

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 August 31, 2006

	ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation	
	Jun '06- Aug '06	Mar '06- May '06	Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E
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)	NYE				NYE	May-06	May-07	In compliance with policy requirements
U15	Use of Force Continuum	NYE				NYE	May-06	May-07	In compliance with policy requirements
U16	Opportunity to Submit	NYE				NYE	May-06	May-07	In compliance with policy requirements
U17	Prohibition on Choke Holds	NYE				NYE	May-06	May-07	In compliance with policy requirements
U18	Revision of Policy within 3 Months	NYE				NYE	May-06	May-07	In compliance with policy requirements
U19	Strike to Head Equals Deadly Force	NYE				NYE	May-06	May-07	In compliance with policy requirements
B. Use of Firearms Policy									
U20	Firearms Qualification Requirement	✓			X	✓	Aug-06	Aug-07	"Policy-only" paragraph
U21	Failure to Re-Qualify	NYE			X	NYE	Aug-06	Aug-07	In compliance with policy requirements
U22	Moving Vehicle Firing Policy	DW			X	DW	Aug-06	Aug-07	In compliance with policy requirements
U23	Authorized Ammunition	X			X	X	Aug-06	Aug-07	In compliance with policy requirements
C. Intermediate Force Device Policy									
U24	Intermediate Force Device	NYE			X	NYE	Aug-06	Aug-07	In compliance with policy requirements
D. Chemical Spray Policy									
U25	Requirements of Policy	X			X	X	Aug-06	Aug-07	In compliance with policy requirements
U26	Prohibition Relative to Handcuffed Prisoners	X			X	X	Aug-06	Aug-07	In compliance with policy requirements
IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW									
A. General Investigations of Police Action									
U27	Revision of General Investigation Policies	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U28	Who May Conduct Investigations	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U29	Requirements of Policy	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U30	Prohibited Methods	NYE	X		X	NYE	Aug-06	Feb-07	In compliance with policy requirements
U31	Protocol for Garrity Statements	NYE	X		DW	NYE	Aug-06	Feb-07	In compliance with policy requirements
U32	Report Requirements	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U33	Review Requirements	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements

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B. Use of Force and Prisoner Injury Investigations									
U34		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U35		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U36		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
C. Review of Critical Firearm Discharges and In-Custody Deaths									
U37		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U38		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U39		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U40		NYE		X		NYE	May-06	Nov-06	In compliance with policy requirements
U41		X		X		X	May-06	Nov-06	In compliance with policy requirements
V. ARREST AND DETENTION POLICIES AND PRACTICES									
A. Arrest Policies									
U42		✓		DW	DW	✓	May-06	-	"Policy-only" paragraph
U43		X		DW	DW	X	May-06	Nov-06	
B. Investigatory Stop Policies									
U44						✓	May-05	-	"Policy-only" paragraph
U45		X		X		X	May-06	Nov-06	
C. Witness Identification and Questioning Policies									
U46						✓	May-05	-	"Policy-only" paragraph
U47						✓	May-05	-	
U48		X		X		X	May-06	Nov-06	
D. Prompt Judicial Review Policies									
U49	X		DW		X	X	Aug-06	Feb-07	
U50	X		X		X	X	Aug-06	Feb-07	
U51	X		X		X	X	Aug-06	Feb-07	

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E. Hold Policies									
U52	Revision of Policies		✓		DW	✓	Feb-06	-	"Policy-only" paragraph
U53	Documentation of all Holds	X	X		DW	X	Aug-06	Feb-07	
F. Restriction Policies									
U54	Development of Restriction Policies		✓		X	✓	Feb-06	-	"Policy-only" paragraph
U55	Documentation of Restrictions	X	DW		X	X	Aug-06	Feb-07	
G. Material Witness Policies									
U56	Revision of Material Witness Policies		✓	X	X	✓	Feb-06	-	"Policy-only" paragraph
U57	Requirement of Court Order	✓		X	X	✓	Aug-06	Feb-07	
H. Documentation of Custodial Detention									
U58	Revision of Policy		X	X		X	May-06	Nov-06	
I. Command Notification									
U59	Time Limits for Written Reporting of Violations		X	X	X	X	May-06	Nov-06	In compliance with policy requirements
U60	Daily Reporting Requirement	X	X		X	X	Aug-06	Feb-07	In compliance with policy requirements
VI. EXTERNAL COMPLAINTS									
U61	Revision of External Complaints Policies		NYE	X		NYE	May-06	Nov-06	In compliance with policy requirements
U62	Informational Campaign								
	a. Informing persons about filing complaints								Subparagraph not separately assessed
	b. Distribution of material		X	✓		X	May-06	Nov-06	
	c. Complaint Process Broadcasts		✓	✓		✓	May-06	Nov-06	
	d. Informational Campaign Placards		✓	✓		✓	May-06	Nov-06	
U63	Informational Brochures and Contact Forms		✓	X		✓	May-06	Nov-06	
A. Intake and Tracking									
U64	Policies Regarding Intake and Tracking		NYE	X		NYE	May-06	Nov-06	Assess in conjunction with audit review
U65	Factual Account by Intake Officer		NYE	X		NYE	May-06	Nov-06	Assess in conjunction with audit review
U66	Unique Identifier		NYE	✓		NYE	May-06	Nov-06	Assess in conjunction with audit review

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		Jun '06- Aug '06	Mar '06- May '06	Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E
B. External Complaint Investigation										
U67	a. - e. & g. - h. Revision of External Complaint Investigations Policy		NYE		X		NYE	May-06	Nov-06	Assess in conjunction with audit review
	f. IAC / OCI Investigator In-service Training		X				X	May-06	Nov-06	
U68	External Complaint Review Process Time Limits		NYE		X		NYE	May-06	Nov-06	Assess in conjunction with audit review
U69	External Complaint Dispositions		NYE		X		NYE	May-06	Nov-06	Assess in conjunction with audit review
VII. GENERAL POLICIES										
U70	Clear Definitions of Terms		X		DW		X	May-06	Nov-06	In compliance with policy requirements
U71	Community Comment on Proposed Policy Revisions		X		X		X	May-06	Nov-06	
U72	Police Action in Violation of DPD Policy	X		X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U73	Deployment Plan for Supervisors	DW		X		X	DW	Aug-06	Feb-07	
U74	Enforcement of Policy on Reporting Misconduct	X		X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U75	Revision of Off-Duty Action Policies	X		X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U76	Revision of Prisoner Policies	X		X		X	X	Aug-06	Feb-07	In compliance with policy requirements
U77	Foot Pursuit Policy Development	X		X		X	X	Aug-06	Feb-07	In compliance with policy requirements
VIII. MANAGEMENT AND SUPERVISION										
U78	Development of Risk Management Plan	X		X			X	Aug-06	Feb-07	
A. Risk Management Database										
U79	Expansion of Risk Management System		X		X		X	May-06	Nov-06	
U80	Requirements for New Risk Management Database		X		X		X	May-06	Nov-06	
U81	Requirement of Identifiers		X		X		X	May-06	Nov-06	
U82	Data Input Plan		X		X		X	May-06	Nov-06	
U83	Report Protocol				✓		✓	Nov-05	-	
U84	Review Protocol					✓	✓	Aug-05	-	
U85	Modular Development of Database	X		X		X	X	Aug-06	Feb-07	
U86	Common Control Numbers		X		X		X	May-06	Nov-06	
U87	Information Retention		X		X		X	May-06	Nov-06	

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U88 Schedule for Development									
a. Submit Data Input Plan to DOJ		X		X		X	May-06	Nov-06	
b. Submit Report Protocol and RFP to DOJ				✓		✓	Nov-05	-	
c. Issue RFP		DW		X		DW	May-06	Nov-06	
d. Submit Review Protocol to DOJ					✓	✓	Aug-05	-	
e. Select Contractor for Risk Management Database	X		X		X	X	Aug-06	Feb-07	
f. Beta Version of Risk Management Database	X		X		X	X	Aug-06	Feb-07	
g. Risk Management Database Operational	X		X		X	X	Aug-06	Feb-07	
U89 Interim System to Detect Patterns of Behavior	X		X		X	X	Aug-06	Feb-07	
U90 Modification Protocol						NYE		Compliance will be assessed as needed	
B. Performance Evaluation System									
U91 Performance Evaluations	X				X	X	Aug-06	Aug-07	
C. Oversight									
U92 Audit Protocol	DW				✓	DW	Aug-06	Nov-06	Pending receipt or documentation from DPD
U93 Audit Reporting Requirements				X	DW	X	Nov-05	Nov-06	
U94 a. UOF Investigations Audit	X	X	X	X	X	X	Aug-06	Nov-06	[2] Audit of this topic has never been submitted
b. Prisoner Injuries Investigations Audit	X	X	X	X	X	X	Aug-06	Nov-06	[2] Audit of this topic has never been submitted
c. Misconduct Investigations Audit				X	NYE	NYE	Aug-06	Nov-06	[2] Audit submitted on 8/31/2006
U95 a. Arrest Practices Audit	X			X	X	X	Aug-06	Nov-07	[2] Audit skipped since the q/e Aug 05
b. Stop and Frisk Audit				X	X	NYE	Aug-06	Nov-06	[2] Audit submitted on 8/31/2006
c. Witness Identification and Questioning Audit	X			X	X	X	Aug-06	Nov-07	[2] Audit skipped since the q/e Aug 05
U96 Audits of Custodial Detention Practices	X			X	X	X	Aug-06	Nov-07	[2] Audit skipped since the q/e Aug 05
U97 OCI External Complaints Investigations Audit				X	NYE	NYE	Aug-06	Nov-06	[2] Audit submitted on 8/31/2006
U98 Videotape Reviews	X		X		X	X	Aug-06	Feb-07	
U99 Regular Meetings with Prosecutors		✓		✓		✓	May-06	Nov-06	
D. Use of Video Cameras									
U100 Repair or Replacement of Video Cameras	X		X		X	X	Aug-06	Feb-07	
U101 Revision of Video Camera Policy	X		X		X	X	Aug-06	Feb-07	
U102 Video Camera Recording Requirements	X		X		X	X	Aug-06	Feb-07	

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F. Discipline									
U103 Elimination of Backlogs	NYE		✓		X	NYE	Aug-06	Feb-07	Doc. Request sub'd by Monitor on 8/31/2006
U104 Steps to Prevent Backlog	DW		X		NYE	DW	Aug-06	Feb-07	Doc. sub'd by DPD on 8/29/2006
U105 Creation of Disciplinary Matrix	NYE		X		DW	NYE	Aug-06	Feb-07	Doc. Request sub'd by Monitor on 8/31/2006
IX. TRAINING									
A. Oversight and Development									
U106 Review of all UOF and Arrest and Detention Training		X		X		X	May-06	Nov-06	
U107 Michigan Law Enforcement Officers Training Council Standards		X		X		X	May-06	Nov-06	
U108 Individual Training Records		X		X		X	May-06	Nov-06	
U109 Approved Lesson Plans / Scenario-Based Training		X		X		X	May-06	Nov-06	
U110 Civil Lawsuits		✓		X		✓	May-06	Nov-06	
U111 Distribution and Explanation of the UOF CJ		X		X		X	May-06	Nov-06	
B. Use of Force Training									
U112 Annual UOF Training		X		X		X	May-06	Nov-06	
C. Firearms Training									
U113 Firearms Training Protocol		X		X		X	May-06	Nov-06	
D. Arrest and Police-Citizen Interaction Training									
U114 Annual Arrest and Police-Citizen Interaction Training		X		X		X	May-06	Nov-06	
E. Custodial Detention Training									
U115 Annual Custodial Detention Training	X		X		X	X	Aug-06	Feb-07	
U116 Advise Officers not to Delay Arraignment	X		X		X	X	Aug-06	Feb-07	
U117 Advise that Materiality of Witness is Judicial Determination	X		X		X	X	Aug-06	Feb-07	
F. Supervisory Training									
U118 Training on the Evaluation of Written Reports	X		X		X	X	Aug-06	Feb-07	
U119 Leadership and Command Accountability Training	X		X		X	X	Aug-06	Feb-07	
U120 Risk Assessment Training Requirement	X		X		X	X	Aug-06	Feb-07	
G. Investigator Training									
U121 Training for Evaluating Credibility	X		X		X	X	Aug-06	Feb-07	
U122 Handling External Complaints	X		X		X	X	Aug-06	Feb-07	
H. Field Training									
U123 Enhancement of FTO Program	NYE		X		X	NYE	Aug-06	Feb-07	Pending Monitor's review of implementation of FTO protocol

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X. MONITORING, REPORTING, AND IMPLEMENTATION									
U124 - 138								No monitoring requirements	
U139 Reopening of Investigations Deemed Incomplete					NYE	May-06	Nov-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	X	Feb-06	Nov-06	
C15 Detection, Suppression and Evacuation Programs			X		X	X	Feb-06	Nov-06	
C16 Fire Safety Program Development			X		X	X	Feb-06	Nov-06	
C17 Fire Safety Program Implementation			X		X	X	Feb-06	Nov-06	
C18 Fire Safety Interim Measures			X		X	X	Feb-06	Nov-06	
C19 Safety Equipment Testing			X		X	X	Feb-06	Nov-06	
C20 Smoking Policy			✓		✓	✓	Feb-06	Nov-06	
C21 Storage of Flammable Liquids			X		X	X	Feb-06	Nov-06	
C22 Removal of Cane Ceiling Tiles					✓	✓	Aug-05	-	
IV. EMERGENCY PREPAREDNESS POLICIES									
C23 Ensure Safety Level			X		X	X	Feb-06	Nov-06	
C24 Emergency Preparedness Program Development			DW		X	DW	Feb-06	Nov-06	Pending DOJ approval
C25 Key Control Policies			DW		X	DW	Feb-06	Nov-06	Pending DOJ approval
V. MEDICAL AND MENTAL HEALTH CARE POLICIES									
C26 Identification and Response for Special Needs	X			X		X	Aug-06	May-07	
C27 Screening Program Development	X			X		X	Aug-06	May-07	
C28 Minimum Standards for Screening Program	X			X		X	Aug-06	May-07	
C29 Minimum Standards for Medical Protocols	X			X		X	Aug-06	May-07	
C30 Infectious Disease Policy	DW			NYE	NYE	DW	Aug-06	May-07	Pending review of larger population
C31 Prisoner Health Information Protocol	X			X		X	Aug-06	May-07	
C32 Prescription Medication Policy	X			X		X	Aug-06	May-07	
C33 Suicide Watch Garb	X			X		X	Aug-06	May-07	
C34 Suicide Hazard Removal	✓			✓		✓	Aug-06	May-07	
VI. PRISONER SAFETY POLICIES									

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C35 Ensure Safety Level			X		X	X	Feb-06	Nov-06	
C36 Security Screening of Prisoners			X		X	X	Feb-06	Nov-06	
C37 Cell Check Policies			X		X	X	Feb-06	Nov-06	
C38 Observation Cell Policy			X		X	X	Feb-06	Nov-06	
VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES									
C39 Cleanliness of Cells		✓			X	✓	May-06	Feb-07	
C40 Cleaning Policy		NYE			X	NYE	May-06	Feb-07	In compliance with policy requirements
C41 Maintenance Policy		NYE			X	NYE	May-06	Feb-07	In compliance with policy requirements
C42 a. Ventilation		✓			X	✓	May-06	Feb-07	
b. Heating					X	X	Aug-05	Feb-07	
C43 Repairs to be Made		✓			X	✓	May-06	Feb-07	
C44 Lighting Requirements		X			X	X	May-06	Feb-07	
C45 Toilet Access		✓			X	✓	May-06	Feb-07	
C46 Air Purification					✓	✓	Aug-05	-	
VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES									
C47 Accommodations for Persons with Disabilities	X			NYE	X	X	Aug-06	May-07	In compliance with policy requirements
C48 Detention of Individuals with Disabilities	X			X	X	X	Aug-06	May-07	In compliance with policy requirements
IX. FOOD SERVICE POLICIES									
C49 Food Storage and Service		X				X	May-06	Feb-07	In compliance with policy requirements
C50 Development of Food Service Policies		X				X	May-06	Feb-07	In compliance with policy requirements
X. PERSONAL HYGIENE POLICIES									
C51 Availability of Personal Hygiene Items		NYE				NYE	May-06	Feb-07	In compliance with policy requirements
XI. USE OF FORCE AND RESTRAINTS POLICIES									
C52 Compliance with DPD's UOF Policy	X		X		X	X	Aug-06	Feb-07	
C53 UOF Protocols for Prisoners	X		X		X	X	Aug-06	Feb-07	
C54 Handcuffing to Benches	NYE		X		X	NYE	Aug-06	Feb-07	
XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW									
C55 Investigations of In-Custody Deaths	X		X		X	X	Aug-06	Feb-07	
C56 UOF Reporting	X		X		X	X	Aug-06	Feb-07	
C57 Injury Reporting	NYE		X		X	NYE	Aug-06	Feb-07	
XIII. EXTERNAL COMPLAINTS									
C58 Processing of External Complaints					X	X	Aug-05	Nov-06	
C59 Complaint Investigation					X	X	Aug-05	Nov-06	

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XIV. GENERAL POLICIES										
C60	Clear Definition of Terms		X		DW		X	May-06	Nov-06	In compliance with policy requirements
C61	Community Comment on Proposed Policy Revisions		X		X		X	May-06	Nov-06	
XV. MANAGEMENT AND SUPERVISION										
C62	Regular Operation Evaluation	X		X		NYE	X	Aug-06	Feb-07	
C63	Operation in Compliance with Risk Management Plan	X		X		X	X	Aug-06	Feb-07	
C64	Video Camera Policy	X		X		X	X	Aug-06	Feb-07	
C65	a. Holding Cell UOF Investigations Audit	X		X		X	X	Aug-06	Feb-07	
	b. Holding Cell Prisoner Injuries Investigations Audit	X		X	X	X	X	Aug-06	Feb-07	Audit due q/e Aug 06 skipped
	c. Holding Cell Misconduct Investigations Audit	✓		✓		X	✓	Aug-06	Feb-07	
C66	a. HCCC to Assure Compliance with COC CJ	X		X	X	X	X	Aug-06	Feb-07	
	b. HCCC Fire Safety Audit	NYE		X	X	X	NYE	Aug-06	Nov-06	Audit submitted on 7/31/2006
C67	HCCC Emergency Preparedness Audit	X		✓	X	X	X	Aug-06	Feb-07	Audit due q/e Aug 06 skipped
C68	HCCC Medical/Mental Health Audit	X		X	X	X	X	Aug-06	Feb-07	Audit due q/e Aug 06 skipped
C69	HCCC Detainee Safety Audit	X		X	X	X	X	Aug-06	Feb-07	
C70	HCCC Environmental Health and Safety Audit	X		✓		✓	X	Aug-06	Feb-07	Audit due q/e Aug 06 skipped
C71	HCCC Food Service Audit	X		X	X	X	X	Aug-06	Feb-07	
C72	Audit Reporting Requirements		X	X		X	X	May-06	Nov-06	
XVI. TRAINING										
C73	Training of Detention Officers		X			X	X	May-06	Feb-07	
C74	Training Records		X		X	X	X	May-06	Nov-06	
C75	Emergency Preparedness Training		X			X	X	May-06	Feb-07	
C76	Medical/Mental Health Screening Program Training		X			X	X	May-06	Feb-07	
C77	Detainee Safety Training		X			X	X	May-06	Feb-07	
C78	Environmental Health and Hygiene Training		X			X	X	May-06	Feb-07	
XVII. MONITORING AND REPORTING										
C79 - 93										No monitoring requirements
C94	Reopening of Investigations Deemed Incomplete						NYE	May-06	Nov-06	Reviewed but compliance assessment was not required
C95 - 99										No monitoring requirements

✓ = 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 August 31, 2006

ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation
Jun '06- Aug '06	Mar '06- May '06	Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Status as of Last Eval'n	Last Eval'n Quarter Ending	
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).