

Independent Monitoring Report 9

Appendix 10:

Data Collection, Analysis, and Management
Compliance Assessments

Data Collection, Analysis & Management: ¶1570

570. The City will ensure that reasonably available documents related to reportable uses of force that are or become subject to misconduct complaints or investigations are promptly provided to the appropriate investigative entity (e.g., COPA, BIA). The City will ensure that any reasonably available documents related to reportable uses of force subject to misconduct complaints or investigations, except for open confidential investigations, are accessible in the CMS the City is working to create, or in any similar electronic system, by June 30, 2020. Within seven days of the receipt of a misconduct complaint or the initiation of an administrative investigation, whichever occurs first, the City will identify any available reportable use of force documentation associated with the incident and ensure such documentation is accessible via the CMS or similar system. By June 30, 2020, whenever a reportable use of force incident becomes the subject of a misconduct investigation, COPA will notify CPD via the CMS within three days of the initiation of the investigation.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Preliminary:	Not In Compliance (NEW: LOST COMPLIANCE)
Secondary:	Not In Compliance (NEW: LOST COMPLIANCE)
Full:	Not Yet Assessed

In the ninth reporting period, the City lost both Preliminary and Secondary compliance with ¶1570.

During the ninth reporting period, the City lost both Preliminary and Secondary compliance with ¶1570 due to an inability to access CPD records, thereby rendering the CMS unusable, even if technically operable. During the ninth reporting period, COPA informed us that they no longer have direct access to “documents related to reportable uses of force that are or become subject to misconduct complaints or investigations” (see ¶1570) and that requests for such documents do not receive timely or responsive resolutions. This includes documents such as Tactical Response Reports (TRRs), incident reports, and other documents and data warehouses necessary to conduct a full and complete administrative investigation.

The loss of Preliminary and Secondary compliance this reporting period should not be viewed as an inability or unwillingness on the part of COPA to properly identify documents related to reportable uses of force and save the documents into the CMS. However, the fact that COPA and the CPD have allowed the issue to get to such a point is concerning, particularly given that the IMT only recently learned of the extent of the problem despite it being present for several months. While earlier collaboration between COPA, the CPD, and the IMT could have had the ability to resolve the access problems before it impacted compliance, the problem has now grown in both scale and complexity. Accordingly, we recommend that the CPD

and COPA meet with the IMT to identify the reason for the change in permissions, determine mutually agreeable resolutions, and return COPA’s access to a point where COPA believes it can conduct its investigations without undue burden or delay. We also note that this issue may have been avoided had the CPD followed our recommendation to develop a policy memorializing COPA’s access and the CPD’s responsibility to ensure such access.

Moving forward, we will look for whether the City has resolved the barriers to COPA’s access as well as whether the CPD has developed a policy memorializing its responsibilities for facilitating a full and complete investigation by COPA, including when COPA’s access to the CPD’s data systems is restricted. Once these items have been addressed, we will then look for evidence that the requirements of ¶570 have been operationalized.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 570 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: None	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Preliminary
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Preliminary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Preliminary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Secondary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Secondary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: None

Data Collection, Analysis & Management: ¶572

572. CPD will regularly review citywide and district-level data regarding reportable uses of force to: a. assess the relative frequency and type of force used by CPD members against persons in specific demographic categories, including race or ethnicity, gender, age, or perceived or known disability status; and b. identify and address any trends that warrant changes to policy, training, tactics, equipment, or Department practice.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Recurring Schedule: Ongoing **Met** **Missed**

Preliminary: *In Compliance (NEW)*

Secondary: *Not Yet Assessed*

Full: *Not Yet Assessed*

In the ninth reporting period, the City and the CPD achieved Preliminary compliance with the requirements of ¶572.

The Tactical Review and Evaluation Division (TRED) continues to be responsible for suggesting changes to policy, training, tactics, equipment, or Department practice based on its review of force events. This requirement of ¶572 continues to be memorialized in General Order G03-02-02, *Incidents Requiring the Completion of a Tactical Response Report*.

As for this paragraph’s requirement to “assess the relative frequency and type of force used by CPD members against persons in specific demographic categories, including race or ethnicity, gender, age, or perceived or known disability status,” the CPD made initial steps toward achieving this requirement by hiring an outside vendor to conduct the assessment and developing a scope of work for the vendor that is consistent with the review required by ¶572. Although we await a full methodology for conducting the review (see ¶573), we acknowledge the CPD’s advances on this paragraph and look forward to receiving a methodology during the next reporting period.

The City and the CPD reached Preliminary compliance with the requirements of ¶572 in the ninth reporting period. For subsequent levels of compliance with this paragraph, we await the production of a methodology as required by ¶573.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the

Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 572 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: None	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Status Update
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: None	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: None	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: None
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: None	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: None	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Preliminary

Data Collection, Analysis & Management: ¶573

573. Prior to conducting the initial assessment required by Paragraph 572, CPD will share its proposed methodology, including any proposed factors to be considered as part of the assessment, with the Monitor for review and approval. The Monitor will approve CPD's proposed methodology provided that the Monitor determines that CPD's methodology comports with published, peer-reviewed methodologies and this Agreement.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Recurring Schedule: Ongoing

Met

Missed

Preliminary: *Not in Compliance*

Secondary: *Not Yet Assessed*

Full: *Not Yet Assessed*

In the ninth reporting period, the City and the CPD have begun acknowledging their responsibilities under ¶¶572–73 and have taken the initial steps toward compliance.

This reporting period, the City and the CPD made initial steps in producing the proposed methodology required by this paragraph. The CPD contracted with subject matter experts to help develop the methodology as required by ¶¶572 and 573. On October 12, 2023, the CPD provided the IMT with the CPD Use of Force Analysis Scope of Work, Sponsored Research Agreement between the CPD and the University of Texas San Antonio (UTSA), and the Curriculum Vitae of the subject-matter experts obtained. The IMT's understanding is that the contract includes an 18-month timeline between UTSA and the CPD, during which the subject-matter experts are tasked with developing the methodology to perform the use of force analysis required by ¶572. The CPD will then be provided with the methodology to replicate the analyses and conduct regular assessments as required by this Consent Decree. The CPD has also assured the IMT that there will be an opportunity to review and provide comment on the methodology during its development. The IMT looks forward to reviewing the proposed methodology for approval in future reporting periods.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](#) (which included *Independent Monitoring Report 8*):

<https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>

Paragraph 573 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: None	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Status Update
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: None	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: None	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: None
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: None	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: None	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: None

Data Collection, Analysis & Management: ¶577

577. CPD will create a Force Review Board (“FRB”) to review, from a Department improvement perspective: (a) any level 3 reportable use of force incident, except for accidental firearms discharges and animal destructions with no human injuries, and (b) any reportable uses of force by a CPD command staff member.

Compliance Progress

(Reporting Period: January 1, 2023, through June 30, 2023)

Preliminary:	<i>In Compliance</i> (THIRD REPORTING PERIOD)
Secondary:	<i>In Compliance</i> (SEVENTH REPORTING PERIOD)
Full:	<i>Not in Compliance</i>

In the ninth reporting period, the City and the CPD maintained Preliminary and Secondary compliance with ¶577.

To assess Preliminary compliance with ¶577, the IMT reviewed the CPD’s relevant policies and documents following the process described in the Consent Decree (¶¶626–41), and the CPD’s data. Additionally, the IMT reviewed records demonstrating that the CPD has qualified personnel to meet the requirements of this paragraph. To assess Secondary compliance, the IMT reviewed the CPD’s training development, implementation, and evaluation (¶286), including the implementation of a decision-point analysis. To assess Full compliance, the IMT considered whether the CPD has sufficiently implemented its policy and training.

This reporting period, the CPD maintained General Order G03-02-08, *Department Review of Use of Force*, which memorializes the role of the Force Review Board (FRB) in reviewing Level 3 uses of force and reportable uses of force by a CPD command staff member. As the FRB continues to be detailed in policy, the CPD has remained in Preliminary compliance with ¶577. Additionally, the CPD continues to have Standard Operating Procedure (SOP) 2020-03, *Force Review Board*, which we have previously noted as demonstrating Secondary compliance.

Additionally, during the ninth reporting period, the CPD provided the IMT with a presentation template used during FRB meetings and documentation of FRB training recommendations implemented in 2023. The IMT appreciates this template as it aids in standardizing the FRB process. However, we note that the template does not solicit any discussion related to identifying potential areas of improvement, which is a central component of the FRB’s purpose. The several FRB meetings observed by the IMT were brief and continued to demonstrate a lack of critical review of the incidents, with limited time allotted to conduct the decision-point analysis reflected in SOP 2020-03. We did not observe fulsome discussion evaluating tacti-

cal soundness of various officer actions, nor whether clarifications or modifications to existing policy or training would be helpful department-wide. The FRB process must include deeper analysis, discussion, and reflection to fulfill its goal of identifying tactics, training, and policy that may improve future outcomes. The IMT looks forward to continuing to observe the FRB meetings and encourages the CPD’s FRB to devote sufficient time to conduct the analysis and reflection contemplated by SOP 2020-003 and required by the Consent Decree.

To achieve Full compliance with the requirements of ¶577, the CPD must demonstrate that the FRB is consistently engaging in a critical review of the incidents and making a decision-point analysis that enhances the CPD.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 577 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Preliminary
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Preliminary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Preliminary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Preliminary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Secondary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Secondary

Data Collection, Analysis & Management: ¶579

579. The FRB will be chaired by the Superintendent, or his or her designee, and will include, at a minimum, the Chief of the Bureau of Patrol, or his or her designee, and CPD members at the rank of Deputy Chief, or above, who are responsible for overseeing policy development, policy implementation, training, and misconduct investigations. CPD's General Counsel, or his or her designee, will also serve on the FRB.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Preliminary:	In Compliance (THIRD REPORTING PERIOD)
Secondary:	In Compliance (SEVENTH REPORTING PERIOD)
Full:	In Compliance (NEW)
Sustainment Period Ends	December 31, 2025

In the ninth reporting period, the City and the CPD achieved Full compliance with ¶579.

During the ninth reporting period, the CPD maintained General Order G03-02-08, *Department Review of Use of Force*, which memorializes the role of the Force Review Board (FRB) in reviewing Level 3 uses of force and reportable uses of force by a CPD command staff member. As the FRB continues to be detailed in policy, we find the CPD has remained in Preliminary compliance with ¶579. Additionally, the CPD continues to utilize SOP 2020-03, *Force Review Board*, which is evidence of Secondary compliance. Further, we were provided with the attendance records from FRBs that occurred in the ninth reporting period and were able to determine that the membership of the proceedings was consistent with the requirements of ¶579. Moving forward, we will continue to review the attendance records from each proceeding to ensure the requirements of this paragraph are maintained.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 579 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Preliminary
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Preliminary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Preliminary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Preliminary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Secondary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Full

Data Collection, Analysis & Management: ¶581

581. Beginning within 180 days of the Effective Date, CPD will publish on at least a monthly basis aggregated and incident-level data, excluding personal identifying information (e.g., name, address, contact information), regarding reportable use of force incidents via a publicly accessible, web-based data platform.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Recurring Schedule: Monthly **Met** **Missed**

Preliminary: *In Compliance* (NEW: REGAINED COMPLIANCE)

Secondary: *In Compliance* (NEW: REGAINED COMPLIANCE)

Full: *Not In Compliance*

In the ninth reporting period, the City and the CPD regained both Preliminary and Secondary compliance with ¶581.

During the ninth reporting period, the CPD maintained its Use of Force Dashboard, which updates data on a monthly basis. In response to IMT comments, the CPD also restored the ability to download the underlying data in the dashboard, allowing for review of the data at the incident-level as well as at the individual officer/community member level. Additionally, the CPD recognized a procedural flaw in receiving and responding to community comments. Briefly, community comments on the dashboard were being received, though no one in the CPD was actually solely responsible for reviewing them. Now, the CPD has identified a particular individual within the Tactical Review and Evaluation Division (TRED) who is responsible for checking comments and responding. The CPD has also provided the IMT with the community comments it has received.

Moving forward, the IMT will periodically check the response process by anonymously entering a comment and evaluating the CPD's response by timeliness and quality. As a result of these efforts, we now find the issues that resulted in diminished compliance have been resolved and that the CPD has regained both Preliminary and Secondary compliance with this paragraph.

To achieve Full Compliance, we maintain our recommendations that the CPD provide evidence that any community comments are appropriately and timely addressed. Full compliance will also depend on the CPD's ability to demonstrate the reliability of the Use of Force Dashboard data.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 581 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Preliminary
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Preliminary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Preliminary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Secondary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: None	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Secondary

Data Collection, Analysis & Management: ¶582

582. The publicly accessible, web-based data platform will enable visitors to: a. identify where reportable uses of force occur through interactive maps depicting incident frequencies at a citywide, district, neighborhood, and ward level; b. identify the frequency, in the aggregate and by type, of reportable uses of force at the citywide, district, neighborhood, and ward level through graphs, charts, and other data visualizations; and c. review aggregate demographic information about the race, ethnicity, age, and gender of persons subjected to reportable uses of force at the citywide, district, neighborhood, and ward level through graphs, charts, and other data visualizations.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Preliminary:	<i>In Compliance</i> (THIRD REPORTING PERIOD)
Secondary:	<i>In Compliance</i> (NEW)
Full:	<i>Not Yet Assessed</i>

In the ninth reporting period, the City and the CPD maintained Preliminary compliance and regained Secondary compliance with ¶582.

During the ninth reporting period, the CPD maintained its Use of Force Dashboard, which updates on a monthly basis. The elements of ¶582 continue to be incorporated into the aggregate-level data presented through the dashboard’s “graphs, charts, and other data visualizations,” and therefore, the CPD has maintained Preliminary compliance with the requirements of this paragraph.

Additionally, as related to Secondary compliance, which the City and the CPD lost in the eighth reporting period, the CPD recognized a procedural flaw in receiving and responding to community comments. Briefly, community comments on the dashboard were being received though no one in CPD was actually directly responsible for reviewing them. Now, the CPD has identified a particular individual within the Tactical Review and Evaluation Division (TRED) who is responsible for checking comments and responding. The CPD has also provided the IMT with the community comments it has received. Moving forward, the IMT will periodically check the response process by anonymously entering a comment and evaluating the CPD’s response by timeliness and quality. As a result of these efforts, we now find the issue that resulted in diminished compliance has been resolved and that the CPD has regained Secondary compliance with this paragraph.

To achieve Full compliance with ¶582, we maintain our recommendation that, going forward, the CPD provide evidence that any community comments are being appropriately and timely addressed. Full compliance will also depend on the CPD’s ability to demonstrate the reliability of the Use of Force Dashboard data.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 582 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: Preliminary
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Preliminary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Preliminary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Secondary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Preliminary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Secondary

Data Collection, Analysis & Management: ¶606

606. Within 365 days of the Effective Date, CPD will conduct an assessment of CPD's current information collection mechanisms and data management technology to identify: a. what data CPD currently collects and what additional data is required to be collected to comply with this Agreement; b. the manner of collection (e.g., electronic or paper); c. the frequency with which each type of data is updated; d. the quality control mechanisms in place, or the need for such mechanisms, to ensure the accuracy of data collected; e. what software applications or data systems CPD currently has and the extent to which they are used or accessed by CPD members; f. redundancies or inefficiencies among the applications and systems currently in use; and g. the extent to which the applications and systems currently in use interact with one another effectively.

Compliance Progress

(Reporting Period: July 1, 2023, through December 31, 2023)

Preliminary:	<i>In Compliance</i> (SIXTH REPORTING PERIOD)
Secondary:	<i>In Compliance</i> (SEVENTH REPORTING PERIOD)
Full:	<i>In Compliance</i> (NEW)
Sustainment Period Ends	<i>December 31, 2025</i>

In the ninth reporting period, the City and the CPD achieved Full compliance with ¶606.

In the ninth reporting period, the CPD incorporated comments and suggestions from each Associate Monitor to ensure that the final ¶606 assessment comprehensively mapped out all necessary data collection systems and processes. In December, the CPD provided the IMT with its *Final Assessment Report*, incorporating the feedback from the IMT and serving as a foundation for completing the Data Systems Plan as required by ¶607. Therefore, the City and the CPD reached Full compliance with the requirements of ¶606 and will now focus on how the CPD and the City utilizes their assessment to develop a comprehensive *Data Systems Plan*.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in [Comprehensive Assessment Part I](https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf) (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 606 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: None	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: None
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: None	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Under Assessment	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Preliminary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Preliminary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Secondary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Full

Data Collection, Analysis & Management: ¶609

609. On an annual basis, to improve the accuracy, reliability, and efficiency of its data collection, CPD will review and, as necessary, revise departmental forms relating to: use of force, arrests, interactions with individuals in crisis, and the disciplinary process.

Compliance Progress (Reporting Period: January 1, 2023, through June 30, 2023)

Recurring Schedule: Annually Met Missed

Preliminary: *In Compliance* (FOURTH REPORTING PERIOD)

Secondary: *In Compliance* (FOURTH REPORTING PERIOD)

Full: *In Compliance* (NEW)

Sustainment Period Ends *December 31, 2025*

In the ninth reporting period, the City and the CPD achieved Full compliance with ¶609.

To assess Preliminary compliance with ¶609, the IMT reviewed the CPD’s relevant policies and documents following the process described in the Consent Decree (¶¶626–41). To assess Secondary compliance, the IMT reviewed the CPD’s training development, implementation, and evaluation (¶286). To assess Full compliance, the IMT reviewed data sources relevant to the requirements of this paragraph.

During the ninth reporting period, the CPD maintained Special Order S09-03-02, *Forms Management System*, which clearly states that the CPD will review departmental forms on an annual basis consistent with the requirements of ¶609. Embedded within S09-03-02 is the “Transmittal/Response Sheet-Forms Management” form which serves to standardize the process for ensuring reviews of all CPD directives and data collection forms. The “Transmittal/Response Sheet-Forms Management” form, coupled with S09-03-02, continues to evidence Secondary compliance with the requirements of this paragraph.

At the IMT’s request, the CPD provided the completed “Transmittal/Response Sheet-Forms Management” forms, which the IMT reviewed. With this, the CPD achieved Full compliance. To maintain Full compliance moving forward, the CPD will need to continue to demonstrate improvements in the accuracy, reliability, and efficiency of its data collection and continue to provide revised departmental forms on an annual basis related to use of force, arrests, interactions with individuals in crisis, and the disciplinary process. The IMT intends to update the methodologies for Full compliance to be more specific about the evidence required to show “accuracy,” “reliability,” and “efficiency” as required by this paragraph. We

expect the CPD to continue to provide revised department forms to the IMT as a regular part of the reporting period productions in future reporting periods.

A fuller description of the history of compliance efforts, methodologies, compliance determinations for this paragraph—and each monitorable paragraph in the Data Collection, Analysis, and Management section—is available in *Comprehensive Assessment Part I* (which included *Independent Monitoring Report 8*): <https://cpdmonitoringteam.com/wp-content/uploads/2023/11/IMR8-Appendix-10-Data-Collection-Analysis-and-Management-2023.11.01.pdf>.

Paragraph 609 Compliance Progress History

FIRST REPORTING PERIOD SEPTEMBER 1, 2019 – AUGUST 31, 2019 COMPLIANCE PROGRESS: Not Applicable	SECOND REPORTING PERIOD SEPTEMBER 1, 2019 – FEBRUARY 29, 2020 COMPLIANCE PROGRESS: Not Applicable	THIRD REPORTING PERIOD MARCH 1, 2020 – DECEMBER 31, 2020 COMPLIANCE PROGRESS: None
FOURTH REPORTING PERIOD JANUARY 1, 2021 – JUNE 30, 2021 COMPLIANCE PROGRESS: Secondary	FIFTH REPORTING PERIOD JULY 1, 2021 – DECEMBER 31, 2021 COMPLIANCE PROGRESS: Secondary	SIXTH REPORTING PERIOD JANUARY 1, 2022 – JUNE 30, 2022 COMPLIANCE PROGRESS: Secondary
SEVENTH REPORTING PERIOD JULY 1, 2022 – DECEMBER 31, 2022 COMPLIANCE PROGRESS: Secondary	EIGHTH REPORTING PERIOD JANUARY 1, 2023 – JUNE 30, 2023 COMPLIANCE PROGRESS: Secondary	NINTH REPORTING PERIOD JULY 1, 2023 – DECEMBER 31, 2023 COMPLIANCE PROGRESS: Full