

**BOARD OF POLICE
COMMISSIONERS'
POLICY PRESENTATION**

THURSDAY, OCTOBER 21, 2021

BOPC POLICY PRESENTATION OBJECTIVES

Summarize

- Summarize policies approved by the Board during 2020 and 2021 and those policies awaiting approval by the Board.

Provide

- Provide overview of (3) main policy directives for today's discussion and pending approval.

Discuss

- Briefly discuss policy recommendations.



Charter of the City of Detroit

January 1, 2012

(Adopted by Vote of the People on November 8, 2011)

SUMMARY OF BOPC POLICY AUTHORITY

- In alignment with City Charter Section 7-802; 7-803; and 7-806, the Board:
- Has supervisory control and oversight of the Detroit Police Department as provided in Article 7, Chapter 8;
- In consultation with the Chief of Police and with the approval of the Mayor, establishes policies, rules, and regulations;
- The Chief of Police (COP), the Chief Executive Officer of the police department, administers the department consistent with the policies, rules, and regulations established by the Board and shall organize the department with the approval of the Board; and
- COP Recommend rules, regulations, and procedures to the Board for its approval.

BOARD APPROVED DPD POLICIES 2020-2021

TYPE OF DIRECTIVE	SUBJECT	POLICY STATUS	CURRENT DISPOSITION	DATE APPROVED
101.6 Organization and Management	Human Resources Bureau	Approved by the Board	Effective: 1/30/2020	1/30/2020
203.12 Criminal Investigations	Polygraph Examinations	Approved by the Board	Effective: 1/30/2020	1/30/2020
403.9 Employee Wellness	Department COVID19 Response	Approved by the Board	Effective: 9/1/2020	8/6/2020
201.11 Patrol Operations	Use of Force Reporting and Investigation	Approved by the Board	Effective: 9/1/2020	8/27/2020
202.7 Limits of Authority	Foot Pursuit	Approved by the Board	Effective: 9/24/2020	9/17/2020
304.6 Training	Body-Worn Camera	Approved by the Board	Effective: 9/24/2020	9/17/2020
304.7 Training	Taser X2 Conducted Energy Weapon (CEW)	Approved by the Board	Effective: 10/5/2020	9/17/2020
306.3 Property Management	Property Control	Approved by the Board	Effective: 9/24/2020	9/17/2020

BOARD APPROVED DPD POLICIES 2020-2021

TYPE OF DIRECTIVE	SUBJECT	POLICY STATUS	CURRENT DISPOSITION	DATE APPROVED
102.10 Standard of Conduct	Brady/Giglio Disclosure Requirements	Approved by the Board	Effective: 11/21/2020	11/12/2020
20-18 Special Order Directive	Duty to Intervene	Expires: 12/31/2020	Effective: 6/9/2020	Issued: 6/9/2020
102.12 Standard of Conduct	Duty to Intervene	In Effect by the Dept.	Effective: 12/22/2020	12/03/2020
307.8 Information System	Gunshot Detection System	In Effect by the Dept.	Effective: 02/06/21	02/04/2021
202.3 Limits of Authority	Search Warrants and Execution "No Knock"	Approved by the Board	Effective: 04/05/2021	04/01/2021
102.2 Standard of Conduct	Bias-Based Policing	Approved by the Board	Awaiting update from the Dept. (Dashboard)	05/06/2021
304.7 Training	Taser X2 Conducted Energy Weapon (CEW)	Approved by the Board	Effective: 10/5/2020	9/17/2020
403.5 Employee Wellness	Drug and Alcohol Abuse by Department Personnel	Approved by the Board	Awaiting update from the Dept. (Dashboard)	05/06/2021

DPD POLICIES AWAITING APPROVAL

Citizen
Complaints 102.6

Eyewitness and
Identification
Procedures 203.11

Bomb, Explosives,
or Incendiary
Devices

Department Rank
Structure 102.1

Telephone,
Voicemail, and
Cellular
Telephones

Promotional
Process

Court
Appearances

Mobile
Communication
Devices (MCDs)

Incident Response

CITIZEN COMPLAINTS MANUAL DIRECTIVE 102.6 CONT.

- **BOPC Staff Policy Recommendations:**
 - Requiring DPD Supervisors to review and approve citizen complaint reports;
 - Updating Findings' language - Inconclusive versus Not Sustained
 - OCI Training for DPD Supervisors on Complaint Intake Process
 - Requiring Risk Management Monthly Meetings with BOPC/OCI
 - Including Supervisory Responsibility Accountability Measures

CITIZEN COMPLAINTS MANUAL DIRECTIVE 102.6 CONT.

- **Previous Policy Recommendations Added During First Round of Review:**
- Board has sole authority over OCI Staff; Referral Procedures for criminal complaints;
- Include Language consistent with City Charter;
- Required Monthly Report from Chief of Police of corrective or disciplinary measures imposed on sustained complaints;
- Adding Related Procedures – Code of Conduct

CITIZEN COMPLAINTS MANUAL DIRECTIVE 102.6 CONT.

- **BOPC Staff Overall Recommendation:**
- Request to approve policy recommendations for transmittal to the Department for final inclusion in the Detroit Police Department Manual Directive.

**EYEWITNESS
IDENTIFICATION &
LINEUPS MANUAL
DIRECTIVE 203.11**

- **Purpose:**
- Establish the guidelines for eyewitness identification procedures involving show-ups, photo arrays, and live lineups.
- As provided in the DPD policy, “Erroneous eyewitness identifications have been cited as the factor most frequently associated with wrongful convictions.
- Therefore, in addition to eyewitness identification, all appropriate investigative steps and methods should be employed to uncover evidence that either supports or eliminates the suspect identification.
- **BOPC Staff Recommendation:**
- Request for BOPC approval of Eyewitness, Identification and Lineups Directive as proposed by the Department based on alignment with national best practices.

BOMB THREATS MANUAL DIRECTIVE 205.5

- **Purpose:**
- To develop procedures and guidelines for Departmental responses to bomb threats, unattended or suspicious items, suspected military ordnance, and post-blast scene.
- **BOPC Staff Recommendation:**
- Request for BOPC approval of Eyewitness, Identification and Lineups Directive as proposed by the Department based on alignment with national best practices.

REFERENCES

U.S. Const. Amend. I.

U.S. Const. Amend. IV.

U.S. Const. Amend. V.

City of Detroit Charter 7-802, 7- 803, and 7-806.

President's Task Force on 21st Century Policing

National Association of Civilian Oversight of Law Enforcement (NACOLE)

Detroit Police Department Manual Directive System

QUESTIONS?