

REPORT OF THE INDEPENDENT MONITOR FOR THE LOS ANGELES POLICE DEPARTMENT

"Report Card" Summarizing the Monitor's Evaluation of Compliance
With the Consent Decree as of the Quarter Ending September 30, 2005

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ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		
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Comments re: Last Evaluation

II. MANAGEMENT AND SUPERVISORY MEASURES TO PROMOTE CIVIL RIGHTS INTEGRITY

A. TEAMS II [Computer Information System]								
40	Access by Police Commission, Inspector General & Chief of Police				NR			Pending further development of TEAMS II
41	Information to be Contained in TEAMS II (Design Assessment)				NR			Pending further development of TEAMS II
42	Input of Historical Data into TEAMS II				NR			Pending further development of TEAMS II
43	Data Analysis Capabilities				NR			Pending further development of TEAMS II
44	Linking and Cross-Referencing of Data				NR			Pending further development of TEAMS II
45	Approved Design Document				✓	Dec-02	-	
46	Protocol for Using TEAMS II (Incl. for Supervision & Audit Purposes)				NR			Pending further development of TEAMS II
47	Protocol Requirements				NR			Pending further development of TEAMS II
48	Training (re: Use of TEAMS II and Protocol Implementation)				NR			Pending further development of TEAMS II
49	Data Capture & Retention				NR			Pending further development of TEAMS II
50	a) TEAMS II Design Approved 30 Days after Submission to DOJ				✓	Dec-02	-	
	b) Approval of Use Protocols 15 Months after Approval of Design				NR			Pending further development of TEAMS II
	c) Beta of TEAMS II Available 12 Months after Approval of Design				NR			Pending further development of TEAMS II
	d) Computer Program and Hardware Operational for Beta of TEAMS II				NR			Pending further development of TEAMS II
	e) TEAMS II Fully Implemented 21 Months after Approval of Design				NR			Pending further development of TEAMS II
51	Use of TEAMS I Data for Decision Making							
	a) Selection of Officers for Assignment to CIID or as PSB Investigators		✓	✓	Dec-04	Dec-05		
	b) Selection of Officers as FTOs or for Gang Units		✓	✓	Sep-05	Dec-05	Compliant as to gang officers; FTOs to be assessed in December 2005	
	c) Officers Transferred into New Divisions or Areas		✗	✗	Dec-04	Dec-05		
	d) Document Consideration of Sustained Administrative Investigations, Adverse Judicial Findings or Discipline		✓	✓	Sep-05	Dec-05	Compliant as to gang officers; FTOs to be assessed in December 2005	
52	TEAMS II Modifications Process				NR			Pending further development of TEAMS II
B. Management and Coordination of Risk Assessment Responsibilities								
53	Human Resources Bureau Responsibilities re: Risk Assessments				✓	Sep-01	-	
C. Performance Evaluation System								
54	Annual Performance Evaluation System Developed & Implemented				NR			

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III. INCIDENTS, PROCEDURES, DOCUMENTATION, INVESTIGATION, AND REVIEW

A. Use of Force

55	OHB Conduct all Categorical Use of Force Admin. Investigations				✗	Jun-05	Jun-06	
56	OHB Attend / Investigate all Categorical Use of Force Incidents			✓	✓	Jun-05	Jun-06	
57	LAPD Conduct Criminal Categorical Use of Force Investigations		✓		✓	Dec-04	Dec-05	
58	LAPD Notify DA of Shooting Incident or Death in Police Custody			✓	✓	Jun-05	Jun-06	
59	LAPD Cooperate with DA at Scene of Incident			✓	✓	Jun-05	Jun-06	
60	Individual Attorneys for Officers Involved in OIS Incidents				✓	Jun-02		Next evaluation date undetermined
61	Separate Statements of Officers Involved in OIS			✓	✓	Jun-05	Jun-06	
62	a-i) Supervisory Oversight for CUOF Incidents (7 Day Requirement)				✗	Jun-05	Jun-06	Primary compliance but secondary and functional non-compliance
	a-ii) Supervisory Conduct for CUOF Incidents Considered for Performance Appraisal				DW	Jun-05	Dec-05	Documentation issue to be clarified during assessment of performance appraisals
	b-i) Supervisory Oversight for Search Warrants (7 Day Requirement)			✗	✗	Dec-04	Dec-05	
	b-ii) Supervisory Conduct for Search Warrants Considered for Performance Appraisal						Dec-05	
63	Confidential Psychological Evaluation for Officers in Deadly Categorical UOF Incident				✗	Jun-05	Jun-06	Primary compliance but functional non-compliance
64	Officer History Considered for Disciplinary and Non-Disciplinary Action			✓	✗	Jun-05	Jun-06	
65	Requirement to Report Non-Categorical Uses of Force			✓	✓	Sep-05	-	
66	UOF Report Revised			✓	✓	Sep-05	-	
67	Commission Review Categorical UOF				✗	Jun-05	Jun-06	
68	Non-Categorical Use of Force Investigations			✓	✓	Sep-05	-	
69	a) Review of Categorical UOF by Review Board			✓	✓	Jun-05	Jun-06	
	b) Non-Categorical UOF Review			✓	✓	Sep-05	-	

B. Search and Arrest Procedures

70	a) Review & Approval of Booking Recommendations/Arrests by WC for Completeness and Authenticity			✓	✓	Dec-04	Dec-05	
	b) Evaluation of Penal Code 148 et al. Incidents			✗	✗	Dec-04	Dec-05	
	c) Supervisor's Performance Evaluations Consider Quality of Supervisory Review				NR			Meet and confer
71	Supervisory Review of Search Warrants and Ramey Warrants							
	a) Review for Completeness and Authenticity				✗	Jun-05	Mar-06	
	b) Appropriate, Legal and in Conformance with Policy				✗	Jun-05	Mar-06	
	c) Supervisory Review				✗	Jun-05	Mar-06	
72	Search Warrant Log			✓	✓	Jun-05	Mar-06	
73	WC Inspection & Interview of Detainees & Arrestees				✗	Sep-02	Dec-05	

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C. Initiation of Complaints									
74	Receipt/Maintenance of Complaints				✗	✗	Sep-04	-	Paragraph now assessed by subparagraph
	a. Methods of Making Complaints						-	Mar-06	
	b. Anonymous Complaints						-	Mar-06	
	c. LAPD HQ or stations, PC, IG						-	Mar-06	
	d. Distribution of Materials (locations and languages)				✓	✓	Mar-05	Mar-06	
	e. Distribution of Material Upon Request						-	Mar-06	
	f. Assignment of Case Number				✓	✓	Mar-05	Mar-06	
	g. 24-hour Toll-free Complaint Hotline				✗	✗	Mar-05	Mar-06	
	h. Prohibition on requesting complainant to sign waiver			✓		✓	Sep-05	Mar-06	
75	Initiation of Complaint Form 1.28					✓	✓	Jun-05	Jun-06
76	Civil Lawsuits Alleging Misconduct of LAPD				✓	✓	Mar-05	Mar-06	
77	Arrest/Litigation Involving Officer				✓	✓	Mar-05	Mar-06	
78	Requirement to Report Officer Misconduct				✓	✓	Mar-05	Mar-06	
D. Conduct of Investigations									
79	IAG Review of Complaints "Face Sheet"				✓	✓	Mar-05	Mar-06	
80i	CUOF Investigations								
	a) Tape-Record / Videotape Interviews				✗	✗	Dec-04	Dec-05	
	b) Canvassing and Interviewing of Witnesses / Complainants				✓	✓	Dec-04	Dec-05	
	c) Group Interviews Prohibited				✗	✗	Dec-04	Dec-05	
	d) Not applicable								
	e) Interview All Supervisors				✓	✓	Dec-04	Dec-05	
	f) Collect and Preserve Evidence				✗	✗	Dec-04	Dec-05	
	g) Identify and Report All Inconsistencies				✗	✗	Dec-04	Dec-05	
80ii	IAG/PSB Investigations of Complaints								
	a) Tape-Record / Videotape Interviews					✓	Jun-05	Jun-06	
	b) Canvassing and Interviewing of Witnesses / Complainants					✓	Jun-05	Jun-06	
	c) Group Interviews Prohibited					✓	Jun-05	Jun-06	
	d) Notify Involved Officers & their Supervisors					✓	Jun-05	Jun-06	
	e) Interview All Supervisors					✓	Jun-05	Jun-06	
	f) Collect and Preserve Evidence					✗	Jun-05	Jun-06	
	g) Identify and Report All Inconsistencies					✓	Jun-05	Jun-06	
81	Non-Categorical Uses of Force Investigations / Chain of Command Investigations of Complaints			✓	✗	✓	Sep-05	-	
82	Collateral Misconduct Investigations			✓	✗	✓	Sep-05	Dec-05	
83	TEAMS II Access					NR			Pending further development of TEAMS II

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E. Adjudicating Investigations								
84	Standards for Credibility Determinations					✗	Jun-05 Jun-06	
85	Adjudication of Complaint Form 1.28 Investigations	✗	✗			✗	Sep-05 Jun-06	
86	Withdrawal/Anonymous Complaint Investigations		✓			✓	Jun-05 Jun-06	
87	Timely Complaint Investigations			✓		✓	Mar-05 Mar-06	
F. Discipline & Non-Disciplinary Action								
88	Chief's Discipline Report to Commission and IG	✓		✓	✓	✓	Sep-05 Mar-06	
89	a) IG Review Discipline Report	✓		✓	✓	✓	Sep-05 Mar-06	
	b) Commission Review/Assess Discipline Report	✓		✓	✓	✓	Sep-05 Mar-06	
	c) PC Assessment Considered Part of COP Annual Review		DW		DW	DW	Jun-05 Dec-05	
90	Manager Review Complaint Form 1.28 Investigations		✗			✗	Jun-05 Jun-06	
91	Complaint Resolution Notification		✓			✓	Jun-05 Jun-06	
92	Anti-Retaliation Policy	DW		✗		✗	Sep-05 Dec-05	
G. Professional Standards Bureau (Internal Affairs Group)								
93	Complaint Investigations			✓		✓	Mar-05 Mar-06	
94	Reallocate Investigations from Chain-of-Command Supervisors			✓		✓	Mar-05 Mar-06	
95	Filling Investigator Positions			✓	✓	✓	Mar-05 Mar-06	
96	Chief Misconduct Complaints			✓		✓	Mar-05 Mar-06	
97	Scheduled Integrity/Sting Audits			✗		✗	Jun-05 Jun-06	
98	Hiring of IAG Investigators/Supervisors			✓		✓	Dec-04 Dec-05	
99	IAG Terms of Duty			✓		✓	Mar-05 Mar-06	
100	IAG Evaluations					✓	Jun-04 Dec-05	
101	Referral of Criminal Conduct	✓				✓	Sep-05 Jun-06	
H. Non-Discrimination Policy and Motor Vehicle and Pedestrian Stops								
102	Non-Discriminatory Policy and Assessment of Discrimination in Motor Vehicle & Pedestrian Stops			DW	DW	DW	Dec-04 Mar-06	Determination withheld re: secondary and functional compliance
103	Use of Discrimination in Stops/Detention			DW	DW	DW	Dec-04 Mar-06	Determination withheld re: secondary and functional compliance
104	Motor Vehicle Stop Reports			✗		✗	Jun-05 Jun-06	
105	Pedestrian Stop Reports			✗		✗	Jun-05 Jun-06	

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IV. MANAGEMENT OF GANG UNITS

106 a) Gang Coordination			✓		✓	Dec-04	Mar-06	
b) Eligibility Criteria for Selection of Gang Non-Supervisory Officers	✓			✓	✓	Sep-05	Jun-06	
c) Eligibility Criteria for Selection of Gang Supervisors	✓			✓	✓	Sep-05	Jun-06	
d) Tour of Duty Limitations for Gang Supervisors and Officers	✗			✗	✗	Sep-05	Jun-06	Extensions were missing BCO and COP signatures or extension approvals were late
e) i) Detention, Transportation, Arrest, Booking and Charging of Gang Arrestees		✗	DW		✗	Mar-05	Dec-05	
ii) Class A or C Uniforms for Gang Officers			✓		✓	Dec-04	Dec-05	
iii) Marked Police Vehicles for Gang Officers			✓		✓	Dec-04	Dec-05	
iv) Gang Officers Check Out and Return Field Equipment from Area Kit Room			✗		✗	Dec-04	Dec-05	
v) Gang Officers Attendance for Patrol Roll Calls			✓		✓	Dec-04	Dec-05	
vi) Gang Unit Activities Out of Area Station			✓		✓	Dec-04	Dec-05	
vii) Gang Arrestees/Witness Interviewed at Night at Primary Area Station			✓		✓	Dec-04	Dec-05	
f) Role of Gang Unit Supervisor			✗		✗	Dec-04	Dec-05	
g) Role of Gang Area Managers			✗		✗	Dec-04	Dec-05	
h) Role of Bureau Gang Coordinator		✗	✓		✗	Mar-05	Mar-06	
107 a) Eligibility Criteria for Work in Gang Units	✓			✗	✓	Sep-05	Jun-06	
b) Selection Process for Gang Unit Personnel	✗			✗	✗	Sep-05	Jun-06	Teams records dated after selection, lack of relevant performance evaluations, selections approved prior to oral interview
c) Supervisory Review of Incidents & Impact on Eligibility to Remain in Gang Unit	✓			✓	✓	Sep-05	Jun-06	

V. CONFIDENTIAL INFORMANTS

108 Procedures for the Handling of Informants	✗			✗	✗	Sep-05	Jun-06	Packages had issues with supervisory oversight
109 Confidential Informants Database	✓			✗	✓	Sep-05	Jun-06	
110 Confidential Informant Manual					✓	Mar-04	-	

VI. DEVELOPMENT OF PROGRAM FOR RESPONDING TO PERSONS WITH MENTAL ILLNESS

111 Evaluation of Other Successful Programs					✓	Jun-02	-	
112 a) Report to Police Commission on Police Contact with Mentally Ill		✓		✓	✓	Mar-05	Mar-06	
b) Report to City Council and Mayor on Police Contact with Mentally Ill					✓	Dec-02	-	
113 Audit of Police Contact with Mentally Ill	CWI			✗	CWI	Sep-05	-	Department in compliance with the intent of the paragraph

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VII. TRAINING

A. Field Training Officers Program

114 Eligibility Criteria for FTO	DW			✗	DW	Sep-05	Dec-05	Data for testing submitted to Monitor after end of quarter
115 FTO De-selection		✗		DW	✗	Mar-05	Mar-06	
116 FTO Training Plan	✗			DW	✗	Sep-05	Jun-06	

B. Training Content

117 Police Integrity Training Requirements		✓			✓	Mar-05	Mar-06	
118 Public Members on Board of Rights	✗		NYE		✗	Sep-05	Jun-06	
119 Tuition Reimbursement					✓	Mar-03	-	
120 Communication of Training Suggestions	✓			✓	✓	Sep-05	Jun-06	

C. Supervisory Training

121 Supervisory Training Requirements	✓			✗	✓	Sep-05	Jun-06	
122 Regular and Periodic Supervisory Training	✓			✓	✓	Sep-05	Jun-06	
123 Supervisory Investigations Training	✓				✓	Sep-05	Jun-06	

VIII. INTEGRITY AUDITS

A. Audit Plan

124 Audit Plan & Responsibilities	✓			✗	✓	Sep-05	Jun-06	
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B. Audits by the LAPD

125 a) Warrant Applications & Affidavits Audit					-	Last evaluated Dec-01; superceded by 128(1) audit - see below for status		
b) Arrest, Booking & Charging Reports Audit					-	Last evaluated Dec-01; superceded by 128(2) audit - see below for status		
c) Confidential Informant Control Packages Audit					-	Last evaluated Dec-01; superceded by 128(5) audit - see below for status		
d) Gang Unit Work Product Audit					-	Last evaluated Dec-01; superceded by 131(a) audit - see below for status		
126 Use of Force Reports Audit					-	Last evaluated Mar-02; superceded by 128(3) audit - see below for status		
127 Sting Audits Reporting Protocol		✓		✓	✓	Jun-05	Jun-06	
128 1) Warrant Applications & Affidavits Audit		✓			✓	Jun-05	Mar-06	
2) Arrest, Booking & Charging Reports Audit			✓		✓	Dec-04	Dec-05	
3) Use of Force Reports Audit	✓	DW			✓	Sep-05	Jun-06	
4) Motor Vehicle & Pedestrian Stops Audit		✓	✓	NYE	✓	Jun-05	Mar-06	
5) Confidential Informant Control Packages Audit	✗			✓	✗	Sep-05	Jun-06	Anomalies in packages not reported by objective, missed information in packages,
129 i) Categorical Use of Force Systems Audit		✓		✓	✓	Jun-05	Jun-06	
i) Categorical Use of Force Investigations Audit	NYE		✓	NYE	NYE	Sep-05	Dec-05	Audit report received September 29, 2005
ii) Non-Categorical Use of Force Investigations Audit	✓	DW			✓	Sep-05	Jun-06	
iii) Complaint Form 1.28 Systems Audit			✓		✓	Mar-05	Mar-06	
iii) Complaint Form 1.28 Investigations Audit		✗			✗	Jun-05	Jun-06	Substantive issues missed related to quality/ adjudication of the investigations

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130 Annual Report on Complaints & Disposition			✓			✓	Mar-05	Mar-06	
131 a) Gang Unit Work Product Audit				✓	DW	✓	Dec-04	Dec-05	
b) Gang Unit Selection Criteria Compliance Audit	✓			✓	DW	✓	Sep-05	Jun-06	
c-1) Gang Unit Warrant Applications & Affidavits Audit		✓		✓	NYE	✓	Jun-05	Mar-06	
c-2) Gang Unit Arrest, Booking & Charging Reports Audits				✓	DW	✓	Dec-04	Dec-05	
c-3) Gang Unit Use of Force Reports Audit	✓	DW		✓	NYE	✓	Sep-05	Jun-06	
c-4) Gang Unit Motor Vehicle & Pedestrian Stops Audit		✓		✓	NYE	✓	Jun-05	Mar-06	
c-5) Gang Unit Informant Control Packages Audit	✗				✓	✗	Sep-05	Jun-06	Anomalies in packages not reported by objective, missed information in packages,
d) Gang Unit Use of Confidential Informants Audit	✓				✓	✓	Sep-05	Sep-06	
e) Audit of Gang Unit Supervisors				✗		✗	Dec-04	Dec-05	Evaluation not yet performed
132 Financial Disclosure Requirements & Audits						NR			Meet and confer
133 Police Training Audit				✓		✓	Dec-04	-	
134 Skeletal Fractures During UOF Audit	CWI		DW			CWI	Sep-05	-	Department in compliance with the intent of the paragraph
C. Inspector General Reviews & Audits									
135 a) Timeliness of Transmittal of LAPD Audits to OIG	✓	✓	✗	✗	✗	✓	Sep-05	Dec-05	
b) Evaluation of IG's Reviews of LAPD's Audits	✓	✗	✗	✗	✗	✓	Sep-05	Dec-05	
136 IG Review of Categorical UOF Investigations			✗			✗	Mar-05	Mar-06	Reporting requirements not met
i) IG Audit of Non-Categorical Uses of Force	✗	✗				✗	Sep-05	Dec-05	Review not completed on a timely basis
ii) IG Audit of Complaint Form 1.28 Investigations	✗				✗	✗	Sep-05	Dec-05	Review not completed on a timely basis
137 IG Audit of LAPD's Use of TEAMS II Protocol (as per CD47)						NR			Pending further development of TEAMS II
138 IG to Use TEAMS II to Conduct Audits and Review LAPD Audits for At Risk Behavior, Practices or Procedures						NR			Pending further development of TEAMS II
139 Recording, Tracking & Investigation of Retaliation Complaints		✓				✓	Jun-05	Jun-06	
140 Audits Initiated by the Police Commission and the IG				✗		✗	Sep-05	Jun-06	No audits initiated since 2004
IX. OPERATIONS OF THE POLICE COMMISSION & INSPECTOR GENERAL									
A. Police Commission									
141 Obligations of Commission/IG/Chief									No task
142 a) Commission/IG Review of All Categorical UOF	✓					✓	Sep-05	Jun-06	
b) Annual CUOF Report Detailing Commission's Findings	✓					✓	Sep-05	Jun-06	

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143 a) Police Commission Review of Audits	DW				✗	DW	Sep-05	Dec-05	Monitor completing review of Police Commission actions
b) Consider Audit Results in Evaluation of COP		DW				DW	Jun-05	Dec-05	Related to paragraph 144
c) Review and Approval of All New LAPD Policies & Procedures				✓	DW	✓	Dec-04	Dec-05	
144 Review of Chief		✓		DW	DW	✓	Jun-05	Dec-05	
145 Chief Misconduct Complaints		✓	DW		✗	✓	Jun-05	Jun-06	
146 Approval of LAPD Budget				✓		✓	Dec-04	Dec-05	
B. Inspector General									
147 a) Notification and Observation of CUOF "Roll-outs"		✓				✓	Jun-05	Jun-06	
b) Notification to the PC of Non-Conformance		✓				✓	Jun-05	Jun-06	
148 UOF Review Board Meetings		✓				✓	Jun-05	Jun-06	
149 Promptly Providing Documents & Information to IG		✓				✓	Jun-05	Jun-06	
150 a) IG Acceptance of Complaints from LAPD Officers		✓				✓	Jun-05	Jun-06	
b) Disclosure of Complainant's Identity		✓				✓	Jun-05	Jun-06	
151 Officer Obligations to Investigate									No task
152 a) Complaint Intake Information Provided to IG within One Week of IAG's Receipt	✓				✓	✓	Sep-05	Jun-06	
b) Complaint Intake Information Consistent with LAPD Policies and Procedures	✓				✓	✓	Sep-05	Jun-06	
153 Informing the Police Commission of Pending Investigations & Audits		✓				✓	Jun-05	Jun-06	
C. General									
154 Recommendations Implemented to Improve Deficiencies				✓	NYE	✓	Dec-04	Dec-05	
X. COMMUNITY OUTREACH AND PUBLIC INFORMATION									
155 i) Public Meeting in First Year of CD						✓	Jun-02	-	
ii) Public Meetings Annually		✓				✓	Jun-05	Jun-06	
156 Website Reports	✓			✓		✓	Sep-05	Jun-06	
157 Meeting with Community Advisory Groups						✗	Dec-03		

Notes:

[1] As described in the Monitor's Report for the Quarter Ending September 30, 2002, the Monitor assesses primary, secondary, and functional compliance with the requirements of the Consent Decree. This Report Card provides an overall grade for compliance with each paragraph or subparagraph - if the Department is in non-compliance with any of these three definitions of compliance for a paragraph or subparagraph, the Department is in overall non-compliance with that paragraph or subparagraph.