

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, 2004

	ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation
	Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04	Sep '03- Nov '03	Status as of Last Eval'n	Last Eval'n Quarter Ending	
<b>USE OF FORCE AND ARREST AND WITNESS DETENTION CONSENT JUDGMENT</b>								
<b>I. DEFINITIONS</b>								
U1								No task
<b>II. GENERAL PROVISIONS</b>								
U2 - 13								No task
<b>III. USE OF FORCE POLICY</b>								
<b>A. General Use of Force Policies</b>								
U14	Revision of Policy (Definition of UOF)		X		X	X	May-04	May-05
U15	Use of Force Continuum		X		X	X	May-04	May-05
U16	Opportunity to Submit		X		X	X	May-04	May-05
U17	Prohibition on Choke Holds		X		X	X	May-04	May-05
U18	Revision of Policy within 3 Months		X		X	X	May-04	May-05
U19	Strike to Head Equals Deadly Force		X		X	X	May-04	May-05
<b>B. Use of Firearms Policy</b>								
U20	Firearms Qualification Requirement	X		X		X	Aug-04	Aug-05
U21	Failure to Re-Qualify	X		X		X	Aug-04	Aug-05
U22	Moving Vehicle Firing Policy	X		✓		X	Aug-04	Aug-05
U23	Authorized Ammunition	X		X		X	Aug-04	Aug-05
<b>C. Intermediate Force Device Policy</b>								
U24	Intermediate Force Device	X		X		X	Aug-04	Aug-05
<b>D. Chemical Spray Policy</b>								
U25	Requirements of Policy	X		X		X	Aug-04	Aug-05
U26	Prohibition Relative to Handcuffed Prisoners	X		X		X	Aug-04	Aug-05
<b>IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW</b>								
<b>A. General Investigations of Police Action</b>								
U27	Revision of General Investigation Policies	X				X	Aug-04	Feb-05
U28	Who May Conduct Investigations	X		X		X	Aug-04	Feb-05
U29	Requirements of Policy	X		X		X	Aug-04	Feb-05
U30	Prohibited Methods	X		X		X	Aug-04	Feb-05
U31	Compelling of Statements	X		X		X	Aug-04	Feb-05

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U32 Report Requirements		X		X		X	Aug-04	Feb-05
U33 Review Requirements		X		X		X	Aug-04	Feb-05
<b>B. Use of Force and Prisoner Injury Investigations</b>								
U34 Documentation of UOF and Prisoner Injury	X		X		X	X	Nov-04	May-05
U35 Notification Requirements	X		X		X	X	Nov-04	May-05
U36 Command Investigation Timelimits	X		X		X	X	Nov-04	May-05
<b>C. Review of Critical Firearm Discharges and In-Custody Deaths</b>								
U37 Creation of Shooting Team	X		X		X	X	Nov-04	May-05
U38 Protocol for Investigations of Critical Firearms Discharges	X		X		X	X	Nov-04	May-05
U39 Command Level Force Review Team	X		X		X	X	Nov-04	May-05
U40 Time Limits for Command Level Force Review Team	X		X		X	X	Nov-04	May-05
U41 Aggregate Review	X		X		X	X	Nov-04	May-05
<b>V. ARREST AND DETENTION POLICIES AND PRACTICES</b>								
<b>A. Arrest Policies</b>								
U42 Revision of Arrest Policies	DW		X		X	DW	Nov-04	May-05
U43 Review of All Arrests	DW		X		X	DW	Nov-04	May-05
<b>B. Investigatory Stop Policies</b>								
U44 Revision of Policies	X		X		X	X	Nov-04	May-05
U45 Documentation Requirement	X		X		X	X	Nov-04	May-05
<b>C. Witness Identification and Questioning Policies</b>								
U46 Revision of Policies	X		X		X	X	Nov-04	May-05
U47 Submission to DOJ within 3 months	X		X		X	X	Nov-04	May-05
U48 Documentation of Interviews and Interrogations	X		X		X	X	Nov-04	May-05
<b>D. Prompt Judicial Review Policies</b>								
U49 Revision of Policies and Requirement of Arraignment within 48 Hours		X			X	X	Aug-04	Feb-05

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U50 Requirement of Warrant Request	X	DW			X	X	Nov-04	Feb-05	
U51 Documentation of Late Request for Arraignment Warrants		X			X	X	Aug-04	Feb-05	
E. Hold Policies									
U52 Revision of Policies		X			X	X	Aug-04	Feb-05	
U53 Documentation of all Holds		X			X	X	Aug-04	Feb-05	
F. Restriction Policies									
U54 Development of Restriction Policies		X		X		X	Aug-04	Feb-05	
U55 Documentation of Restrictions		X		X		X	Aug-04	Feb-05	
G. Material Witness Policies									
U56 Revision of Material Witness Policies	X	DW		X		X	Nov-04	Feb-05	
U57 Requirement of Court Order		X		X		X	Aug-04	Feb-05	
H. Documentation of Custodial Detention									
U58 Revision of Policy	X		X		X	X	Nov-04	May-05	
I. Command Notification									
U59 Time Limits for Written Reporting of Violations	X		X	X		X	Nov-04	May-05	
U60 Daily Reporting Requirement		X		X		X	Aug-04	Feb-05	
<b>VI. EXTERNAL COMPLAINTS</b>									
U61 Revision of External Complaints Policies	X		X		X	X	Nov-04	May-05	
U62 Informational Campaign									
a. Informing persons about filing complaints									Subparagraph not separately assessed
b. Distribution of material	X		X	X	X	X	Nov-04	May-05	
c. Complaint Process Broadcasts	✓		X	X	X	✓	Nov-04	May-05	
d. Informational Campaign Placards	✓		X	X	X	✓	Nov-04	May-05	
U63 Informational Brochures and Contact Forms	DW		X		X	DW	Nov-04	May-05	
A. Intake and Tracking									
U64 Policies Regarding Intake and Tracking	X		X		X	X	Nov-04	May-05	
U65 Factual Account by Intake Officer	X		X		X	X	Nov-04	May-05	
U66 Unique Identifier	✓		✓		X	✓	Nov-04	May-05	

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B. External Complaint Investigation										
U67	Revision of External Complaint Investigations Policy	X		X		X	X	Nov-04	May-05	
U68	External Complaint Review Process Time Limits	X		X		X	X	Nov-04	May-05	
U69	External Complaint Dispositions	X					X	Nov-04	May-05	
<b>VII. GENERAL POLICIES</b>										
U70	Clear Definitions of Terms	X		X		X	X	Nov-04	May-05	
U71	Community Comment on Proposed Policy Revisions	X		X		X	X	Nov-04	May-05	
U72	Police Action in Violation of DPD Policy		X	X	DW		X	Aug-04	Feb-05	
U73	Deployment Plan for Supervisors	DW		X	DW		DW	Nov-04	Feb-05	
U74	Enforcement of Policy on Reporting Misconduct		X		X		X	Aug-04	Feb-05	
U75	Revision of Off-Duty Action Policies		DW		X		DW	Aug-04	Feb-05	
U76	Revision of Prisoner Policies		X		X		X	Aug-04	Feb-05	
U77	Foot Pursuit Policy Development		X		X		X	Aug-04	Feb-05	
<b>VIII. MANAGEMENT AND SUPERVISION</b>										
U78	Development of Risk Management Plan	X	X	X	X		X	Nov-04	May-05	
A. Risk Management Database										
U79	Expansion of Risk Management System	X	X	X	X		X	Nov-04	May-05	
U80	Requirements for New Risk Management Database	X		X		X	X	Nov-04	May-05	
U81	Requirement of Identifiers	X		X		X	X	Nov-04	May-05	
U82	Data Input Plan	X		X		X	X	Nov-04	May-05	
U83	Report Protocol	X		X		X	X	Nov-04	May-05	
U84	Review Protocol		X				X	Aug-04	Feb-05	
U85	Modular Development of Database		X		X		X	Aug-04	Feb-05	
U86	Common Control Numbers	X		X		X	X	Nov-04	May-05	
U87	Information Retention	X		X		X	X	Nov-04	May-05	

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U88	Schedule for Development								
a.	X		X		X	X	Nov-04	May-05	
b.	X		X		X	X	Nov-04	May-05	
c.	X		X		X	X	Nov-04	May-05	
d.		X				X	Aug-04	Feb-05	
e.		X				X	Aug-04	Feb-05	
f.						NYE		Aug-05	Deadline for beta version is June 30, 2005
g.						NYE		Feb-06	Deadline for operation and implementation is December 31, 2005
U89		X		X		X	Aug-04	Feb-05	
U90						NYE			Compliance will be assessed as needed
B.	Performance Evaluation System								
U91		X		X		X	Aug-04	Aug-05	
C.	Oversight								
U92	X	X	DW	DW	X	X	Nov-04	Feb-05	2004-05 audit protocol not completed
U93	X	X		X	X	X	Nov-04	Feb-05	Consistency not reported upon; actions unknown
U94	a.	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
	b.	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
U95	a.	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
	b.	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
	c.	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
U96		X	X	X	X	X	Nov-04	Nov-05	Timeliness and quality concerns
U97		X	X	X	X	X	Nov-04	Feb-05	Audit not completed
U98			X	X	X	X	Aug-04	Feb-05	
U99		✓	✓	DW		✓	Nov-04	May-05	

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<b>D. Use of Video Cameras</b>								
U100		X		X		X	Aug-04	Feb-05
U101		X		X		X	Aug-04	Feb-05
U102		X		X		X	Aug-04	Feb-05
<b>F. Discipline</b>								
U103		X		X		X	Aug-04	Feb-05
U104		X		X		X	Aug-04	Feb-05
U105		X		X		X	Aug-04	Feb-05
<b>IX. TRAINING</b>								
<b>A. Oversight and Development</b>								
U106	X		X		X	X	Nov-04	May-05
U107	X		X		X	X	Nov-04	May-05
U108	X		X		X	X	Nov-04	May-05
U109	X		X		X	X	Nov-04	May-05
U110	X		X			X	Nov-04	May-05
U111	X		X			X	Nov-04	May-05
<b>B. Use of Force Training</b>								
U112	X		X		X	X	Nov-04	May-05
<b>C. Firearms Training</b>								
U113	X		X		X	X	Nov-04	May-05
<b>D. Arrest and Police-Citizen Interaction Training</b>								
U114	X		X		X	X	Nov-04	May-05

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<b>E. Custodial Detention Training</b>									
U115 Annual Custodial Detention Training		X		X	X	X	Aug-04	Feb-05	
U116 Advise Officers not to Delay Arraignment		X		X	X	X	Aug-04	Feb-05	
U117 Advise that Materiality of Witness is Judicial Determination		X		X	X	X	Aug-04	Feb-05	
<b>F. Supervisory Training</b>									
U118 Training on the Evaluation of Written Reports		X		X	X	X	Aug-04	Feb-05	
U119 Leadership and Command Accountability Training		X		X	X	X	Aug-04	Feb-05	
U120 Risk Assessment Training Requirement		X		X	X	X	Aug-04	Feb-05	
<b>G. Investigator Training</b>									
U121 Training for Evaluating Credibility		X		X	X	X	Aug-04	Feb-05	
U122 Handling External Complaints		X		X	X	X	Aug-04	Feb-05	
<b>H. Field Training</b>									
U123 Enhancement of FTO Program		X		DW	X	DW	Aug-04	Feb-05	
<b>X. MONITORING, REPORTING, AND IMPLEMENTATION</b>									
U124 - 138									No task
U139 Reopening of Investigations Deemed Incomplete						NYE	Nov-04	Feb-05	Reviewed but compliance assessment was not required
U140 - 154									No task

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**CONDITIONS OF CONFINEMENT CONSENT JUDGMENT**

<b>I. DEFINITIONS</b>							
C1							No task
<b>II. GENERAL PROVISIONS</b>							
C2 - 13							No task
<b>III. FIRE SAFETY POLICIES</b>							
C14	Life Safety Code Compliance	X				X	Nov-04 Aug-05
C15	Detection, Suppression and Evacuation Programs	X		X		X	Nov-04 Aug-05
C16	Fire Safety Program Development	X		X	X	X	Nov-04 Aug-05
C17	Fire Safety Program Implementation	X				X	Nov-04 Aug-05
C18	Fire Safety Interim Measures	X		X	X	X	Nov-04 Aug-05
C19	Safety Equipment Testing	X		X		X	Nov-04 Aug-05
C20	Smoking Policy			✓	✓	✓	Feb-04 Aug-05
C21	Storage of Flammable Liquids			X	X	X	Feb-04 Aug-05 Non-compliance with training requirements
C22	Removal of Cane Ceiling Tiles			X	X	X	Feb-04 Aug-05
<b>IV. EMERGENCY PREPAREDNESS POLICIES</b>							
C23	Ensure Safety Level	X		X		X	Nov-04 Aug-05
C24	Emergency Preparedness Program Development	X	X		X	X	Nov-04 May-05
C25	Key Control Policies	X		X		X	Nov-04 Aug-05
<b>V. MEDICAL AND MENTAL HEALTH CARE POLICIES</b>							
C26	Identification and Response for Special Needs	X	X			X	Nov-04 May-05
C27	Screening Program Development	X	X		X	X	Nov-04 May-05
C28	Minimum Standards for Screening Program	X	X		X	X	Nov-04 May-05
C29	Minimum Standards for Medical Protocols	X	X		X	X	Nov-04 May-05
C30	Infectious Disease Policy	NYE	X		X	NYE	Nov-04 Feb-05
C31	Prisoner Health Information Protocol	X	X		X	X	Nov-04 May-05
C32	Prescription Medication Policy	X	X		X	X	Nov-04 May-05
C33	Suicide Watch Garb	X	X		X	X	Nov-04 May-05
C34	Suicide Hazard Removal	X	X		X	X	Nov-04 May-05

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<b>VI. PRISONER SAFETY POLICIES</b>										
C35	Ensure Safety Level		X		X		X	Aug-04	Feb-05	
C36	Security Screening of Prisoners		X		X		X	Aug-04	Feb-05	
C37	Cell Check Policies		X		X		X	Aug-04	Feb-05	
C38	Observation Cell Policy		X		X		X	Aug-04	Feb-05	
<b>VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES</b>										
C39	Cleanliness of Cells		DW		✓		DW	Aug-04	Feb-05	
C40	Cleaning Policy		X		X		X	Aug-04	Feb-05	
C41	Maintenance Policy		X		X		X	Aug-04	Feb-05	
C42	Heating and Ventilation		X	DW	DW		X	Aug-04	Feb-05	
C43	Repairs to be Made		✓		✓		✓	Aug-04	Feb-05	
C44	Lighting Requirements		X		X		X	Aug-04	Feb-05	
C45	Toilet Access		X		X		X	Aug-04	Feb-05	
C46	Air Purification		✓		✓		✓	Aug-04	Feb-05	
<b>VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES</b>										
C47	Accommodations for Persons with Disabilities		DW				DW	Aug-04	Feb-05	
C48	Detention of Individuals with Disabilities		X		X		X	Aug-04	Feb-05	
<b>IX. FOOD SERVICE POLICIES</b>										
C49	Food Storage and Service		X	X		X	X	Nov-04	May-05	
C50	Development of Food Service Policies		X	X		X	X	Nov-04	May-05	
<b>X. PERSONAL HYGIENE POLICIES</b>										
C51	Availability of Personal Hygiene Items		X			X	X	Nov-04	May-05	
<b>XI. USE OF FORCE AND RESTRAINTS POLICIES</b>										
C52	Compliance with DPD's UOF Policy		X		X		X	Aug-04	Feb-05	
C53	UOF Protocols for Prisoners		X		X		X	Aug-04	Feb-05	
C54	Handcuffing to Benches		X		X		X	Aug-04	Feb-05	

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<b>XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW</b>									
C55		X		X		X	Aug-04	Feb-05	
C56		X		X		X	Aug-04	Feb-05	
C57		X		X		X	Aug-04	Feb-05	
<b>XIII. EXTERNAL COMPLAINTS</b>									
C58		X		X		X	Aug-04	Feb-05	
C59		X		X		X	Aug-04	Feb-05	
<b>XIV. GENERAL POLICIES</b>									
C60	X		X		X	X	Nov-04	May-05	
C61	X		X		X	X	Nov-04	May-05	
<b>XV. MANAGEMENT AND SUPERVISION</b>									
C62		X				X	Aug-04	Feb-05	
C63		X		X		X	Aug-04	Feb-05	
C64		X				X	Aug-04	Feb-05	
C65	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
C66	X	X	X	X	X	X	Nov-04	Feb-05	All holding cell policies not implemented
	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C67	X	X	X	X	X	X	Nov-04	Feb-05	Timeliness and quality concerns
C68	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C69	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C70	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C71	X	X	X	X	X	X	Nov-04	Feb-05	Timeliness and quality concerns
C72	X	X	X	X	X	X	Nov-04	Feb-05	Consistency not reported upon; actions unknown

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<b>XVI. TRAINING</b>									
C73	Training of Detention Officers	X			X	X	Aug-04	Aug-05	
C74	Training Records	X			X	X	Aug-04	Aug-05	
C75	Emergency Preparedness Training	X			X	X	Aug-04	Aug-05	
C76	Medical/Mental Health Screening Program Training	X			X	X	Aug-04	Aug-05	
C77	Detainee Safety Training	X			X	X	Aug-04	Aug-05	
C78	Environmental Health and Hygiene Training	X			X	X	Aug-04	Aug-05	
<b>XVII. MONITORING AND REPORTING</b>									
C79	- 93								No task
C94	Reopening of Investigations Deemed Incomplete					NYE	Nov-04	May-05	Reviewed but compliance assessment was not required
C95	- 99								No task
<b>XVIII. STIPULATION PURSUANT TO THE PRISON LITIGATION REFORM ACT, 18 U.S.C. 3626</b>									
C100	- 102								No task
<b>XIX. IMPLEMENTATION AND ENFORCEMENT</b>									
C103	- 110								No task
<b>XX. MISCELLANEOUS</b>									
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.