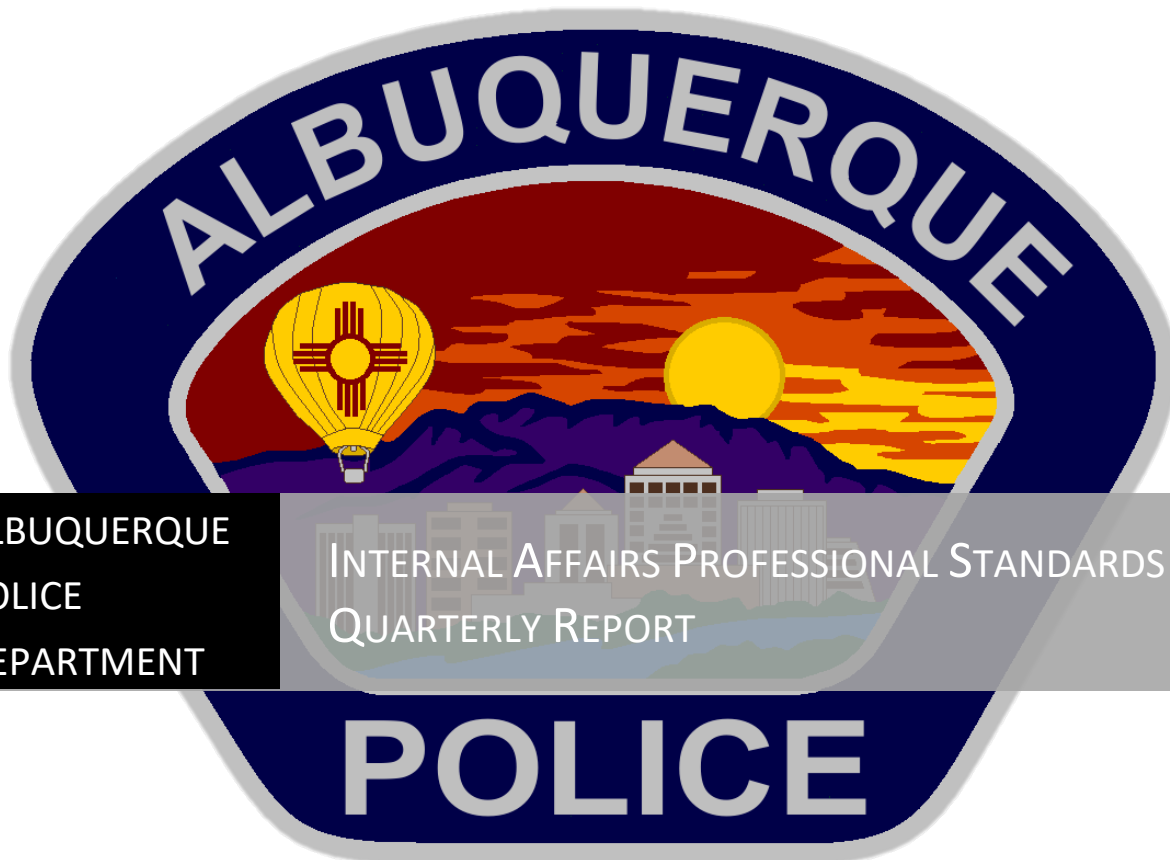


1/15/2021



ALBUQUERQUE
POLICE
DEPARTMENT

INTERNAL AFFAIRS PROFESSIONAL STANDARDS
QUARTERLY REPORT

2019-2020 IAPS Annual Report

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Introduction

The Internal Affairs Professional Standards Annual Report is required by the Albuquerque Police Department and the City of Albuquerque. APD's Standard Operating Procedure (SOP) 7-1-14-A Quarterly IAPS Reports, establishes guidelines and parameters for the Annual Report. The data provided in this report is from January 2019 through December 2020.

The report reflects accurate and complete data as of January 2021. Since APD uses dynamic, live databases, the recorded allegation, finding and case disposition totals presented here are subject to future revision. Likewise, historical data presented may vary slightly from figures presented in prior APD IAPS reports due to changes in processes and reporting.

This report is intended to inform the Administration, Police Department Executive Staff, the City Council, Police Oversight Board and the citizens of Albuquerque with annual statistics and the status of Internal Affairs Professional Standards investigations.

Legends

Disposition

Administratively Closed	The policy violations are minor, the allegations are duplicative, or investigation cannot be conducted due to a lack of information.
Exonerated	The investigation determines, by a preponderance of the evidence, the alleged conduct did occur but did not violate APD policies, procedures, or training.
Not Sustained	The investigation is unable to determine, by a preponderance of the evidence, whether the alleged misconduct occurred.
Sustained	The investigation determines, by a preponderance of the evidence, the alleged misconduct did occur.
Sustained/NBOOC	Sustained violation not based on original complaint – the investigation determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint but was discovered during the misconduct investigation.
Unfounded	The investigation determines, by clear and convincing evidence, the alleged misconduct did not occur or did not involve the subject officer.

Area Commands/Divisions

FH	Foothills Area Command	MTD	Metro Traffic Division
NE	Northeast Area Command	OPS	Operations Review
NW	Northwest Area Command	CED	Criminal Enforcement Division
SE	Southeast Area Command	PLN	Planning Division
SW	Southwest Area Command	PCD	Property Crimes Division
VA	Valley Area Command	RD	Records Division
AV	Aviation Division	RTCC	Real Time Crime Center
BSS	Behavioral Science Services	SED	Scientific Evidence Division
CID	Criminal Investigations Division	SID	Special Investigations Division
COMM	Communications Division	SOD	Special Operations Division

Incident Types

IA	Internal Affairs (excludes Force Internal Investigations, Level 2 and Level 3)	CPC	Civilian Police Complaint
FAD	Firearm Discharge	VC	Vehicle Crashes

Ranks

LT	Lieutenant	P2C	Patrolman 2 nd Class
P1C	Patrolman 1 st Class	SGT	Sergeant
PSA	Police Service Aide	CMRD	Commander

Other Abbreviations

CPOA	Civilian Police Oversight Agency	SOP	Standard Operating Procedure
OBRD	On Body Recoding Device	UOF	Use Of Force

Data Collection

For the 2019-2020 Report, data from Jan 2019 through December 2020 was pulled from the data warehouse. This data was filtered to include cases with an Incident Type of “IA Investigation” and “Firearms Discharges” which involved use of a weapon against an animal.

To determine the number of cases received in 2019-2020, the data was filtered to only include cases with a received date between January 1, 2019 and December 31, 2020. This data was also used to determine the incident division, allegation, directive (SOPs) violated and number of employees involved and their ranks.

To determine the number of cases completed in 2019-2020, the data was filtered to only include cases with a completed date between January 1, 2020 and December 31, 2020. This data was also used to gather statistics on case findings and actions taken.

To determine the number of cases pending, the data was filtered according to both the received and the completed dates. Received date was set before December 31, 2018, and the completed date was set after December 31, 2020. Pending data includes uncompleted cases from the previous year and those received during the 2020, but not completed as of the end of 2020.

Statistical Data¹

Internal Affairs Statistics

2019-2020

Internal Investigations

	2019	2020
Cases Received	692	890
Cases Completed	538	955
Pending Cases ²	8	122
Employees ³	467	572
Firearm Discharges ⁴	2	2

Internal Affairs Professional Standards received 890 cases in 2020, a 28% increase over 2019. The increase in cases could be explained by the issuance in April 2019 of Special Order 19-25, which directed Internal Affairs Professional Standards (IAPS) Division to be the central intake for all identified or suspected violations of the Department Standard Operating Procedures (SOP).

Internal Affairs Professional Standards completed 955 cases in 2020, a 44% increase over 2019. In 2020 a total of 572 employees were identified in IAPS investigations, a 22% increase over 2019. The number of firearm discharges was consistent from 2019 to 2020.

¹ There could be minor changes to the statistics as a result of changes in data or file status

² Includes current and previous years

³ Different employees

⁴ Includes only incidents where type of firearm discharged is “animal shooting”

Location of Investigations Received Area Commands Involved	Years		Total	%Total
	2019	2020		
Northeast Area Command	98	126	224	14%
Valley Area Command	99	119	218	14%
Southeast Area Command	91	122	213	13%
Northwest Area Command	57	121	178	11%
Foothills Area Command	70	67	137	9%
Southwest Area Command	67	67	134	8%
Communications	44	17	61	4%
Metro Traffic Division	29	31	60	4%
Special Operations Division	8	23	31	2%
Aviation Division	16	14	30	2%
CID/Family Advocacy Center	29		29	2%
Violent Crime Reduction Division		28	28	2%
Scientific Evidence Division	16	12	28	2%
Operations Review Division	7	13	20	1%
Internal Affairs Professional Stds Div	6	13	19	1%
Criminal Enforcement Division		18	18	1%
Violence Intervention Division	5	10	15	1%
Internal Affairs Force Division	1	13	14	1%
Academy	6	7	13	1%
Special Investigations Division	11		11	1%
Criminal Investigations Division	1	10	11	1%
Real Time Crime Center	7	3	10	1%
Investigative Services Division	1	7	8	1%
Records Division	1	6	7	0%
Management Services & Support Division		6	6	0%
Internal Affairs Compliance	6		6	0%
Downtown District	5	1	6	0%
SED/Criminalistics Lab	2	3	5	0%
Prisoner Transport Division	1	4	5	0%
Accountability and Oversight Division		5	5	0%
Public Safety Districts	4		4	0%
Crisis Intervention Division	1	3	4	0%
Homeland Security Division	1	2	3	0%
Chiefs Office		3	3	0%
Professional Accountability Bureau		2	2	0%
Compliance Division	1	1	2	0%
Command Staff		2	2	0%
Homeland Security/Special Events		2	2	0%
Fiscal Division		2	2	0%
Field Services		2	2	0%
Professional Development		1	1	0%
Inspections Audit and Policy Compliance	1		1	0%
Executive Division		1	1	0%
Administrative Support		1	1	0%
Unknown		2	2	0%
Total	692	890	1582	

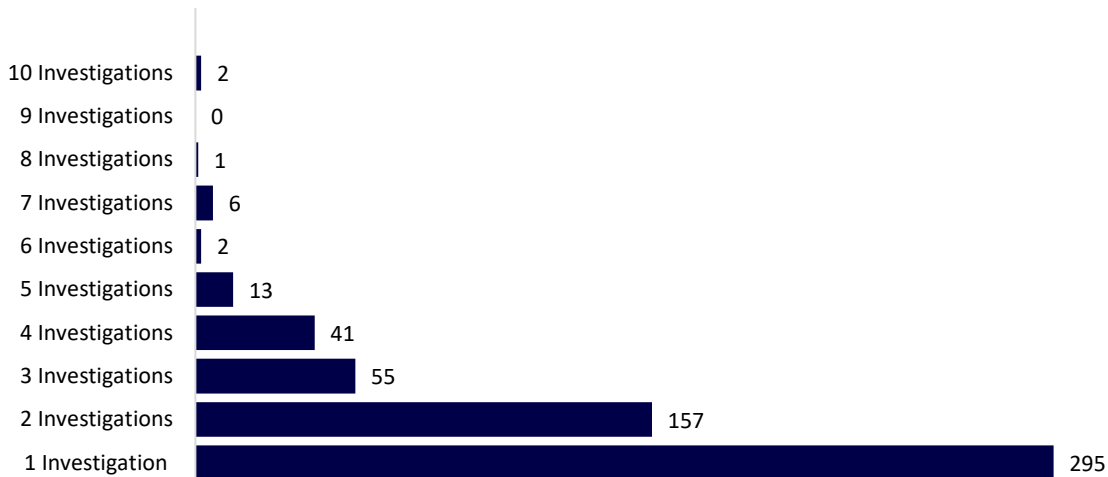
Location of the investigations received at IAPS:

During 2019 and 2020, 70% of the investigations received at IAPS came from the six area commands. Northeast and Valley area commands had the highest rate of increase, with 14% each of the investigations received.

Employees involved in investigations

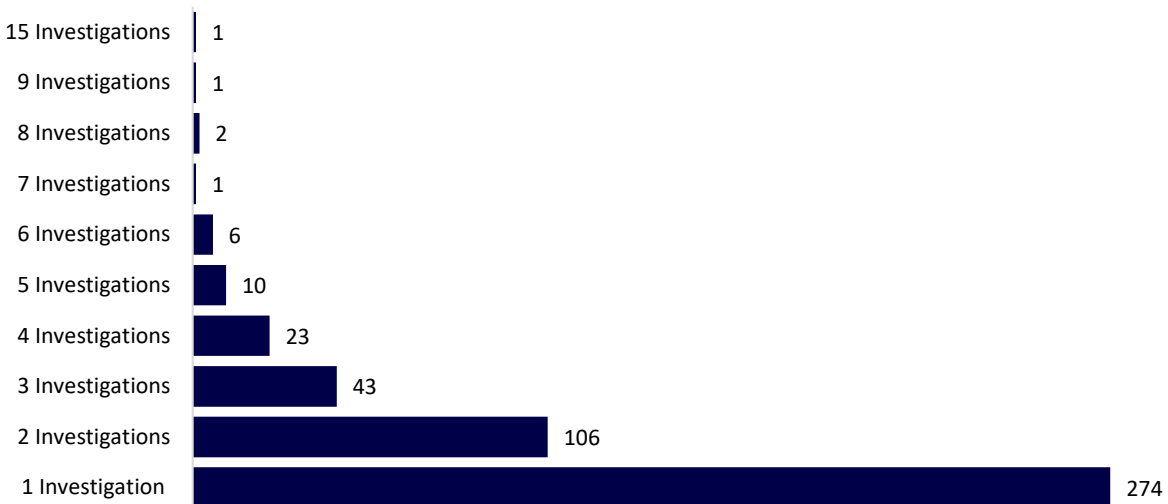
In 2019, a total of 467 distinct employees were identified in IAPS investigations; 419 (90%) were Sworn employees and 48 (10%) were civilian personnel. The gender breakdown was 82% male and 18% female. One of the employees involved in ten investigations held the rank of Sergeant, the other one held the rank of Lieutenant.

Number of Investigations faced by employees



In 2020, a total of 572 distinct employees were identified in IAPS investigations; 525 (92%) were Sworn employees and 47 (8%) were civilian personnel. The gender breakdown was consistent with the number in 2019, 82% male and 18% female. The employee involved in 15 investigations was a civilian.

Number of Investigations faced by employees



Disposition of Cases Completed

Case Disposition	2019	2020
Sustained	251	613
Administratively Closed	119	72
Refer to FII case	54	40
Exonerated	44	85
Unfounded	30	103
Closed	18	1
Opened by mistake	15	17
Not Sustained	7	20
Sustained -VNBOOC	0	2
Closed during preliminary investigation	0	2
Mandatory Training Requested	0	1
Grand Total	538	956

A single case may contain multiple allegations of misconduct against one or more officers.

In 2019, a total of 538 cases were completed. 251 (47%) of the files had the disposition marked as Sustained, 119 (22%) were administratively closed, 54 (10%) were referred to Internal Affairs Force Division, 44 (8%) were exonerated, 30 (6%) were unfounded, 18 (3%) were closed, 15 (3%) were opened by mistake and 7 (1%) were not sustained.

In 2020, a total of 956 cases were completed. 613 (64%) of the files had the disposition marked as Sustained, 103 (11%) were unfounded, 85 (9%) exonerated, 72 (8%) were administrative closed, 40 (4%) were referred to Internal Affairs Force Division, 20 (2%) were not sustained and 17 (2%) were opened by mistake.

Allegations	Count of Allegation	Count of i_File#
On-Duty Conduct	87	10%
Missed Court	73	9%
Compliance with Laws, Rules, and Regulations	72	8%
OBRD	47	6%
Conduct	35	4%
Reporting for Duty	26	3%
Use of Force Reporting Procedures	22	3%
Using the OBRD	22	3%
Use of Force Requirements	21	2%
Supervisory Responsibilities Involving a Use of Force	19	2%
Supervisory Leadership	19	2%
Use of Force	18	2%
Supervisory Force Investigation Requirements	16	2%
Use of OBRD	15	2%
Procedure	15	2%
Initiating-Primary Pursuit Unit	14	2%
On and Off Duty Conduct	13	2%
Personnel Code of Conduct	11	1%
Rules of Conduct	9	1%
Reporting Requirements	9	1%
Search & Seizure without a warrant	8	1%
Management of OBRD recordings	8	1%
Supervisor Duties	7	1%
Supervisory Force Investigation Procedures	7	1%
Communications	7	1%
De-escalation	7	1%
Mandatory Recording Incidents	6	1%
Employee Absence	6	1%
Preliminary Investigations	6	1%
Insubordination	5	1%
On Duty Conduct	5	1%
Use of Seat Belts	5	1%
False Statements/Fraud	5	1%
ECW Restrictions	5	1%
Minimum Amount of Force	5	1%
Transporting Prisoners	5	1%
Officer's Duties	5	1%
Use of Force Procedure	5	1%
Use of APD Vehicles	4	0%
Dept. issued property	4	0%
Timeliness of Reports	4	0%
OBRD Supervisory Review	4	0%
UOF Reporting and Supervisory Force Investigation	4	0%
Arrests	4	0%
Restraint & Transportation of Prisoners	4	0%
Department Property	4	0%
Preliminary and Follow Up Criminal Investigations	4	0%
Language/Gestures	4	0%

Allegations 2019

A single case may contain multiple allegations of misconduct against one or more officers.

IAPS recorded 850 total allegations against APD employees in 2019. On duty conduct, the most common allegation, accounted for 10% of the allegations, followed by missed court with 8%. The table shows 84% of the allegations.

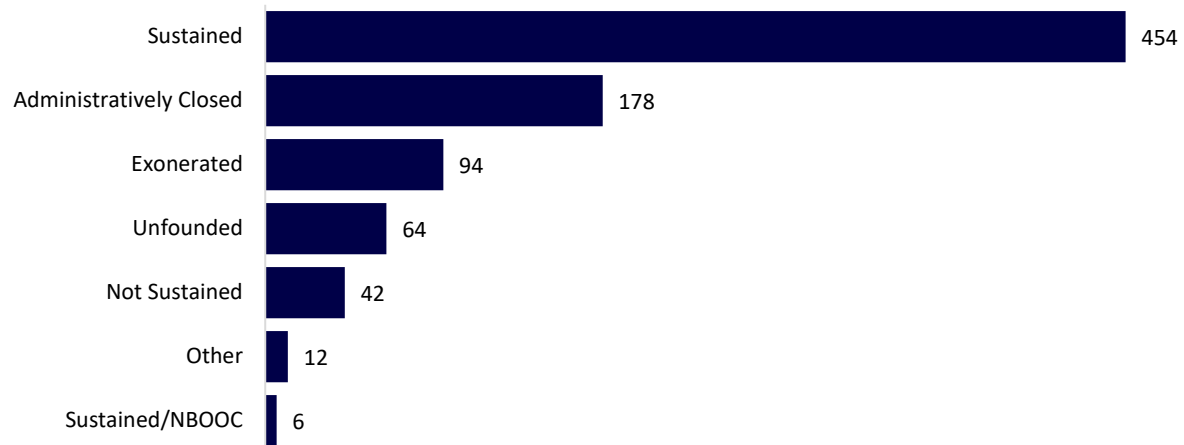
Findings 2019

The IAPS Commander reviews every completed investigation and issues a memorandum to the chain of command with the findings of the case.

Finding Types defined by the Court Approved Settlement Agreement:

a) "Unfounded," where the investigation determines, by clear and convincing evidence, that the alleged misconduct did not occur or did not involve the subject officer;
b) "Sustained," where the investigation determines, by a preponderance of the evidence, that the alleged misconduct did occur;
c) "Not Sustained," where the investigation is unable to determine, by a preponderance of the evidence, whether the alleged misconduct occurred;
d) "Exonerated," where the investigation determines, by a preponderance of the evidence, that the alleged conduct did occur but did not violate APD policies, procedures, or training;
e) "Sustained violation not based on original complaint," where the investigation determines, by a preponderance of the evidence, that misconduct did occur that was not alleged in the original complaint but that was discovered during the misconduct investigation; or
f) "Administratively closed," where the policy violations are minor, the allegations are duplicative, or investigation cannot be conducted because of the lack of information in the complaint.

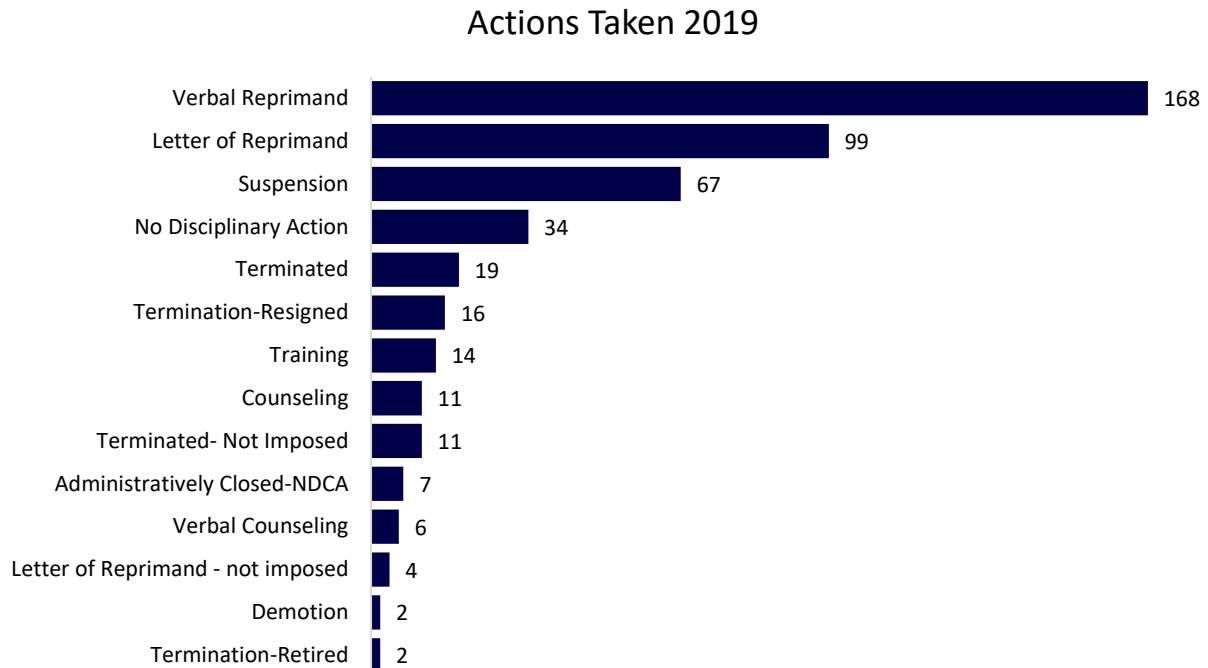
Findings 2019



In 2019, 454 (53%) of the 850 allegations recorded were sustained, 178 (21%) were administratively closed, 94 (11%) were exonerated, 64 (7%) were unfounded, 42 (5%) were not sustained, 12 (1%) were other and 6 (1%) were sustained/NBOOC.

Action Taken 2019

From the 460 Sustained and Sustained/NBOOC allegations, the following graph shows the Actions Taken:



In 2019, 460 allegations were sustained or sustained/NBOOC. The actions taken for those sustained or sustained/NBOOC allegations were: verbal reprimand, 168 (37%), letter of reprimand, 99 (22%), suspension, 67 (15%), no disciplinary action taken, 34 (7%), termination, 19 (4%), terminated/resigned, 16 (3%), training, 14 (3%), counseling, 11 (2%), administratively closed-NDCA, 7 (2%), verbal counseling, 6 (1%), letter of reprimand – not imposed, 4 (1%), demotion, 2 (<1%), and terminated/retired, 2 (<1%).

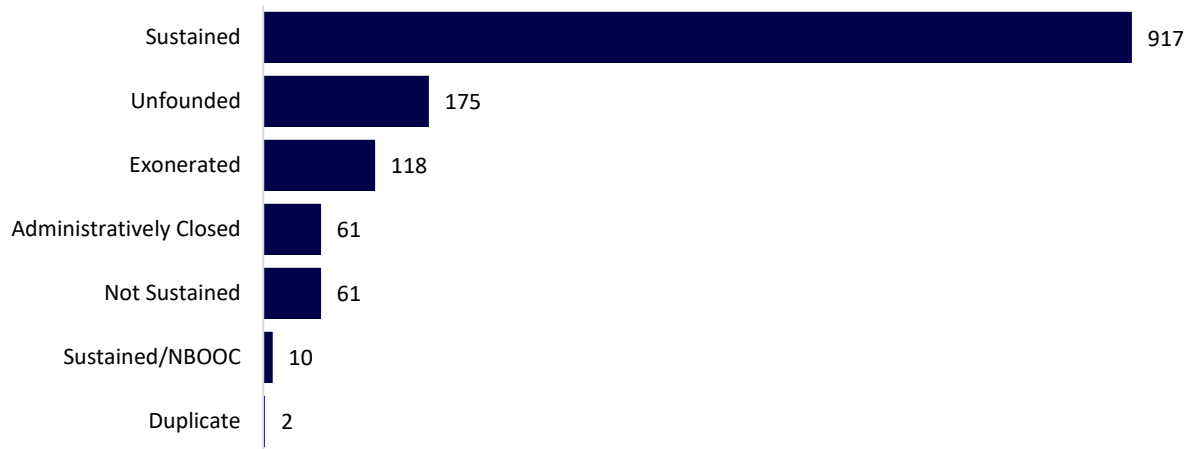
Allegations	Count of Allegation	Count of i_File#(5)2
On-Duty Conduct	138	10%
Missed Court	105	8%
Management of OBRD recordings	93	7%
OBRD	91	7%
Compliance with Laws, Rules, and Regulations	81	6%
Supervisory Leadership	54	4%
Personnel Code of Conduct	50	4%
Special Order	36	3%
Procedure	25	2%
Using the OBRD	25	2%
Use of Force Review by Supervisors and the Chain of Command	23	2%
Mandatory Recording Incidents	21	2%
Reporting for Duty	20	1%
Rules of Conduct	19	1%
Use of Force Reporting Procedures	18	1%
Reporting Requirements	17	1%
Supervisor Documentation of UOF	17	1%
Use of OBRD	16	1%
Supervisory Force Investigation Procedures	15	1%
UOF Review & Investigation by Department Personnel	15	1%
Crashes Involving Police Vehicles	12	1%
Quarterly Administrative Upload	12	1%
Use of Force	11	1%
Use of On-Body Recording Devices	11	1%
Officer's Obligations Following Level 1 Use of Force	11	1%
Supervisor Duties	11	1%
Informal Line Inspections	10	1%
Supervisor Duties for Civilian Complaints	9	1%
Duties of Personnel	9	1%
Rules	9	1%
UOF Review & Investigation by Dept. Personnel	9	1%
Personnel Rules and Procedures	8	1%
Line Inspection Process	8	1%
Internal Dept Complaints-Reporting and Assignment	8	1%
Initiating-Primary Pursuit Unit	8	1%
Department Property	7	1%
Timeliness of Reports	7	1%
On-Scene Responsibilities of Supervisors Reviewing Use of Force	7	1%
Inspection Process	7	1%
UOF Reporting by Department Personnel	7	1%
Enforcing Laws, Ordinances, and Police Regulations	7	1%
Response	6	0%
Response to Behavioral Health Issues	6	0%
On and Off Duty Conduct	6	0%
UOF	5	0%
Criminal Complaints	5	0%
Use of Force Requirements	5	0%
Insubordination	5	0%
De-escalation	5	0%
Supervisory Responsibilities Involving a Use of Force	5	0%
Harassment	4	0%
Intermediate Weapon Systems	4	0%
ECW Restrictions	4	0%
Officers Responsibilities involving a Use of Force or Show of Force	4	0%
Restraints and Transportation of Prisoners	4	0%
Wearing the OBRD	4	0%
UOF General Requirements	4	0%
Compliance with Laws, Rules, and Regulations	4	0%
Conduct	4	0%
Rules and Procedures	4	0%

Allegations 2020

In 2020, IAPS recorded 1344 total allegations against APD employees, a 63% increase over 2019. On-Duty conduct and missed court are the most common allegations in 2020 consistent with the results in 2019. The table shows 86% of the allegations.

Findings 2020

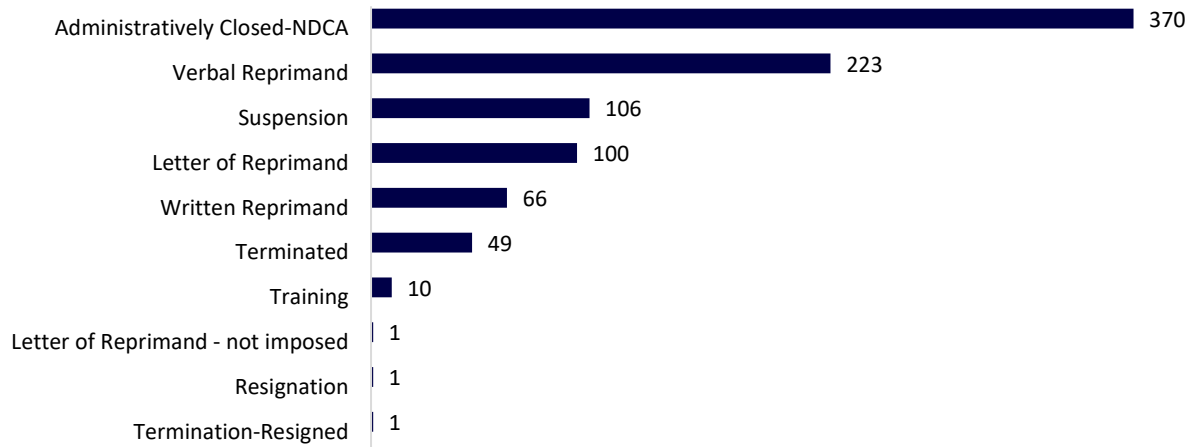
Findings 2020



In 2020, 917 (68%) of the 1344 allegations recorded were sustained, 175 (13%) were unfounded, 118 (9%) were exonerated, 61 (5%) administratively closed, 61 (5%) were not sustained, 10 (1%) were sustained/NBOOC and 2 (<1%) were a duplicate.

Actions Taken 2020

Actions Taken 2020



In 2020, 927 allegations were sustained or sustained/NBOOC. The actions taken for those sustained or sustained/NBOOC allegations were: administratively closed-NDCA, 370 (40%), verbal reprimand, 223 (24%), suspension, 106 (11%), letter of reprimand, 99 (11%), written reprimand, 66 (7%), terminated, 49 (5%), training, 10 (1%), letter of reprimand – not imposed, 1 (<1%), resignation, 1 (<1%), and termination/resigned, 1 (<1%).