

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

"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
			Status as of Last Eval'n	Sep '03- Nov '03	Dec ,03- Feb '04	Mar '04- May '04	Jun '04- Aug '04	Sep '04- Nov '04	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	Revision of Policy (Definition of UOF)								
	U15	Use of Force Continuum								
	U16	Opportunity to Submit								
	U17	Prohibition on Choke Holds								
	U18	Revision of Policy within 3 Months								
	U19	Strike to Head Equals Deadly Force								
B. Use of Firearms Policy										
	U20	Firearms Qualification Requirement								
	U21	Failure to Re-Qualify								
	U22	Moving Vehicle Firing Policy								
	U23	Authorized Ammunition								
C. Intermediate Force Device Policy										
	U24	Intermediate Force Device								
D. Chemical Spray Policy										
	U25	Requirements of Policy								
	U26	Prohibition Relative to Handcuffed Prisoners								
IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW										
A. General Investigations of Police Action										
	U27	Revision of General Investigation Policies								
	U28	Who May Conduct Investigations								
	U29	Requirements of Policy								
	U30	Prohibited Methods								
	U31	Compelling of Statements								

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			Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04	Sep '03- Nov '03				
	U32	Report Requirements		X		X		X	Aug-04	Feb-05	
	U33	Review Requirements		X		X		X	Aug-04	Feb-05	
B. Use of Force and Prisoner Injury Investigations											
	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	
C. Review of Critical Firearm Discharges and In-Custody Deaths											
	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	
V. ARREST AND DETENTION POLICIES AND PRACTICES											
A. Arrest Policies											
	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. Investigatory Stop Policies											
	U44	Revision of Policies	X		X		X	X	Nov-04	May-05	
	U45	Documentation Requirement	X		X		X	X	Nov-04	May-05	
C. Witness Identification and Questioning Policies											
	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	
D. Prompt Judicial Review Policies											
	U49	Revision of Policies and Requirement of Arraignment within 48 Hours		X			X	X	Aug-04	Feb-05	

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

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								Status as of Last Eval'n	Last Eval'n Quarter Ending	
			Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04	Sep '03- Nov '03			
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
VII. GENERAL POLICIES										
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
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	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. Submit Data Input Plan to DOJ	X		X		X	X	Nov-04	May-05	
	b. Submit Report Protocol and RFP to DOJ	X		X		X	X	Nov-04	May-05	
	c. Issue RFP	X		X		X	X	Nov-04	May-05	
	d. Submit Review Protocol to DOJ		X				X	Aug-04	Feb-05	
	e. Select Contractor for Risk Management Database		X				X	Aug-04	Feb-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	Aug-04	Feb-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	DW	DW	X	X	Nov-04	Feb-05	2004-05 audit protocol not completed
U93	Audit Reporting Requirements	X	X		X	X	X	Nov-04	Feb-05	Consistency not reported upon; actions unknown
U94	a. Audits of UOF and Prisoner Injuries	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
	b. Audits of Misconduct Investigations	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
U95	a. Audits of Probable Cause	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
	b. Audits of Stop and Frisk	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
	c. Audits of Witness Identification and Questioning Documentation	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
U96	Audits of Custodial Detention Practices	X	X		X	X	X	Nov-04	Nov-05	Timeliness and quality concerns
U97	OCI Audits of External Complaints and Investigations	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
U98	Videotape Reviews		X		X	X	X	Aug-04	Feb-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	Aug-04	Feb-05
U101 Revision of Video Camera Policy								X	Aug-04	Feb-05
U102 Video Camera Recording Requirements								X	Aug-04	Feb-05
F. Discipline										
U103 Elimination of Backlogs								X	Aug-04	Feb-05
U104 Steps to Prevent Backlog								X	Aug-04	Feb-05
U105 Creation of Disciplinary Matrix								X	Aug-04	Feb-05
IX. TRAINING										
A. Oversight and Development										
U106 Review of all UOF and Arrest and Detention Training								X	Nov-04	May-05
U107 Michigan Law Enforcement Officers Training Council Standards								X	Nov-04	May-05
U108 Individual Training Records								X	Nov-04	May-05
U109 Approved Lesson Plans / Scenario-Based Training								X	Nov-04	May-05
U110 Civil Lawsuits								X	Nov-04	May-05
U111 Distribution and Explanation of the UOF CJ								X	Nov-04	May-05
B. Use of Force Training										
U112 Annual UOF Training								X	Nov-04	May-05
C. Firearms Training										
U113 Firearms Training Protocol								X	Nov-04	May-05
D. Arrest and Police-Citizen Interaction Training										
U114 Annual Arrest and Police-Citizen Interaction Training								X	Nov-04	May-05

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			Sep '04- Nov '04	Jun '04- Aug '04	Mar '04- May '04	Dec ,03- Feb '04	Sep '03- Nov '03				
E. Custodial Detention Training											
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	
F. Supervisory Training											
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	Aug-04	Feb-05	
U120 Risk Assessment Training Requirement				X		X	X	X	Aug-04	Feb-05	
G. Investigator Training											
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	
H. Field Training											
U123 Enhancement of FTO Program				X		DW	X	DW	Aug-04	Feb-05	
X. MONITORING, REPORTING, AND IMPLEMENTATION											
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										
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	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	
IV. EMERGENCY PREPAREDNESS POLICIES										
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	
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	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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VI. PRISONER SAFETY POLICIES											
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		
VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES											
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		
VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES											
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		
IX. FOOD SERVICE POLICIES											
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		
X. PERSONAL HYGIENE POLICIES											
C51	Availability of Personal Hygiene Items	X				X	X	Nov-04	May-05		
XI. USE OF FORCE AND RESTRAINTS POLICIES											
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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XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW										
C55	Investigations of In-Custody Deaths		X		X		X	Aug-04	Feb-05	
C56	UOF Reporting		X		X		X	Aug-04	Feb-05	
C57	Injury Reporting		X		X		X	Aug-04	Feb-05	
XIII. EXTERNAL COMPLAINTS										
C58	Processing of External Complaints		X		X		X	Aug-04	Feb-05	
C59	Complaint Investigation		X		X		X	Aug-04	Feb-05	
XIV. GENERAL POLICIES										
C60	Clear Definition of Terms	X		X		X	X	Nov-04	May-05	
C61	Community Comment on Proposed Policy Revisions	X		X		X	X	Nov-04	May-05	
XV. MANAGEMENT AND SUPERVISION										
C62	Regular Operation Evaluation		X				X	Aug-04	Feb-05	
C63	Operation in Compliance with Risk Management Plan		X		X		X	Aug-04	Feb-05	
C64	Video Camera Policy		X				X	Aug-04	Feb-05	
C65	a. Audits of Holding Cell UOF and Prisoner Injuries	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
	b. Audits of Misconduct Investigations	X	X		X	X	X	Nov-04	Feb-05	Audit not completed
C66	a. HCCC to Assure Compliance with COC-CJ	X	X	X	X	X	X	Nov-04	Feb-05	All holding cell policies not implemented
	b. HCCC Fire Detection, Suppression & Evacuation Audits	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C67	HCCC Emergency Preparedness Audits	X	X	X	X	X	X	Nov-04	Feb-05	Timeliness and quality concerns
C68	HCCC Medical/Mental Health Audits	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C69	HCCC Detainee Safety Programs and Policies Audits	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C70	HCCC Environmental Health and Safety Programs Audits	X	X	X	X	X	X	Nov-04	Feb-05	Audit not completed
C71	HCCC Food Service Program Audits	X	X	X	X	X	X	Nov-04	Feb-05	Timeliness and quality concerns
C72	Audit Reporting Requirements	X	X	X	X	X	X	Nov-04	Feb-05	Consistency not reported upon; actions unknown

✓ = 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, 2004

"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		Next Expected Eval'n Q/E
XVI. TRAINING											
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	
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.