

REPORT OF THE INDEPENDENT MONITOR FOR THE DETROIT POLICE DEPARTMENT

DRAFT "Report Card" Summarizing the Monitor's
Evaluation of Compliance with the Consent Judgments
as of the Quarter Ending February 28, 2006

ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		Comments re: Last Evaluation		
Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Status as of Last Eval'n	Last Eval'n Quarter Ending		Next Expected Eval'n Q/E	
No monitoring requirements									
No monitoring requirements									
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
			DW		DW	May-05		May-06	Policies approved by DOJ on 4/14/2005; DPD must implement within 3 months
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	
		X			X	Aug-05		Aug-06	

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IV. INCIDENT DOCUMENTATION, INVESTIGATION, AND REVIEW

A. General Investigations of Police Action								
U27	Revision of General Investigation Policies	X		X		X	X	Feb-06 Aug-06
U28	Who May Conduct Investigations	X		X		X	X	Feb-06 Aug-06
U29	Requirements of Policy	X		X		X	X	Feb-06 Aug-06
U30	Prohibited Methods	X		X		X	X	Feb-06 Aug-06
U31	Protocol for Garrity Statements	X		DW		DW	X	Feb-06 Aug-06
U32	Report Requirements	X		X		X	X	Feb-06 Aug-06
U33	Review Requirements	X		X		X	X	Feb-06 Aug-06
B. Use of Force and Prisoner Injury Investigations								
U34	Documentation of UOF and Prisoner Injury		X		X	X		Nov-05 May-06
U35	Notification Requirements		X		X	X		Nov-05 May-06
U36	Command Investigation Timelimits		X		X	X		Nov-05 May-06
C. Review of Critical Firearm Discharges and In-Custody Deaths								
U37	Creation of Shooting Team		X		X	X		Nov-05 May-06
U38	Protocol for Investigations of Critical Firearms Discharges		X		X	X		Nov-05 May-06
U39	Command Level Force Review Team		X		X	X		Nov-05 May-06
U40	Time Limits for Command Level Force Review Team		X		X	X		Nov-05 May-06
U41	Aggregate Review		X		X	X		Nov-05 May-06

V. ARREST AND DETENTION POLICIES AND PRACTICES

A. Arrest Policies								
U42	Revision of Arrest Policies		DW	DW	DW	DW		Nov-05 May-06 Pending testing of TD 05-07 dissemination
U43	Review of All Arrests		DW	DW	DW	DW		Nov-05 May-06 Pending testing of TD 05-07 dissemination
B. Investigatory Stop Policies								
U44	Revision of Policies		X		NYE	X		Nov-05 May-06
U45	Documentation Requirement		X		NYE	X		Nov-05 May-06
C. Witness Identification and Questioning Policies								
U46	Revision of Policies		X		NYE	X		Nov-05 May-06 Monitor unable to review the adequate sample to determine compliance
U47	Submission to DOJ within 3 months				✓	✓		May-05 -
U48	Documentation of Interviews and Interrogations		X		NYE	X		Nov-05 May-06 Monitor unable to review the adequate sample to determine compliance
D. Prompt Judicial Review Policies								

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	U49	Revision of Policies and Requirement of Arraignment within 48 Hours	DW		X		X	DW	Feb-06	Aug-06	Revised DPR and Instruction Sheet received near end of quarter				
	U50	Requirement of Warrant Request	X		X		X	X	Feb-06	Aug-06					
	U51	Documentation of Late Request for Arraignment Warrants	X		X		X	X	Feb-06	Aug-06					
E. Hold Policies															
	U52	Revision of Policies	✓		DW		X	✓	Feb-06	Aug-06					
	U53	Documentation of all Holds	X		DW		X	X	Feb-06	Aug-06					
F. Restriction Policies															
	U54	Development of Restriction Policies	✓		X		X	✓	Feb-06	Aug-06					
	U55	Documentation of Restrictions	DW		X		X	DW	Feb-06	Aug-06	Additional implementation testing required				
G. Material Witness Policies															
	U56	Revision of Material Witness Policies	✓	X	X	NYE	X	✓	Feb-06	Aug-06					
	U57	Requirement of Court Order		X	X		X	X	Nov-05	Aug-06					
H. Documentation of Custodial Detention															
	U58	Revision of Policy		X		X		X	Nov-05	May-06					
I. Command Notification															
	U59	Time Limits for Written Reporting of Violations	X	X		DW		X	Feb-06	Aug-06					
	U60	Daily Reporting Requirement	X		X		X	X	Feb-06	Aug-06					
VI. EXTERNAL COMPLAINTS															
	U61	Revision of External Complaints Policies		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	✓	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		X	Nov-05	May-06					

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A. Intake and Tracking								
	X		DW		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
	✓		✓		✓	Nov-05	May-06	
B. External Complaint Investigation								
	X		X		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
VII. GENERAL POLICIES								
	DW		DW		DW	Nov-05	May-06	Pending testing of TD 05-07 dissemination
	X		X		X	Nov-05	May-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X	NYE	X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
VIII. MANAGEMENT AND SUPERVISION								
			X		X	Feb-06	Aug-06	
A. Risk Management Database								
	X		X		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
	X		X		X	Nov-05	May-06	
	✓		X		✓	Nov-05	May-06	
		✓		X	✓	Aug-05	-	
X		X		X	X	Feb-06	Aug-06	
	X		X		X	Nov-05	May-06	
	X		X		X	May-05	May-06	

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	X		X		X	Nov-05	May-06	
	✓		X		✓	Nov-05	Aug-06	
	X		X		X	Nov-05	May-06	
		✓		X	✓	Aug-05	-	
X		X		X	X	Feb-06	Aug-06	
X		X			X	Feb-06	Aug-06	
X					X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
NYE						Compliance will be assessed as needed		
		X			X	Aug-05	Aug-06	
		✓		X	✓	Aug-05	Aug-06	
	X	DW	X	X	X	Nov-05	Nov-06	
X	X	X	X	X	X	Feb-06	Aug-06	[2] Audit skipped since the q/e Aug 04
X	X	X	X	X	X	Feb-06	Aug-06	[2] Audit skipped since the q/e Aug 04
	X	NYE	X	X	X	Nov-05	Aug-06	[2]
	X	X		X	X	Nov-05	Aug-06	[2] Audit skipped since the q/e Aug 05
	X	X	X	NYE	X	Nov-05	Aug-06	[2] Audit skipped since the q/e Aug 05
	X	X	X	X	X	Nov-05	Aug-06	[2] Audit skipped since the q/e Aug 05
	X	X			X	Nov-05	Aug-06	[2] Audit skipped since the q/e Aug 05
	X	NYE	X	X	X	Nov-05	Aug-06	[2]
X		X		X	X	Feb-06	Aug-06	
	✓		✓		✓	Nov-05	May-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
✓		X		X	✓	Feb-06	Aug-06	
X		NYE		X	X	Feb-06	Aug-06	
✓		DW		X	✓	Feb-06	Aug-06	

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	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
	X		X		X	Nov-05	May-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		
X		X		X	X	Feb-06	Aug-06		

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CONDITIONS OF CONFINEMENT CONSENT JUDGMENT								
I. DEFINITIONS								
C1								
No monitoring requirements								
II. GENERAL PROVISIONS								
C2 - 13								
No monitoring requirements								
III. FIRE SAFETY POLICIES								
X		X			X	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
✓		✓			✓	Feb-06	Nov-06	
X		X			X	Feb-06	Nov-06	
		✓			✓	Aug-05	-	
IV. EMERGENCY PREPAREDNESS POLICIES								
X		X			X	Feb-06	Nov-06	
DW		X			DW	Feb-06	Nov-06	Pending DOJ approval
DW		X			DW	Feb-06	Nov-06	Pending DOJ approval
V. MEDICAL AND MENTAL HEALTH CARE POLICIES								
	X		X		X	Nov-05	Aug-06	
	X		X		X	Nov-05	Aug-06	
	X		X		X	Nov-05	Aug-06	
	X		X		X	Nov-05	Aug-06	
	NYE	NYE	NYE	X	NYE	Nov-05	Aug-06	Implementation testing deferred pending dissemination of related policies
	X		X		X	Nov-05	Aug-06	
	X		X		X	Nov-05	Aug-06	
	X		X		X	Nov-05	Aug-06	
	✓		X		✓	Nov-05	Aug-06	

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VI. PRISONER SAFETY POLICIES								
X		X		X	X	Feb-06	Nov-06	
X		X		X	X	Feb-06	Nov-06	
X		X		X	X	Feb-06	Nov-06	
X		X		X	X	Feb-06	Nov-06	
VII. ENVIRONMENTAL HEALTH AND SAFETY POLICIES								
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		X		✓	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	
		✓		✓	✓	Aug-05	May-06	
VIII. POLICIES CONCERNING PERSONS WITH DISABILITIES								
	NYE	X		X	NYE	Nov-05	Aug-06	
	X	X		X	X	Nov-05	Aug-06	
IX. FOOD SERVICE POLICIES								
			X		X	May-05	May-06	
			X		X	May-05	May-06	
X. PERSONAL HYGIENE POLICIES								
			X		X	May-05	May-06	
XI. USE OF FORCE AND RESTRAINTS POLICIES								
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
XII. INCIDENT DOCUMENTATION, INVESTIGATION AND REVIEW								
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
X		X		X	X	Feb-06	Aug-06	
XIII. EXTERNAL COMPLAINTS								
		X		X	X	Aug-05	May-06	
		X		X	X	Aug-05	May-06	

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EVALUATION TIMING

		Dec '05- Feb '06	Sep '05- Nov '05	Jun '05- Aug '05	Mar '05- May '05	Dec '04- Feb '05	Status as of Last Eval'n	Last Eval'n Quarter Ending	Next Expected Eval'n Q/E	Comments re: Last Evaluation
XIV. GENERAL POLICIES										
C60	Clear Definition of Terms		DW		DW		DW	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	X		NYE		X	X	Feb-06	Aug-06	
C63	Operation in Compliance with Risk Management Plan	X		X		X	X	Feb-06	Aug-06	
C64	Video Camera Policy	X		X		X	X	Feb-06	Aug-06	
C65	a. Holding Cell UOF Investigations Audit	X		X	X	X	X	Feb-06	Aug-06	
	b. Holding Cell Prisoner Injuries Investigations Audit	X	X	X	X	X	X	Feb-06	Aug-06	
	c. Holding Cell Misconduct Investigations Audit	✓		X	X	X	✓	Feb-06	Aug-06	
C66	a. HCCC to Assure Compliance with COC CJ	X	X	X	X	X	X	Feb-06	Aug-06	
	b. HCCC Fire Safety Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C67	HCCC Emergency Preparedness Audit	✓	X	X		X	X	Feb-06	Aug-06	
C68	HCCC Medical/Mental Health Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C69	HCCC Detainee Safety Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C70	HCCC Environmental Health and Safety Audit	✓		✓	X	X	✓	Feb-06	Aug-06	
C71	HCCC Food Service Audit	X	X	X	X	X	X	Feb-06	Aug-06	
C72	Audit Reporting Requirements	X		X	X	X	X	Aug-05	Aug-06	
XVI. TRAINING										
C73	Training of Detention Officers			X			X	Aug-05	May-06	
C74	Training Records		X	X			X	Nov-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

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XVIII. STIPULATION PURSUANT TO THE PRISON LITIGATION
REFORM ACT, 18 U.S.C. 3626

C100 - 102	No monitoring requirements
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XIX. IMPLEMENTATION AND ENFORCEMENT

C103 - 110	No monitoring requirements
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XX. MISCELLANEOUS

C111 - 112	
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- 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).