



1-67 MULTI-AGENCY TASK FORCE (MATF)

Related SOP(s), Form(s), Other Resource(s), and Rescinded Special Order(s):

A. Related SOP(s)

- 2-57 Use of Force: Review and Investigation by Department Personnel
- 2-60 Preliminary and Follow-up Criminal Investigations (Formerly 2-24)

B. Form(s)

PD 1385 Crime Scene Canvass and Witness Information Form

C. Other Resource(s)

ROA 1994, §§ 9-4-1-1 to 9-4-1-14 Civilian Police Oversight Agency

D. Rescinded Special Order(s)

None

1-67-1 Purpose

The purpose of this policy is to outline how the Multi-Agency Task Force (MATF) is to work with other law enforcement agencies and prosecutors to criminally investigate critical incident, officer-involved shootings (OIS), in-custody deaths, and criminal allegations related to the use of force.

1-67-2 Policy

It is the policy of the Albuquerque Police Department (Department) to provide the Department with a standardized professional, comprehensive, and neutral criminal investigative response to any use of force that includes criminal allegations against an officer. These investigations include critical incident OISs, in-custody deaths, and use of force that includes indications of criminal activity.

By partnering with other agencies through the MATF Memorandum of Agreement (MOA), MATF detectives promote accountability, share investigative techniques and resources, and produce fair, impartial, and highly professional investigations. The MATF ensures quality control in its investigations and provides the professionalism required in constitutional policing and accountability to the community.

N/A 1-67-3 Definitions

- A. Civilian Police Oversight Agency (CPOA)



ALBUQUERQUE POLICE DEPARTMENT
GENERAL ORDERS

SOP 1-67

P&P Draft 10/05/2022

An independent agency of City government, not part of either the City administration or City Council, which was created by city ordinance and is overseen by a board comprised of community members, consistent with the Civilian Police Oversight Agency Ordinance, ROA 1994, §§ 9-4-1-1 to 9-4-1-14.

The CPOA receives, investigates, and reviews complaints and commendations submitted by community members concerning Department personnel. The CPOA also reviews Department policies, practices, and procedures, in order to provide recommendations throughout the policy development process and ultimately to the Chief of Police.

B. Critical Incident Officer-Involved Shooting (OIS)

The intentional discharge of a firearm by a sworn officer in the line of duty, when the officer fires upon a threat or attack upon their person or another. An accidental shooting during a critical incident could also be investigated by the MATF.

C. In-Custody Death

The death of a person while in the custody of a Department officer. For the purposes of this Standard Operating Procedure (SOP), "in custody" means the physical restraint of a person or a show of authority that in some ways restrains the liberty of an individual.

D. Involved Officer

A sworn officer or supervisor, or Prisoner Transport Unit (PTU) personnel, who used, participated in or ordered the application of force, or who had custody of an individual at the time of the use of force or the individual's death.

E. Memorandum of Agreement (MOA)

An agreement between participating agencies that expresses an agreement to assist and participate in the established investigative processes of the MATF.

F. Multi-Agency Task Force (MATF)

An investigatory task force composed of different law enforcement agencies and prosecuting offices as established by an MOA. The purpose of the MATF is to conduct criminal investigations related to critical incidents involving OISs, uses of force where criminal allegations are made, and in-custody deaths.

The agency whose officer used, caused, participated in or influenced the use of force is the lead investigative agency for that investigation unless otherwise requested by the appropriate Chief of Police or Sheriff. The non-lead agency detectives will then work with lead agency detectives to assist in conducting the investigation, to include coordinating the release of evidence.



G. Witness Officer

A sworn officer or supervisor, or Prisoner Transport Unit personnel, who did not use any force but was present on the scene and saw or otherwise perceived the application of force.

6 1-67-4 **Rules and Responsibilities**

A. The MATF shall investigate sworn personnel in the Department under the following conditions:

1. Critical incident OISs, whether or not they result in injury or death;
2. The death of any individual while in police custody; and
3. Any criminal allegation of force from a Department officer, consistent with SOP Use of Force: Review and Investigation by Department Personnel, or PTU officer while working in their authorized capacity.

B. The MATF shall assist outside law enforcement agencies in their criminal investigations of similar critical incidents as stated in the MOA or at the request of the agency and the approval of the Chief of Police.

C. The MATF shall assume the criminal investigation of other parties who are not sworn personnel for any crimes or events that immediately led up to the officer's use of force.

D. The MATF shall not conduct administrative interviews or investigations.

E. The MATF Commander shall provide a copy of the current version of the MOA upon request.

5 F. On-Scene Responsibilities

1. The on-scene investigative supervisor shall:

- a. Ensure that the call-out team conducts an investigative and administrative briefing of the incident as soon as practicable;
- b. For an investigative briefing, ensure that only the personnel who are needed are present. This includes, but is not limited to:
 - i. Primary, secondary, and collateral detectives/officers;
 - ii. The on-scene investigative supervisor;
 - iii. MCST primary detective/investigator and MCST supervisor;
 - iv. District Attorney's Office representatives;
 - v. Office of the Medical Investigator (OMI) representative;
 - vi. The primary dispatched officer;
 - vii. Additional officers or Crime Scene Specialists (CSS);



- viii. Assisting personnel from the Investigative Bureau; and
- ix. An observer from the Internal Affairs Force Division (IAFD).
- c. For an administrative briefing, ensure that only the personnel who are needed are present. This includes, but is not limited to:
 - i. Chief of Police;
 - ii. Bureau Deputy Chief(s);
 - iii. Area Commander(s);
 - iv. Office of the Mayor designee;
 - v. CPOA;
 - vi. Internal Affairs Professional Standards (IAPS) Division representative(s); and
 - vii. IAFD representative(s).
- d. Email a City of Albuquerque Legal Department attorney prior to concluding the on-scene investigation.

G. Detective Responsibilities

1. The detective shall:

N/A

- a. Follow the procedures outlined in SOP Preliminary and Follow-up Criminal Investigations (refer to SOP Preliminary and Follow-up Criminal Investigations for sanction classifications and additional duties);
- b. Ensure that all evidence to establish material facts related to the criminal investigation of the incident, including, but not limited to, audio and video recordings, photographs, statements from officers and witnesses, and other documentation, is collected;
- c. Canvass for and interview witness(es). In addition, the detective shall encourage witness(es) to provide and sign a Crime Scene Canvass and Witness Information Form in their own words;
- d. Ensure interviews of involved and witness officers are conducted individually as soon as practicable;
- e. Ensure that all officers who were involved in the incident, witnessed the incident, or who were on-scene when the incident occurred are identified and documented;
- f. Conduct investigations in a rigorous manner designed to determine the facts and, when conducting interviews, avoid asking leading questions. The Detective shall never ask officers or other witnesses leading questions that may suggest legal or procedural justifications for officers' conduct;
- g. Record all interviews using either audio or visual recording devices;
- h. Consider all relevant evidence, including circumstantial, direct, and physical evidence, as appropriate, and make credibility determinations. The detective shall make all reasonable efforts to resolve material inconsistencies between the officer, subject, and witness statements; and
- i. As discovery/evidence is received, notify IAFD personnel of its existence and their ability to receive a copy.

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H. MATF Sergeant Responsibilities



1. The MATF Sergeant shall:

- a. Respond to all critical incident OISs, or if on leave, send a designee;
- b. Communicate with partnering agencies in the MOA when a MATF case is initiated into a critical incident OIS or other related investigation into an officer's use of force;
- c. Work continuously with local prosecutors who normally review MATF cases to ensure that any follow-up needs are completed as requested by the prosecutor; and
- d. Respond to all requests from the agencies listed in the MOA to assist on any of their cases that need Department resources, consistent with the MOA.

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I. Witness Officer Responsibilities

Witness officers shall be required to cooperate in all phases of the investigation conducted by MATF. Cooperation includes providing a statement to investigators about their involvement and describing what they observed during the incident.

J. Case File Management

1. The investigative unit supervisor shall:

- a. Use a Department-approved tracking system for the overall management of all past and present case files;
- b. Maintain case files on all cases in which investigative activities are ongoing; and
 - i. The case files provide an immediate information resource to investigators.
- c. Transfer the case files to the Records Division when the case is suspended or closed.



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