

# Specification Report – Surveillance Van

## Sec. 17-5-453: Surveillance Technology Specification Reports.

- (a) The Police Department certifies that the information contained in this document reflects the complete and accurate proposed use of the surveillance technology.
- (b) This report has been approved by the Chief of Police and received the approval of the Board of Police Commissioners on \_\_\_\_\_.

(1) **Description:** Information describing the surveillance technology and its capabilities.

- The Detroit Police Department (DPD) seeks undercover van technology to assist in sensitive investigations. The Burke Services upgrade to the existing undercover van will replace existing technology and will replicate existing capabilities. ?
- The system consists of cameras monitoring all sides of the van and three pan, tilt, zoom (PTZ) cameras to monitor publicly visible areas from streets where the van will be parked. Internal network equipment connects the cameras to an onboard laptop computer with viewing and control software. Video will be recorded to an onboard external hard drive. Recorded video can be exported by connecting a USB drive. Two monitors will be mounted in the van for viewing cameras. A modem will be connected to the internal network for secure remote camera viewing and control. External microphones and connective components allow officers in the van the ability to monitor activity outside of the van. A printer will be installed in the van. All network and antennas will be installed. Illumination will be attached to the exterior of the van. Power will be supplied by a rechargeable battery system. ?

(2) **Purpose:** Any specific purpose the surveillance technology is intended to advance:

- The purpose of the surveillance van provides the ability ~~of~~ to conduct covert surveillance necessary for the investigation of various crimes. Surveillance vans are used in the investigation of crimes including, but not limited to, homicide, narcotics operations, human trafficking, and illegal dumping. The surveillance van may also be used for investigations originating out of Professional Standards. ?

(3) **Deployment:** If ~~the~~ surveillance technology will not be uniformly deployed or targeted throughout the City, ~~what~~ factors will be used to determine where the technology is deployed or targeted. *as follows*

- ~~The Detroit Police Department~~ <sup>The (that) DPD</sup> will deploy the surveillance van when there is a situation as described above, to keep the community, its residents, and first responders safe. Additionally, the surveillance van can be used to gain real time situational awareness by viewing and sending live video to remote locations for evaluation and tactical decision making. ?

(4) **Fiscal Impact:** The fiscal impact of the surveillance technology.

- The upgrade of the surveillance van will cost the Detroit Police Department \$80,000.00 to complete. This is a one-time fixed cost for the upgrade and there are no additional costs.

(5) **Civil Rights / Liberties Impacts:** An assessment identifying with specificity;

(a) Any potential adverse impacts the surveillance technology, if deployed, might have on civil liberties and civil rights; and

*only use for capital crimes*

*Q - what is the data range of the technology?  
video, recording? listening? lip reading*

*Constitutional*

*Part 1  
Capital  
Crimes*

- Listening Technology Law - an expectation of privacy w respect to conversations*
- Video technology does not intrude upon any constitutionally protected areas.
  - Misuse of video technology or any information collected is strictly prohibited.
- (b) *What specific, affirmative measures will be implemented to safeguard the public from the potential adverse impacts identified in this section.*

- The Police Department will strictly enforce its policies pertaining to the use of this video technology and any information obtained from the technology.

- (6) *Authorized use:* A complete description of the purpose and intended uses of the surveillance technology, including any uses that will be expressly prohibited.

The purpose and intended uses of the proposed technology includes:

- Apprehension of suspects and fugitives;
- Furthering criminal investigations; and
- Other legitimate law enforcement purposes.

*too broad*

The following uses of the technology are expressly prohibited:

- Traffic enforcement;
- Enforcement of civil laws, including immigration laws; or
- Use of the video technology for purposes other than legitimate law enforcement activities.

*too broad*

(7) *Data Collection:*

- (a) *What types of surveillance data will be collected, captured, recorded, intercepted, or retained by the surveillance technology;*

- The surveillance van will provide visual, audio and video data on a location or individual.

- (b) *What surveillance data may be inadvertently collected during the authorized uses of the surveillance technology, and what measures will be taken to minimize the inadvertent collection of data; and*

- After careful consideration, the DPD cannot determine any instance or situation where legally protected information may be collected from the proposed technology. *False*
- Data from the surrounding areas may be collected during the use of the surveillance van.
- All inadvertently collected audio/video data will be deleted within thirty (30) days from the main hard drives with no copies being created.

- (c) *How inadvertently collected surveillance data will be expeditiously identified and deleted.*

- After careful consideration, the DPD cannot determine any instance or situation where legally protected information may be collected from the proposed technology.
- In the event protected information is collected through the misuse of the technology, the Police Department will cause for its deletion as soon as feasible possible w/in 24 hours
- Upon identifying that protected information has been collected through the misuse of technology, DPD will report the following to the Board of Police Commissioners within 15 days of its discovery:

- Type of information collected;

*DPD will promptly report to the BOPC all instances w/ the technology is used or misused in violation of this policy*

*Need a relationship*

*how do you determine this*

*NO LIP READING*

- ii. Date range of the collection;
- iii. Extent of impact (i.e., how many person's information was collected);
- iv. DPD members who had access to the information; and
- v. Date and method of destruction, once it has been destroyed.

(8) **Data Protection:** What safeguards will be used to protect surveillance data from unauthorized access, including encryption and access control mechanisms.

- The Detroit Police Department will comply with the State of Michigan Criminal Justice Information System (CJIS) regulations and other applicable standards and policy to protect data. Security safeguards will cover any type of medium (printed or electronic) or technology (e.g. physical servers, virtual machines, and mobile devices) used in a work-related Department activity. Additionally, video transmitted from the van will use an encrypted IPSEC tunnel. This ensures that data cannot be intercepted or decrypted by unauthorized individuals.

(9) **Data Retention:** Insofar as the privacy of the public can be severely compromised by the long-term storage of mass surveillance data, what rules and procedures will govern the retention of surveillance data, including those governing:

(a) *The limited time period, if any, surveillance data will be retained. Such information shall include a statement explaining why the designated retention period is no greater than that which is absolutely necessary to achieve the specific purpose(s) enumerated in the Surveillance Technology Specification Report;*

Need specifics of a warrant

? ?  
b c

The DPD will adhere to its Data Retention Policy, which matches the requirements set forth in the corresponding state statute.

(b) *The specific conditions that must be met to retain surveillance data beyond the retention period identified pursuant to Subsection (b)(9)(a) of this section; and*

- Data will not be retained beyond the retention period except where such information constitutes evidence of a crime related to an open case, a closed case where prosecution and / or appeals remain pending, or a civil case where litigation/or appeals remain pending.

(c) *The process utilized to regularly delete surveillance data after the retention period stated in Subsection (b)(9)(a) of this section has elapsed and the auditing procedures that will be implemented to ensure data is not improperly retained.*

- The Police Departments policies and procedures allow for the retention of video recordings for up to 30 days. Recordings that contain evidence of incidents are retained until the case is solved, closed, and litigation ends.

(Sound recordings?)

(10) **Surveillance Data Sharing:** If a City department is seeking authorization to share access to surveillance technology or surveillance data with any other governmental agencies, departments, bureaus, divisions, or units, or non-governmental persons or entities in the absence of a judicial warrant or other legal mandate, it shall detail:

(a) *Which governmental agencies, departments, bureaus, divisions, or units, or non-governmental persons or entities will be approved for:*

- i. *Surveillance technology sharing to the governmental agency, department, bureau, division, or unit, or non-governmental person or entity, and*

Elect. 3

delete

What is the retention period?  
Purge afterwards

Auditing procedure 4 All Data Collection

ii. Surveillance technology sharing from the governmental agency, department, bureau, division, or unit, or non-governmental person or entity, and

iii. Surveillance data sharing to the governmental agency, department, bureau, division, or unit, or non-governmental person or entity;

TV No sharing ~~of entities that have not been previously~~  
(b) Where applicable, the type of information of surveillance data that may be disclosed to the governmental agency, department, bureau, division, or unit, or non-governmental person or entity, and (Delete)

(c) Where applicable, any safeguards or restrictions that will be imposed on the surveillance technology or data receiving governmental agency, department, bureau, division, or unit, or non-governmental person or entity regarding the use or dissemination of the provided surveillance technology or data;

Delete

- DPD has a Data Sharing Policy (101.12) that sets forth the standard the Department must follow when sharing data.
- DPD will also comply with any constitutional applicable law and Criminal Justice Information System (CJIS) policies.

Data sharing needs Policy to be reviewed

(11) Demands for Access to Surveillance Data: What legal standard must be met by government entities or third parties seeking or demanding access to surveillance data. ?

- The Police Department will only share information with government entities or (third parties in accordance with a duly authorized data sharing agreement) Under no circumstances is a member of the Police Department authorized to share information for the purpose of assessing immigration status or enforcing immigrations laws, unless ordered by Homeland Sec

(12) Auditing and Oversight: What mechanisms will be implemented to ensure the Surveillance Technology Specification Report is followed, including what independent persons or entities will be given oversight authority, if and how regular audits will be conducted, and in the case of the Police Department, also how the Board of Police Commissioners will be involved in the auditing and oversight process.

The report will reflect the Bd

- The Detroit Police Department will include the surveillance van in the annual Surveillance Technology and Surveillance Use Reports. Additionally a weekly usage report will be sent to the Board of Police Commissioners.

(13) Training: Would specialized training be required in connection with the use of the surveillance technology.

Standards

- All members will be vetted, CJIS cleared, and trained in all the technology that they are assigned to use in the surveillance van. In addition, members are required to comply with Record Retention (101.11), Data Sharing (101.12), Bias-Based Policing (102.2) and all other policies as it relates to technology and standards of conduct.

(14) Complaints: What procedures will allow members of the public to register complaints or concerns, or submit questions about the deployment or use of a specific surveillance technology, and how the City department will ensure each question and complaint is responded to in a timely manner.

shall advise OCS simultaneously

The policies and procedures of the Detroit Police Department require that upon receiving notice of the desire to file a complaint, a member of the Department must involve a supervisor as soon as possible to receive the complaint. In addition, any citizen may lodge a complaint

directly with the Office of the Chief Investigator. Questions regarding the technology may be directed to the Office of the Chief of Police.

