

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 February 28, 2005

	ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation
	Dec '04- Feb '05	Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04	Status as of Last Eval'n	Last Eval'n Quarter Ending	
USE OF FORCE AND ARREST AND WITNESS DETENTION CONSENT JUDGMENT								
I. DEFINITIONS								
U1								No task
II. GENERAL PROVISIONS								
U2 - 13								No task
III. USE OF FORCE POLICY								
A. General Use of Force Policies								
U14				X	X	May-04	May-05	
U15				X	X	May-04	May-05	
U16				X	X	May-04	May-05	
U17				X	X	May-04	May-05	
U18				X	X	May-04	May-05	
U19				X	X	May-04	May-05	
B. Use of Firearms Policy								
U20			X		X	Aug-04	Aug-05	
U21			X		X	Aug-04	Aug-05	
U22			X		X	Aug-04	Aug-05	
U23			X		X	Aug-04	Aug-05	
C. Intermediate Force Device Policy								
U24			X		X	Aug-04	Aug-05	
D. Chemical Spray Policy								
U25			X		X	Aug-04	Aug-05	
U26			X		X	Aug-04	Aug-05	
IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW								
A. General Investigations of Police Action								
U27	X		X		X	Feb-05	Aug-05	
U28	X		X		X	Feb-05	Aug-05	
U29	X		X		X	Feb-05	Aug-05	
U30	X		X		X	Feb-05	Aug-05	
U31	DW		X		X	Feb-05	Aug-05	

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

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U50	Requirement of Warrant Request	X	X	DW			X	Feb-05	Aug-05	
U51	Documentation of Late Request for Arraignment Warrants	X		X			X	Feb-05	Aug-05	
E. Hold Policies										
U52	Revision of Policies	X		X			X	Feb-05	Aug-05	
U53	Documentation of all Holds	X		X			X	Feb-05	Aug-05	
F. Restriction Policies										
U54	Development of Restriction Policies	X		X		X	X	Feb-05	Aug-05	
U55	Documentation of Restrictions	X		X		X	X	Feb-05	Aug-05	
G. Material Witness Policies										
U56	Revision of Material Witness Policies	X	X	DW		X	X	Feb-05	Aug-05	
U57	Requirement of Court Order	X		X		X	X	Feb-05	Aug-05	
H. Documentation of Custodial Detention										
U58	Revision of Policy		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	X	Feb-05	Aug-05	
VI. EXTERNAL COMPLAINTS										
U61	Revision of External Complaints Policies		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	Nov-04	May-05	
	c. Complaint Process Broadcasts		✓		X	X	✓	Nov-04	May-05	
	d. Informational Campaign Placards		✓		X	X	✓	Nov-04	May-05	
U63	Informational Brochures and Contact Forms		DW		X		DW	Nov-04	May-05	
A. Intake and Tracking										
U64	Policies Regarding Intake and Tracking		X		X		X	Nov-04	May-05	
U65	Factual Account by Intake Officer		X		X		X	Nov-04	May-05	
U66	Unique Identifier		✓		✓		✓	Nov-04	May-05	

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	Dec '04- Feb '05	Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04		Last Eval'n Quarter Ending	Next Expected Eval'n Q/E	
B. External Complaint Investigation									
U67	Revision of External Complaint Investigations Policy	X		X		X	Nov-04	May-05	
U68	External Complaint Review Process Time Limits	X		X		X	Nov-04	May-05	
U69	External Complaint Dispositions	X				X	Nov-04	May-05	
VII. GENERAL POLICIES									
U70	Clear Definitions of Terms	X		X		X	Nov-04	May-05	
U71	Community Comment on Proposed Policy Revisions	X		X		X	Nov-04	May-05	
U72	Police Action in Violation of DPD Policy	X		X	DW	X	Feb-05	Aug-05	
U73	Deployment Plan for Supervisors	X	DW		X	DW	Feb-05	Aug-05	
U74	Enforcement of Policy on Reporting Misconduct	X		X		X	Feb-05	Aug-05	
U75	Revision of Off-Duty Action Policies	X		DW		X	Feb-05	Aug-05	
U76	Revision of Prisoner Policies	X		X		X	Feb-05	Aug-05	
U77	Foot Pursuit Policy Development	X		X		X	Feb-05	Aug-05	
VIII. MANAGEMENT AND SUPERVISION									
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	Nov-04	May-05	
U81	Requirement of Identifiers	X		X		X	Nov-04	May-05	
U82	Data Input Plan	X		X		X	Nov-04	May-05	
U83	Report Protocol	X		X		X	Nov-04	May-05	
U84	Review Protocol	X		X		X	Feb-05	Aug-05	
U85	Modular Development of Database	X		X		X	Feb-05	Aug-05	
U86	Common Control Numbers	X	X	X		X	Nov-04	May-05	
U87	Information Retention	X		X		X	Nov-04	May-05	

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U88	Schedule for Development									
	a. Submit Data Input Plan to DOJ		X		X		X	Nov-04	May-05	
	b. Submit Report Protocol and RFP to DOJ		X		X		X	Nov-04	May-05	
	c. Issue RFP		X		X		X	Nov-04	May-05	
	d. Submit Review Protocol to DOJ	X		X			X	Feb-05	Aug-05	
	e. Select Contractor for Risk Management Database	X		X			X	Feb-05	Aug-05	
	f. Beta Version of Risk Management Database						NYE		Aug-05	Deadline for beta version is June 30, 2005
	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	X	Feb-05	Aug-05	
U90	Modification Protocol						NYE			Compliance will be assessed as needed
B.	Performance Evaluation System									
U91	Performance Evaluations			X		X	X	Aug-04	Aug-05	
C.	Oversight									
U92	Audit Protocol	X	X	X	DW	DW	X	Feb-05	May-05	2004-05 audit protocol not completed
U93	Audit Reporting Requirements	X	X	X			X	Feb-05	May-05	Consistency not reported upon; actions unknown
U94	a. UOF Investigations Audit	X	X	X			X	Feb-05	May-05	Audit not completed
	b. Prisoner Injuries Investigations Audit	X	X	X			X	Feb-05	May-05	Audit not completed
	c. Misconduct Investigations Audit	X	X	X			X	Feb-05	May-05	Audit not completed
U95	a. Arrest Practices Audit	X	X	X			X	Feb-05	Feb-06	Timeliness and quality concerns
	b. Stop and Frisk Audit	NYE	X	X			X	Feb-05	Feb-06	Audit not completed until February 2005
	c. Witness Identification and Questioning Audit	X	X	X			X	Feb-05	May-05	Audit not completed
U96	Audits of Custodial Detention Practices		X	X			X	Nov-04	Nov-05	Timeliness and quality concerns
U97	OCI External Complaints Investigations Audit	X	X	X			X	Feb-05	May-05	Audit not completed
U98	Videotape Reviews	X		X			X	Feb-05	Aug-05	
U99	Regular Meetings with Prosecutors		✓		✓	DW	✓	Nov-04	May-05	

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D. Use of Video Cameras								
U100 Repair or Replacement of Video Cameras	X		X		X	X	Feb-05	Aug-05
U101 Revision of Video Camera Policy	X		X		X	X	Feb-05	Aug-05
U102 Video Camera Recording Requirements	X		X		X	X	Feb-05	Aug-05
F. Discipline								
U103 Elimination of Backlogs	X		X		X	X	Feb-05	Aug-05
U104 Steps to Prevent Backlog	X		X		X	X	Feb-05	Aug-05
U105 Creation of Disciplinary Matrix	X		X		X	X	Feb-05	Aug-05
IX. TRAINING								
A. Oversight and Development								
U106 Review of all UOF and Arrest and Detention Training		X		X		X	Nov-04	May-05
U107 Michigan Law Enforcement Officers Training Council Standards		X		X		X	Nov-04	May-05
U108 Individual Training Records		X		X		X	Nov-04	May-05
U109 Approved Lesson Plans / Scenario-Based Training		X		X		X	Nov-04	May-05
U110 Civil Lawsuits		X		X		X	Nov-04	May-05
U111 Distribution and Explanation of the UOF CJ		X		X		X	Nov-04	May-05
B. Use of Force Training								
U112 Annual UOF Training		X		X		X	Nov-04	May-05
C. Firearms Training								
U113 Firearms Training Protocol		X		X		X	Nov-04	May-05
D. Arrest and Police-Citizen Interaction Training								
U114 Annual Arrest and Police-Citizen Interaction Training		X		X		X	Nov-04	May-05

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

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CONDITIONS OF CONFINEMENT CONSENT JUDGMENT

I. DEFINITIONS							
C1							No task
II. GENERAL PROVISIONS							
C2 - 13							No task
III. FIRE SAFETY POLICIES							
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	Nov-04 Aug-05
C17	Fire Safety Program Implementation	X				X	Nov-04 Aug-05
C18	Fire Safety Interim Measures	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	Feb-04 Aug-05
C22	Removal of Cane Ceiling Tiles				X	X	Feb-04 Aug-05
							Non-compliance with training requirements
IV. EMERGENCY PREPAREDNESS POLICIES							
C23	Ensure Safety Level	X			X	X	Nov-04 Aug-05
C24	Emergency Preparedness Program Development	X		X		X	Nov-04 May-05
C25	Key Control Policies	X			X	X	Nov-04 Aug-05
V. MEDICAL AND MENTAL HEATH CARE POLICIES							
C26	Identification and Response for Special Needs	X		X		X	Nov-04 May-05
C27	Screening Program Development	X		X		X	Nov-04 May-05
C28	Minimum Standards for Screening Program	X		X		X	Nov-04 May-05
C29	Minimum Standards for Medical Protocols	X		X		X	Nov-04 May-05
C30	Infectious Disease Policy	X					NYE
C31	Prisoner Health Information Protocol	X		X		X	Feb-05 May-05
C32	Prescription Medication Policy	X		X		X	Nov-04 May-05
C33	Suicide Watch Garb	X		X		X	Nov-04 May-05

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C34 Suicide Hazard Removal		X		X		X	Nov-04	May-05	
VI. PRISONER SAFETY POLICIES									
C35 Ensure Safety Level	X		X		X	X	Feb-05	Aug-05	
C36 Security Screening of Prisoners	X		X		X	X	Feb-05	Aug-05	
C37 Cell Check Policies	X		X		X	X	Feb-05	Aug-05	
C38 Observation Cell Policy	X		X		X	X	Feb-05	Aug-05	
VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES									
C39 Cleanliness of Cells	X		DW		✓	X	Feb-05	Aug-05	
C40 Cleaning Policy	X		X		X	X	Feb-05	Aug-05	
C41 Maintenance Policy	X		X		X	X	Feb-05	Aug-05	
C42 a. Ventilation	✓		X	DW	DW	✓	Feb-05	Aug-05	
b. Heating	X		X	DW	DW	X	Feb-05	Aug-05	
C43 Repairs to be Made	X		✓		✓	X	Feb-05	Aug-05	
C44 Lighting Requirements	X		X		X	X	Feb-05	Aug-05	
C45 Toilet Access	X		X		X	X	Feb-05	Aug-05	
C46 Air Purification	✓		✓		✓	✓	Feb-05	Aug-05	
VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES									
C47 Accommodations for Persons with Disabilities	X		DW			X	Feb-05	Aug-05	
C48 Detention of Individuals with Disabilities	X		X		X	X	Feb-05	Aug-05	
IX. FOOD SERVICE POLICIES									
C49 Food Storage and Service		X		X		X	Nov-04	May-05	
C50 Development of Food Service Policies		X		X		X	Nov-04	May-05	
X. PERSONAL HYGIENE POLICIES									
C51 Availability of Personal Hygiene Items		X				X	Nov-04	May-05	
XI. USE OF FORCE AND RESTRAINTS POLICIES									
C52 Compliance with DPD's UOF Policy	X		X		X	X	Feb-05	Aug-05	
C53 UOF Protocols for Prisoners	X		X		X	X	Feb-05	Aug-05	
C54 Handcuffing to Benches	X		X		X	X	Feb-05	Aug-05	

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XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW										
C55	Investigations of In-Custody Deaths	X		X		X	X	Feb-05	Aug-05	
C56	UOF Reporting	X		X		X	X	Feb-05	Aug-05	
C57	Injury Reporting	X		X		X	X	Feb-05	Aug-05	
XIII. EXTERNAL COMPLAINTS										
C58	Processing of External Complaints	X		X		X	X	Feb-05	Aug-05	
C59	Complaint Investigation	X		X		X	X	Feb-05	Aug-05	
XIV. GENERAL POLICIES										
C60	Clear Definition of Terms		X		X		X	Nov-04	May-05	
C61	Community Comment on Proposed Policy Revisions		X		X		X	Nov-04	May-05	
XV. MANAGEMENT AND SUPERVISION										
C62	Regular Operation Evaluation	X		X			X	Feb-05	Aug-05	
C63	Operation in Compliance with Risk Management Plan	X		X		X	X	Feb-05	Aug-05	
C64	Video Camera Policy	X		X			X	Feb-05	Aug-05	
C65	a. Holding Cell UOF Investigations Audit	X	X	X		X	X	Feb-05	May-05	Audit not completed
	b. Holding Cell Prisoner Injuries Investigations Audit	X	X	X		X	X	Feb-05	Nov-05	Deficient scope and sampling processes
	c. Holding Cell Misconduct Investigations Audit	X	X	X		X	X	Feb-05	May-05	Audit not completed
C66	a. HCCC to Assure Compliance with COC CJ	X	X	X	X	X	X	Feb-05	May-05	All holding cell policies not implemented
	b. HCCC Fire Safety Audit	X	X	X	X	X	X	Feb-05	Nov-05	Timeliness and quality concerns
C67	HCCC Emergency Preparedness Audit	X	X	X	X	X	X	Feb-05	Nov-05	Timeliness and quality concerns
C68	HCCC Medical/Mental Health Audit	X	X	X	X	X	X	Feb-05	Nov-05	Deficient scope
C69	HCCC Detainee Safety Audit	X	X	X	X	X	X	Feb-05	Nov-05	Timeliness and quality concerns
C70	HCCC Environmental Health and Safety Audit	X	X	X	X	X	X	Feb-05	Nov-05	Timeliness and quality concerns
C71	HCCC Food Service Audit	X	X	X	X	X	X	Feb-05	Nov-05	Quality concerns
C72	Audit Reporting Requirements	X	X	X	X	X	X	Feb-05	May-05	Consistency not reported upon; actions unknown

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XVI. TRAINING									
C73	Training of Detention Officers		X			X	Aug-04	Aug-05	
C74	Training Records		X			X	Aug-04	Aug-05	
C75	Emergency Preparedness Training		X			X	Aug-04	Aug-05	
C76	Medical/Mental Health Screening Program Training		X			X	Aug-04	Aug-05	
C77	Detainee Safety Training		X			X	Aug-04	Aug-05	
C78	Environmental Health and Hygiene Training		X			X	Aug-04	Aug-05	
XVII. MONITORING AND REPORTING									
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
XVIII. STIPULATION PURSUANT TO THE PRISON LITIGATION REFORM ACT, 18 U.S.C. 3626									
C100 - 102									No task
XIX. IMPLEMENTATION AND ENFORCEMENT									
C103 - 110									No task
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.

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