



**DETROIT
BOARD OF POLICE COMMISSIONERS**

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MEMORANDUM

TO: Board of Police Commissioners
FROM: Victoria Shah, Secretary to the Board
DATE: December 7, 2023
RE: Coalition Inquiry into CIOGS breach in the procurement of Mobile Fingerprinting Devices

Dear Honorable Commissioners,

November 16, 2023. The BOPC office received an email from Assistant Professor Rae Baker, Education and Community Action Research. Their email concerned DPD's recent procurement of mobile fingerprint readers and possible violation of the Community Input Over Government Surveillance (CIOGS) ordinance. They also reference Detroit News Article "Michigan Supreme Court Rules Taking Fingerprints Without a Warrant is Unconstitutional". At Assistant Professor Baker's request, the email was forwarded to Commissioner Burton. Please see the attached email and referenced article.

December 7, 2023. Attorney Ramis Wadood from the American Civil Liberties Union (ACLU) of Michigan called and followed up with an email about the same matter. To verify the procurement was indeed *new* surveillance technology, Attorney Wadood submitted a FOIA request for "any and all records pertaining to the procurement of fingerprint reading technology for use by the Detroit Police Department..." The fulfilled request only included a single purchase order for "DPD Evolution A13 Mobile-ID Fingerprint Readers" dated September 8, 2023. He also referenced a Michigan Supreme Court ruling that the City of Grand Rapid's fingerprinting practice was declared unconstitutional. Please see the attached inquiry, including the new article, FOIA request, purchase order, and Michigan Supreme Court Syllabus.

Recommendation. Staff recommends the Board investigate DPD's procurement and use of mobile fingerprint readers. Specifically to inquire into the following:

- Legal opinion from Acting Board Attorney Stephani LaBelle on the requirement of DPD to follow the attached CIOGS ordinance in the procurement of mobile fingerprint readers.
- If Attorney Wadood's FIOA request was fulfilled in its entirety (i.e. prior to September 8, 2023, has DPD never procured any type of fingerprinting devices?)
- DPD's policies on the use of mobile fingerprinting devices.
- How many mobile fingerprinting devices were procured in PO 3068888, dated September 8, 2023 for \$63,650; and how many total does DPD have in service?

Sincerely,

Victoria Shah
Secretary, Detroit Board of Police Commissioners