

REPORT OF THE INDEPENDENT MONITOR FOR THE DETROIT POLICE DEPARTMENT

"Report Card" Summarizing the Monitor's Evaluation of Compliance with the Consent Judgments as of the Quarter Ending November 30, 2005

		ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation	
		Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Sep '04- Nov '04	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E
USE OF FORCE AND ARREST AND WITNESS DETENTION CONSENT JUDGMENT										
I. DEFINITIONS										
U1										No monitoring requirements
II. GENERAL PROVISIONS										
U2 - 13										No monitoring requirements
III. USE OF FORCE POLICY										
A. General Use of Force Policies										
U14	Revision of Policy (Definition of UOF)			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U15	Use of Force Continuum			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U16	Opportunity to Submit			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U17	Prohibition on Choke Holds			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U18	Revision of Policy within 3 Months			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
U19	Strike to Head Equals Deadly Force			DW			DW	May-05	May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
B. Use of Firearms Policy										
U20	Firearms Qualification Requirement		X				X	Aug-05	Aug-06	
U21	Failure to Re-Qualify		X				X	Aug-05	Aug-06	
U22	Moving Vehicle Firing Policy		X				X	Aug-05	Aug-06	
U23	Authorized Ammunition		X				X	Aug-05	Aug-06	
C. Intermediate Force Device Policy										
U24	Intermediate Force Device		X				X	Aug-05	Aug-06	
D. Chemical Spray Policy										
U25	Requirements of Policy		X				X	Aug-05	Aug-06	
U26	Prohibition Relative to Handcuffed Prisoners		X				X	Aug-05	Aug-06	

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IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW									
A. General Investigations of Police Action									
U27		X		X		X	Aug-05	Feb-06	
U28		X		X		X	Aug-05	Feb-06	
U29		X		X		X	Aug-05	Feb-06	
U30		X		X		X	Aug-05	Feb-06	
U31		DW		DW		DW	Aug-05	Feb-06	Awaiting revised protocol
U32		X		X		X	Aug-05	Feb-06	
U33		X		X		X	Aug-05	Feb-06	
B. Use of Force and Prisoner Injury Investigations									
U34	X		X		X	X	Nov-05	May-06	
U35	X		X		X	X	Nov-05	May-06	
U36	X		X		X	X	Nov-05	May-06	
C. Review of Critical Firearm Discharges and In-Custody Deaths									
U37	X		X		X	X	Nov-05	May-06	
U38	X		X		X	X	Nov-05	May-06	
U39	X		X		X	X	Nov-05	May-06	
U40	X		X		X	X	Nov-05	May-06	
U41	X		X		X	X	Nov-05	May-06	
V. ARREST AND DETENTION POLICIES AND PRACTICES									
A. Arrest Policies									
U42	DW	DW	DW		DW	DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
U43	DW	DW	DW		DW	DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
B. Investigatory Stop Policies									
U44	X		NYE		X	X	Nov-05	May-06	
U45	X		NYE		X	X	Nov-05	May-06	
C. Witness Identification and Questioning Policies									
U46	X		NYE		X	X	Nov-05	May-06	Monitor unable to review the adequate sample to determine compliance
U47			✓		X	✓	May-05		

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		Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Sep '04- Nov '04	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E
U48	Documentation of Interviews and Interrogations	X		NYE		X	X	Nov-05	May-06	Monitor unable to review the adequate sample to determine compliance
D. Prompt Judicial Review Policies										
U49	Revision of Policies and Requirement of Arraignment within 48 Hours		X		X		X	Aug-05	Feb-06	
U50	Requirement of Warrant Request		X		X	X	X	Aug-05	Feb-06	
U51	Documentation of Late Request for Arraignment Warrants		X		X		X	Aug-05	Feb-06	
E. Hold Policies										
U52	Revision of Policies		DW		X		DW	Aug-05	Feb-06	Dissemination testing deferred
U53	Documentation of all Holds		DW		X		DW	Aug-05	Feb-06	Dissemination testing deferred
F. Restriction Policies										
U54	Development of Restriction Policies		X		X		X	Aug-05	Feb-06	
U55	Documentation of Restrictions		X		X		X	Aug-05	Feb-06	
G. Material Witness Policies										
U56	Revision of Material Witness Policies	X	X	NYE	X	X	X	Nov-05	Feb-06	
U57	Requirement of Court Order	X	X		X		X	Nov-05	Feb-06	
H. Documentation of Custodial Detention										
U58	Revision of Policy	X		X		X	X	Nov-05	May-06	
I. Command Notification										
U59	Time Limits for Written Reporting of Violations	X		DW		X	X	Nov-05	Feb-06	
U60	Daily Reporting Requirement		X		X		X	Aug-05	Feb-06	
VI. EXTERNAL COMPLAINTS										
U61	Revision of External Complaints Policies	X		X		X	X	Nov-05	May-06	
U62	Informational Campaign									
a. Informing persons about filing complaints										
Subparagraph not separately assessed										
b. Distribution of material										
		✓		NYE		X	✓	Nov-05	May-06	
c. Complaint Process Broadcasts										
		✓		✓		✓	✓	Nov-05	May-06	
d. Informational Campaign Placards										
		✓		✓		✓	✓	Nov-05	May-06	
U63	Informational Brochures and Contact Forms	X		X		DW	X	Nov-05	May-06	

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	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Sep '04- Nov '04	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E	
A. Intake and Tracking										
U64	Policies Regarding Intake and Tracking	X		DW		X	X	Nov-05	May-06	
U65	Factual Account by Intake Officer	X		X		X	X	Nov-05	May-06	
U66	Unique Identifier	✓		✓		✓	✓	Nov-05	May-06	
B. External Complaint Investigation										
U67	Revision of External Complaint Investigations Policy	X		X		X	X	Nov-05	May-06	
U68	External Complaint Review Process Time Limits	X		X		X	X	Nov-05	May-06	
U69	External Complaint Dispositions	X		X		X	X	Nov-05	May-06	
VII. GENERAL POLICIES										
U70	Clear Definitions of Terms	DW		DW		X	DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
U71	Community Comment on Proposed Policy Revisions	X		X		X	X	Nov-05	May-06	
U72	Police Action in Violation of DPD Policy		X		X		X	Aug-05	Feb-06	
U73	Deployment Plan for Supervisors		X		X		DW	Aug-05	Feb-06	
U74	Enforcement of Policy on Reporting Misconduct		X		X		X	Aug-05	Feb-06	
U75	Revision of Off-Duty Action Policies		X	NYE	X		X	Aug-05	Feb-06	
U76	Revision of Prisoner Policies		X		X		X	Aug-05	Feb-06	
U77	Foot Pursuit Policy Development		X		X		X	Aug-05	Feb-06	
VIII. MANAGEMENT AND SUPERVISION										
U78	Development of Risk Management Plan			X		X	X	May-05	Feb-06	
A. Risk Management Database										
U79	Expansion of Risk Management System	X		X		X	X	Nov-05	May-06	
U80	Requirements for New Risk Management Database	X		X		X	X	Nov-05	May-06	
U81	Requirement of Identifiers	X		X		X	X	Nov-05	May-06	
U82	Data Input Plan	X		X		X	X	Nov-05	May-06	
U83	Report Protocol	✓		X		X	✓	Nov-05	May-06	
U84	Review Protocol		✓		X		✓	Aug-05	Feb-06	
U85	Modular Development of Database		X		X		X	Aug-05	Feb-06	
U86	Common Control Numbers	X		X		X	X	Nov-05	May-06	
U87	Information Retention	X		X		X	X	May-05	May-06	

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	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Sep '04- Nov '04	Status as of Last Eval'n	Last Eval'n Quarter Ending	
U88 Schedule for Development								
a. Submit Data Input Plan to DOJ	X		X		X	X	Nov-05	May-06
b. Submit Report Protocol and RFP to DOJ	✓		X		X	✓	Nov-05	-
c. Issue RFP	X		X		X	X	Nov-05	May-06
d. Submit Review Protocol to DOJ		✓		X		✓	Aug-05	-
e. Select Contractor for Risk Management Database		X		X		X	Aug-05	Feb-06
f. Beta Version of Risk Management Database		X				X	Aug-05	Feb-06
g. Risk Management Database Operational						NYE		Feb-06 Deadline for operation and implementation is December 31, 2005
U89 Interim System to Detect Patterns of Behavior		X		X		X	Aug-05	Feb-06
U90 Modification Protocol						NYE		Compliance will be assessed as needed
B. Performance Evaluation System								
U91 Performance Evaluations		X				X	Aug-05	Aug-06
C. Oversight								
U92 Audit Protocol		✓		X	X	✓	Aug-05	Aug-06
U93 Audit Reporting Requirements	X	DW	X	X	X	X	Nov-05	Feb-06
U94 a. UOF Investigations Audit	X	X	X	X	X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
b. Prisoner Injuries Investigations Audit	X	X	X	X	X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
c. Misconduct Investigations Audit	X	NYE	X	X	X	X	Nov-05	Aug-06 [2]
U95 a. Arrest Practices Audit	X	X		X	X	X	Nov-05	May-06 [2] Audit skipped since the q/e Aug 05
b. Stop and Frisk Audit	X	X	X	NYE	X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
c. Witness Identification and Questioning Audit	X	X	X	X	X	X	Nov-05	Aug-06 [2] Audit skipped since the q/e Aug 05
U96 Audits of Custodial Detention Practices	X	X			X	X	Nov-05	May-06 [2] Audit skipped since the q/e Aug 05
U97 OCI External Complaints Investigations Audit	X	NYE	X	X	X	X	Nov-05	Aug-06 [2]
U98 Videotape Reviews		X		X		X	Aug-05	Feb-06
U99 Regular Meetings with Prosecutors	✓		✓		✓	✓	Nov-05	May-06
D. Use of Video Cameras								
U100 Repair or Replacement of Video Cameras		X		X		X	Aug-05	Feb-06
U101 Revision of Video Camera Policy		X		X		X	Aug-05	Feb-06
U102 Video Camera Recording Requirements		X		X		X	Aug-05	Feb-06

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F. Discipline									
U103 Elimination of Backlogs		X		X		X	Aug-05	Feb-06	
U104 Steps to Prevent Backlog		NYE		X		NYE	Aug-05	Feb-06	Monitor's review comments submitted after quarter-end
U105 Creation of Disciplinary Matrix		DW		X		DW	Aug-05	Feb-06	Awaiting DPD response to Monitor's review comments
IX. TRAINING									
A. Oversight and Development									
U106 Review of all UOF and Arrest and Detention Training	X		X		X	X	Nov-05	May-06	
U107 Michigan Law Enforcement Officers Training Council Standards	X		X		X	X	Nov-05	May-06	
U108 Individual Training Records	X		X		X	X	Nov-05	May-06	
U109 Approved Lesson Plans / Scenario-Based Training	X		X		X	X	Nov-05	May-06	
U110 Civil Lawsuits	X		X		X	X	Nov-05	May-06	
U111 Distribution and Explanation of the UOF CJ	X		X		X	X	Nov-05	May-06	
B. Use of Force Training									
U112 Annual UOF Training	X		X		X	X	Nov-05	May-06	
C. Firearms Training									
U113 Firearms Training Protocol	X		X		X	X	Nov-05	May-06	
D. Arrest and Police-Citizen Interaction Training									
U114 Annual Arrest and Police-Citizen Interaction Training	X		X		X	X	Nov-05	May-06	
E. Custodial Detention Training									
U115 Annual Custodial Detention Training		X		X		X	Aug-05	Feb-06	
U116 Advise Officers not to Delay Arraignment		X		X		X	Aug-05	Feb-06	
U117 Advise that Materiality of Witness is Judicial Determination		X		X		X	Aug-05	Feb-06	
F. Supervisory Training									
U118 Training on the Evaluation of Written Reports		X		X		X	Aug-05	Feb-06	
U119 Leadership and Command Accountability Training		X		X		X	Aug-05	Feb-06	
U120 Risk Assessment Training Requirement		X		X		X	Aug-05	Feb-06	

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G. Investigator Training									
U121 Training for Evaluating Credibility		X		X		X	Aug-05	Feb-06	
U122 Handling External Complaints		X		X		X	Aug-05	Feb-06	
H. Field Training									
U123 Enhancement of FTO Program		X		X		X	Aug-05	Feb-06	
X. MONITORING, REPORTING, AND IMPLEMENTATION									
U124 - 138									No monitoring requirements
U139 Reopening of Investigations Deemed Incomplete						NYE	Nov-05	May-06	Reviewed but compliance assessment was not required
U140 - 154									No monitoring requirements

CONDITIONS OF CONFINEMENT CONSENT JUDGMENT

I. DEFINITIONS									
C1									No monitoring requirements
II. GENERAL PROVISIONS									
C2 - 13									No monitoring requirements
III. FIRE SAFETY POLICIES									
C14 Life Safety Code Compliance		X				X	Aug-05	Feb-06	
C15 Detection, Suppression and Evacuation Programs		X				X	Aug-05	Feb-06	
C16 Fire Safety Program Development		X				X	Aug-05	Feb-06	
C17 Fire Safety Program Implementation		X				X	Aug-05	Feb-06	
C18 Fire Safety Interim Measures		X				X	Aug-05	Feb-06	
C19 Safety Equipment Testing		X				X	Aug-05	Feb-06	
C20 Smoking Policy		✓				✓	Aug-05	Feb-06	
C21 Storage of Flammable Liquids		X				X	Aug-05	Feb-06	
C22 Removal of Cane Ceiling Tiles		✓				✓	Aug-05	Feb-06	
IV. EMERGENCY PREPAREDNESS POLICIES									
C23 Ensure Safety Level		X				X	Aug-05	Feb-06	
C24 Emergency Preparedness Program Development		X				X	Aug-05	Feb-06	
C25 Key Control Policies		X				X	Aug-05	Feb-06	

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V. MEDICAL AND MENTAL HEALTH CARE POLICIES										
C26	Identification and Response for Special Needs	X		X		X	X	Nov-05	Aug-06	
C27	Screening Program Development	X		X		X	X	Nov-05	Aug-06	
C28	Minimum Standards for Screening Program	X		X		X	X	Nov-05	Aug-06	
C29	Minimum Standards for Medical Protocols	X		X		X	X	Nov-05	Aug-06	
C30	Infectious Disease Policy	NYE	NYE	NYE	X	NYE	NYE	Nov-05	Aug-06	Implementation testing deferred pending dissemination of related policies
C31	Prisoner Health Information Protocol	X		X		X	X	Nov-05	Aug-06	
C32	Prescription Medication Policy	X		X		X	X	Nov-05	Aug-06	
C33	Suicide Watch Garb	X		X		X	X	Nov-05	Aug-06	
C34	Suicide Hazard Removal	✓		X		X	✓	Nov-05	Aug-06	
VI. PRISONER SAFETY POLICIES										
C35	Ensure Safety Level		X		X		X	Aug-05	Feb-06	
C36	Security Screening of Prisoners		X		X		X	Aug-05	Feb-06	
C37	Cell Check Policies		X		X		X	Aug-05	Feb-06	
C38	Observation Cell Policy		X		X		X	Aug-05	Feb-06	
VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES										
C39	Cleanliness of Cells		X		X		X	Aug-05	May-06	
C40	Cleaning Policy		X		X		X	Aug-05	May-06	
C41	Maintenance Policy		X		X		X	Aug-05	May-06	
C42	a. Ventilation		X		✓		X	Aug-05	May-06	
	b. Heating		X		X		X	Aug-05	May-06	
C43	Repairs to be Made		X		X		X	Aug-05	May-06	
C44	Lighting Requirements		X		X		X	Aug-05	May-06	
C45	Toilet Access		X		X		X	Aug-05	May-06	
C46	Air Purification		✓		✓		✓	Aug-05	May-06	
VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES										
C47	Accommodations for Persons with Disabilities	NYE	X		X		NYE	Nov-05	Aug-06	
C48	Detention of Individuals with Disabilities	X	X		X		X	Nov-05	Aug-06	
IX. FOOD SERVICE POLICIES										
C49	Food Storage and Service			X		X	X	May-05	May-06	
C50	Development of Food Service Policies			X		X	X	May-05	May-06	

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X. PERSONAL HYGIENE POLICIES									
C51	Availability of Personal Hygiene Items		X		X	X	May-05	May-06	
XI. USE OF FORCE AND RESTRAINTS POLICIES									
C52	Compliance with DPD's UOF Policy		X		X	X	Aug-05	Feb-06	
C53	UOF Protocols for Prisoners		X		X	X	Aug-05	Feb-06	
C54	Handcuffing to Benches		X		X	X	Aug-05	Feb-06	
XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW									
C55	Investigations of In-Custody Deaths		X		X	X	Aug-05	Feb-06	
C56	UOF Reporting		X		X	X	Aug-05	Feb-06	
C57	Injury Reporting		X		X	X	Aug-05	Feb-06	
XIII. EXTERNAL COMPLAINTS									
C58	Processing of External Complaints		X		X	X	Aug-05	May-06	
C59	Complaint Investigation		X		X	X	Aug-05	May-06	
XIV. GENERAL POLICIES									
C60	Clear Definition of Terms		DW		DW	X	Nov-05	May-06	Pending review of processes
C61	Community Comment on Proposed Policy Revisions		X		X	X	Nov-05	May-06	
XV. MANAGEMENT AND SUPERVISION									
C62	Regular Operation Evaluation		NYE		X	NYE	Aug-05	Feb-06	Inconsistent info; Monitor to conduct detailed assessment during next review
C63	Operation in Compliance with Risk Management Plan		X		X	X	Aug-05	Feb-06	
C64	Video Camera Policy		X		X	X	Aug-05	Feb-06	
C65	a. Holding Cell UOF Investigations Audit		X	X	X	X	Aug-05	Feb-06	
	b. Holding Cell Prisoner Injuries Investigations Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05
	c. Holding Cell Misconduct Investigations Audit		X	X	X	X	Aug-05	Feb-06	
C66	a. HCCC to Assure Compliance with COC CJ		X	X	X	X	Nov-05	Feb-05	
	b. HCCC Fire Safety Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05
C67	HCCC Emergency Preparedness Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05
C68	HCCC Medical/Mental Health Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05
C69	HCCC Detainee Safety Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05
C70	HCCC Environmental Health and Safety Audit		X	✓	X	X	Aug-05	Feb-06	
C71	HCCC Food Service Audit		X	X	X	X	Nov-05	Feb-06	Audit skipped since the q/e July 05

✓ = Compliant; X = Non-Compliant;
NYE = Not Yet Evaluated; DW = Determination Withheld

REPORT OF THE INDEPENDENT MONITOR FOR THE DETROIT POLICE DEPARTMENT

"Report Card" Summarizing the Monitor's Evaluation of Compliance with the Consent Judgments as of the Quarter Ending November 30, 2005

	ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					Status as of Last Eval'n	EVALUATION TIMING		Comments re: Last Evaluation
	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Sep '04- Nov '04		Last Eval'n Quarter Ending	Next Expected Eval'n Q/E	
C72 Audit Reporting Requirements		X	X	X	X	X	Aug-05	Feb-06	
XVI. TRAINING									
C73 Training of Detention Officers		X				X	Aug-05	May-06	
C74 Training Records		X				X	Aug-05	May-06	
C75 Emergency Preparedness Training		X				X	Aug-05	May-06	
C76 Medical/Mental Health Screening Program Training		X				X	Aug-05	May-06	
C77 Detainee Safety Training		X				X	Aug-05	May-06	
C78 Environmental Health and Hygiene Training		X				X	Aug-05	May-06	
XVII. MONITORING AND REPORTING									
C79 - 93									No monitoring requirements
C94 Reopening of Investigations Deemed Incomplete						NYE	Nov-05	May-06	Reviewed but compliance assessment was not required
C95 - 99									No monitoring requirements
XVIII. STIPULATION PURSUANT TO THE PRISON LITIGATION REFORM ACT, 18 U.S.C. 3626									
C100 - 102									No monitoring requirements
XIX. IMPLEMENTATION AND ENFORCEMENT									
C103 - 110									No monitoring requirements
XX. MISCELLANEOUS									
C111 - 112									

NOTES: [1] The Monitor assesses each paragraph's various components of compliance (policy, training, implementation, audit) separately . However, if the Department is in non-compliance with any of these components for a given paragraph, then the Department is in overall non-compliance with that paragraph. This Report Card reflects only the overall compliance rating.

[2] For those paragraphs that require specific audits, the next expected evaluation shown is the quarter in which the next scheduled audit is due and/or is expected to be evaluated (based on the date the audit is expected to be submitted).