	violation could justify an LEO pulling you over



Why might you get pulled over for a reason <i>other</i> than having committed a traffic offense?	 Could be that you are driving a vehicle similar to one just used in a nearby crime, such as a: Fuel station "drive off" A hit-and-run collision The LEO may only have a general description of the type and color of vehicle they should be watching for The LEO may have seen two similar vehicles next each other, one of which was speeding They may pull you, the innocent driver, over And then quickly determine that it was the <i>other</i> vehicle they wanted to pull over
	 Some departments pull people over for safe driving! Sometimes the LEO gives those drivers a gift certificate as a reward for good driving! So getting pulled over is not necessarily always a negative experience!

- One way to look at traffic stops is to break them down into a sequence of steps
- To make discussion easier, we will sort a stop into three steps:
 - 1. Pulling over
 - 2. The officer approaching your vehicle
 - 3. Conversations with the officer

Step 1: Pulling Over

- After you see flashing lights behind you, the first step is pulling over
- *How* you do that is likely to affect how the traffic stop turns out

<₩B► After you see flashing lights behind you:		
What's the 1 st thing	Communicate to the LEO that you	
you should do?	see them	
	This lets them know that:	
	• You see them	
	• You will be pulling over	
What's the 2 nd thing	Safely pull over	
you should do?	- In a safe location	
	- Out of the traffic lane	



Dos and Don'ts?



∢WB ► Whiteboar	d Exercise
What are some things you should do, and some things you should not do, when you see the flashing lights behind you?	
Do's	Don'ts
Let the LEO know that you see them-	Accelerate
Communicate!	
• Could wave at them	
• Could turn on your hazard flashers	
• (Could do both)	
• Other ways?	
Come to a gradual stop in a safe location	Slam on the brakes and pull over suddenly
Reduce your speed until you pull over	Attempt to evade
Don't freak out!	Reach for any object, or into the glovebox,
- Stay calm, and focus on pulling over	console or other closed area, or under your
safely	seat or down to the floorboard
Pull over to the right, generally	Pull over to the left, unless completely safe to
	do so
Pull over in a safe location with plenty of	Attempt to grab your license, or other
room around you	documents before the officer approaches and
• You may need to turn your hazard	asks you to do so
flashers off for a bit, so you can signal	
to other road users as you pull over	
Other?	Other?



∢WB►

- So, the keys at this point are:
 - Communicating to the LEO that you see them
 - Safely pulling over in a safe location



∢WB►	A position safe for you and your vehicle
	Out of the traffic flow
	A position safe for the LEO and their vehicle
What would be a safe location?	Enough room for the LEO to bring their vehicle to a
what would be a sale location:	stop, out of traffic
	Plenty of room for the LEO to walk around your
	vehicle
	You might need to pull onto a side street or into a
	parking lot
∢WB►	In the middle of the traffic lane
	In an intersection
What would be some unsafe	In a position where part of your vehicle is sticking
	out into the traffic lane
locations?	Along a guardrail or other barrier that would provide
	limited space for the LEO to approach your vehicle
	Some curves, including blind curves
	Other?

∢WB►	Put vehicle in Park
	• Take foot off the brake
	• Otherwise it might look like you are about to drive off
Now that you're pulled ever in	Remain in the vehicle
Now that you're pulled over in	• Do not get out unless asked to by the LEO!
a safe place, what should you	Turn radio down to zero volume- completely silent
do next?	Roll your window down all the way
	 Not just part-way
	Keep other windows raised
	• Keep your safety belt fastened
	• You don't want it to look like you're not
	wearing it!
	Others?



∢WB►	Turn your vehicle's interior light on
And if you are pulled over at	This allows the LEO see what's going on in your vehicle even more clearly
night, what else should you do?	Others?

State-Specific Content: Pulling Over	
Information about <u>(vour</u> <u>state)</u> laws regarding pulling over during a traffic	
stop • Laws	
• Rules [to be filled in by Instructor before class]	

Revisiting Key Points:		
What are the keys to success in	Your actions!	
Step 1?	• How you initially communicate to the LEO	
The second se	• How you safely pull over	
	Your appreciation of the LEO's concerns!	
	• Stopping in a location with plenty of room	

- Next, the LEO will approach your vehicle
- Let's talk about that process



Step 2: The Officer Approaching Your Vehicle

• To start, it may be a minute or two before the LEO approaches your vehicle

- Before they get out of their vehicle, they may tell their radio dispatch that they are engaged in a traffic stop
- They may also look up your vehicle, based on its license plate

• Remember: your driver window should already be down all the way



∢WB►	Best Answer: Make your hands visible!
	When harm comes to an LEO, most of the time it's
	related to something a driver does with their hands
	Holding a weapon
	Throwing something
	Thus, LEOs are trained to watch a driver's hands as
	they approach
	So make sure your hands are:
	• Empty!
As the LEO approaches your	Visible!
vehicle, what should you do?	One Option:
, ,	• Place your hands on the steering wheel
	• At the "10 & 2" position
	Another Option:
	• Extend your hands out the window a bit
	• This makes your hands very visible to the
	LEO
	• [see image below]
	Do this as soon as you see the officer exit their
	vehicle
What result might this have, in	This will go a long way to showing that you:
terms of the LEO's safety	• Are not a threat
concerns?	 Recognize the LEO's safety concerns
	 Are making a sincere effort to help keep the LEO safe
	LEO Saic







Driver extending his hands out the window a bit. "Hands outside; nothing to hide!"

- Keep in mind that the LEO may approach your vehicle from the <u>right</u> side (passenger side)
- You may need to roll down the right side window

What should you do if you have passengers with you?	 Front Seat Passengers: Put hands on the dashboard- palms <u>up</u> Keep them there Back Seat Passengers: Put hands on head restraints/back of front seats- palms <u>up</u> Keep them there The LEO has to be concerned about the actions of everyone in the vehicle
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State-Specific Content: Officer Approaching Your Vehicle		
Information about <u>(vour</u> <u>state)</u> laws regarding the officer approaching the vehicle		
during a traffic stop Laws Rules [to be filled in by Instructor before 		
class]		

Revisiting Key Points:	
What are the keys to success in	Your actions!
Step 2?	Preparing your vehicle:
ľ	- Vehicle in Park
	- Foot off the brake
	- Radio volume down to zero
	Your appreciation of the LEO's concerns!
	Showing your hands

• Next, we'll talk about the conversation you're about to have with the LEO

Step 3: Conversations with the Officer

- OK, so you've pulled over in a safe place
- You have prepared your vehicle and yourself to present no sort of threat to the LEO as they approach the vehicle
- Now it's down to business- actually talking through the issue (or issues) with the LEO

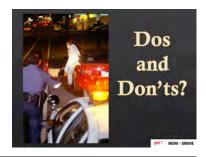




∢WB►	Why you were pulled over!	
What's the first thing you want	It's normal to want to know that right away	
to know?		
∢WB►	Who they're dealing with!	
What's the first thing the LEO	- Exactly who you are	
needs to know?		
	For their own safety!	
	They don't know yet if you're a law-abiding citizen	
	Or if you're the most dangerous, murderous, insane	
	criminal ever seen in the state	
	That's why they need to get a sense of who you are	
Why do they need to know	- Right away- often before you ever get to why	
that?	you were pulled over	
	For an LEO, there's no such thing as a "routine"	
	traffic stop	
	- They have to be prepared to respond to a	
	whole range of behaviors by any driver	
How should you refer to the	"Officer" is generally good	
LEO?	• "Sir" or "Ma'am" also show respect	
	Be honest!	
	OK to say something like:	
	• "Probably because I was making an idiot of	
What should you say if the LEO asks you if you know why you were pulled over?	myself by speeding" (or whatever the case)	
	 The LEO might find this response refreshing 	
	and positive	
	Be open to the possibility that you were pulled over for a legitimate offense	

- That is why you should let the LEO start the conversation
 - And answer all their questions
 - Keep it short and sweet
- Regarding learning why you were pulled over:
 - Be patient!
 - You will learn why soon enough
- Be courteous and polite!
 - Law enforcement is a tough job
 - Extending some politeness and courtesy to the LEO can make a big difference
- How you respond to the LEO will set the tone for the entire traffic stop
- Also, many LEOs and vehicles are equipped with either vehicle-mounted cameras or body cameras- the traffic stop may be recorded





◄	W	/B	

Whiteboard Exercise

What are some things you should do, and some things you should not do, when you are	
talking with the LEO?	

Do's	Don'ts
Be polite	Immediately ask why you were pulled over
Be courteous	Argue your case
	• At the roadside is not the place to
	argue or plead your case
	• You will have plenty of opportunity to
	fight your case later- in court
Be 100% honest	Being contentious
Follow the LEO's instructions	Ask questions
Answer only what is asked	Defend your actions
Skip the excuses	Using your cell phone
Listen	Complain
Relax	Call the LEO names
Be patient	Be a jerk
Be respectful	Attempt to bribe the LEO
Other?	Other?

∢ ₩B►	Driver's license
What will the LEO likely ask	Proof of insurance/financial responsibility
you to show them?	Vehicle registration

• A good practice is to have these documents every time you drive

- Many drivers put these documents in the glove box or center console
- Note that some law enforcement agencies recommend keeping these documents on one's person, rather than in the vehicle





- Prescription medications
 - Any driver who takes a prescribed stimulant drug should always carry a note from their prescribing doctor
 - And if the medications are in the vehicle, they need to be in the prescription bottle

Are you required to produce	Yes- if you are driving on a public road
these documents to law	• You have a choice
enforcement?	• If you do not wish to be subject to this
	requirement, do not drive on public roads!
	The state owns the license!
Let's Review:	• You do not
	• The license belongs to the state, which has
Who owns your driver's	granted you the ability to drive
e e	• Driving is not a right; it is a privilege granted
license?	to those who drive safely
	• Thus, the state, in the form of the LEO, can
	request to see the license at any time
	Yes!
Can I get in trouble if I choose	• Such a decision would be viewed as you
to not provide these	being uncooperative
documents?	• You could lose your driver's license, and your
uocuments.	driving privileges
	• [could cover relevant state laws]
Who is in charge at this point?	• The LEO is in charge
	• The state grants law enforcement the
	authority to conduct traffic stops

∢WB►	Only after the LEO asks you to provide them!
When should you reach for	Do not go searching for them until you are asked
	If the LEO sees you reaching for something (a) as
· ·	you pull over or (b) as they approach your vehicle
these documents?	• For their safety, they must assume you are
	reaching for a weapon, or hiding something
	So wait until the LEO as at your window, and has
	asked you for these documents



∢WB►	First, tell the LEO that you would be happy to	
	provide the documents Second, tell the LEO the location of each document, one at a time	
How should you reach for these documents?	 Then ask if you may reach for the object Example: "Officer, my driver's license is in my wallet, in my right rear pocket. May a reach for it?" 	
	 If possible, reach for the documents with one hand Best if you can leave one hand on the steering wheel, completely visible to the LEO 	
	And reach for the documents slowly	
	 No sudden moves- no need to rush 	



 When he s drunk "You're not going to search the trunk, are you officer?" You need some new friends! 	How Could Your Passengers	
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OPTIONAL CONTENT

What if you have a weapon in	 Tell the LEO about it early in the conversation LEOs need to know about any weapon in the vehicle They will generally appreciate your concern for their safety If you have a concealed weapons permit, you should mention that too
the vehicle?	You may consider providing your permit along with your driver's license and other documents
	Example:"Just so you know, there's a loaded weapon in
	the vehicle. It's legal- how would you like to proceed?"
	Also: It had better be legal for you (or passenger) to have it in the vehicle!

- Understand that there will often be two discussions with the LEO:
 - 1. The initial discussion, during which the LEO obtains your documents
 - 2. A 2nd discussion, after which they have checked you out in the department's database
 - In this case, the LEO will approach your vehicle a second time
 - Make sure your hands are just as visible as the first time the LEO approached





	If you received a sitution:
	If you received a citation:
	• Take it with as much grace as possible
	• Also be sure that you understand the citation,
	and your next steps
	Thank the LEO
	You might not want to
	• But the LEO is actually just doing their job
Wrapping up the traffic stop	• One of their key roles is to work to prevent
	crashes
	• Be polite the entire time!
	Do not drive away until the LEO says it's OK to do
	SO
	Be very careful pulling back into traffic!
	• You will have just had a bit of an emotional
	experience
	• Too many drivers simply pull directly into an
	active traffic lane, without looking
	• Be safe when getting back on the road!

• If you wish to submit a compliment or a complaint about how the LEO handled the traffic stop, you have that right

- Contact the LEO's department
- Ask how to submit the compliment or complaint
- Not all law enforcement agencies have badge numbers, but all LEOs have identification numbers
- Law enforcement agencies are generally open to receiving this type of input from citizens



State-Specific Content: Conversations with the Officer	
Information about <u>(vour</u> <u>state)</u> laws regarding talking with the officer during a traffic stop • Laws	
• Rules [to be filled in by Instructor before class]	

Revisiting Key Points:	
What are the keys to success in Step 3?	Your attitude!
	• How respectful you are
	• The tone of your voice
	• Your courtesy toward the LEO
	Your actions!
	• When you do things
	 How quickly you do things
	Your appreciation of the LEO's concerns!
	• Your recognition of their perspective and
	responsibilities



Optional Exercises/Classroom Activities

Conduct a role-playing/ practice demonstration	Set up 4 classroom chairs to match the location of seats in a vehicle Have a student sit in each chair The Instructor could play the role of the LEO • Help demonstrate a "simulated" traffic stop Alternatively, the Instructor could play the role of the driver
	 With a student playing the role of the LEO Instructor could demonstrate both positive and negative responses as the driver
	Class can discuss experience after the demonstration

	Create a graphic-only version of the lesson's key points
	• No words or text
Group Projects	Images and drawings only
	Create a summary of the lesson's key points, to go on
Students could be put into groups to:	a single 3x5 card
	• Instructor could then print out copies of the
	card for students to keep in their vehicles
	Conduct an engaging demonstration/"skit" that
	summarizes the lesson's key points
	Create a draft tri-fold brochure summarizing the key
	points



Summary



- Sometimes you will see another driver pulled over ahead on the road
- What should you do?
- Slow down and/or move over!
 - This is a very dangerous situation for:
 - o LEO's
 - Emergency road service providers
 - o EMS responders
 - If only one lane going your way:
 - o Slow way down
 - Don't want to rush by the scene
 - If two or more lanes going your way:
 - o Safely change lanes to move away from the scene
 - o If you cannot safely change lanes, slow way down
 - [cover your state's specific laws regarding responding to emergency responders at the roadside]
 - Next time it might be you needing assistance at the roadside!
- One more tip: Don't drive when you're emotional!
 - Example: Just broke up with significant other
 - o It will affect how you interact with law enforcement
 - Will generally make things worse
 - So, stay off the roads until you cool off



- You can pretty much count on being pulled over at some point in your driving career
- Traffic stops can be risky
 - That's why we're talking about them
 - Helping cover key points that can help you *prevent* any trouble from occurring
- Always make the contact as **positive** as possible
 - And that can be hard work!
 - The more positive your attitude, the better the outcome will be
 - Generally, your attitude will be reflected by the LEO- whatever it is

∢WB►	Attitude
	How you respond
	Actions
Kove to a safe and givil traffic	• What you do and don't do
Keys to a safe and civil traffic stop	Appreciation
	• Your appreciation for the LEO's safety,
	perspective, and responsibilities
	[Hey look- the abbreviation of those is "AAA"!
	• Wow- what a coincidence!]

- Law enforcement is a tough job
- If you make the traffic stop easier and safer, the LEO will feel less at risk
 - If they feel less at risk, they may be more appreciative of your concerns for their safety
 - The outcome might be better
- [Questions/Discussion]



Additional Resources

Organizations	
International Association of	www.iacp.org/
Chiefs of Police (IACP)	
National Highway Traffic	www.nhtsa.gov
Safety Administration	
(NHTSA)	

Supporting Videos: Traffic Stops		
Title (hyperlinked to video)	Source	Access
Traffic Stop PSA	Tampa PD	www.youtube.com/watch?v=-9QgH_ANill
<u>Ride Along with Us:</u> <u>What to Expect on</u> <u>a Traffic Stop</u>	Fairfax County Police	www.youtube.com/watch?v=rcnrszOQlcQ
Traffic Stop Safety	Boca Raton Police Services Department	www.youtube.com/watch?v=fMxfEZA9QK8
<u>What to Expect</u> <u>During a Traffic</u> <u>Stop</u>	Sarasota Sheriff	www.youtube.com/watch?v=gKK0tvbi-js

- Note: AAA does not endorse any of these videos; links are provided for instructors' convenience only. Prior to showing in the classroom, be sure to review each one in its entirety.

