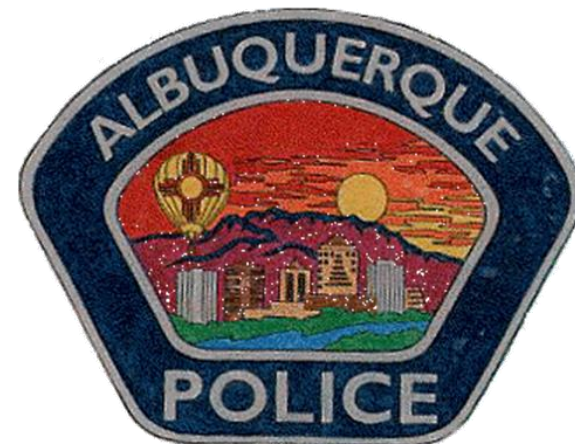


**An Analysis Of Arrest And
Disposition Data Related To The
McClendon Settlement
Agreement: Data Gathered
Between January 1 And December
31, 2022**



**Prepared For:
The City of Albuquerque
The Albuquerque Police Department
February 1, 2024**

**Prepared By:
Dr. Peter Winograd, Professor Emeritus
University Of New Mexico**

Executive Summary

The McClendon Settlement Agreement required the City of Albuquerque to make a number of changes in policies and practices aimed at improving the way that police officers interacted with individuals who were unhoused or who appear to have a mental disability. The impact of these changes were to be documented by creating course of business records including:

- Bookings on citable non-violent misdemeanor offenses, not to include DWIs;
- Disposition data for individuals involved in Crisis Intervention Team (CIT)-related incidents;
- Arrests arising from calls for service involving domestic violence; and
- The notation of phone numbers and email addresses on the Uniform Traffic Citation Form.

The purpose of this report is to examine the data contained in those course of business records in 2022. Here are the key findings presented as text here and in tabular forms on Slide #4:

- APD made approximately 9,961 custodial arrests in 2022. 122 (1.2%) of those were for cases only involving charges for non-violent misdemeanors (NVMD); 145 (1.5%) were for cases where officers completed CIT Contact Sheets, referred to herein as behavioral health cases (BH); and 1,313 (13.2%) were for individuals in cases involving domestic violence (DV).
- 1,747 cases were categorized as NVMD, meaning that all the charges related to that case were classified as non-violent misdemeanors in cases involving custodial arrests, summons or citations. APD issued citations in 803 (46%) of those cases; summons in 822 (47.1%) of those cases and made custodial arrests in 122 (7%) of those cases.

Please Note That The Terms “Custodial Arrest”, “Taken Into Custody”, And “Arrest” Are Used Interchangeably Throughout This Report

Executive Summary (Continued)

- **5,900 cases were classified as BH, meaning that officers completed CIT Contact Sheets in addition to regular case reports. APD issued citations in 14 (.02%) of these cases; summons in 160 (2.7%); and took individuals into custody in 145 (2.5%) of these cases. The majority of these cases resulted in voluntary mental health transports (1,914 or 32.4%); involuntary mental health transports (1,878 or 31.8%); or No Action Required (1,207 or 20.5%).**
- **4,229 cases were classified as DV, meaning that the case involved domestic violence charges. APD issued citations in 3 (.01%) of those cases; summons in 2,913 (68.9%) cases; and made custodial arrests in 1,313 (31%) cases.**
- **Both the business records themselves and the analysis of data trends in this report indicate that the City of Albuquerque has fulfilled the requirements of the McClendon Settlement Agreement.**

The Number And Percentages Of APD Enforcement Actions for 2022 By Charge Category

APD Enforcement Action	All APD Arrests, Summons, Citations	Behavioral Health	Non-Violent Misdemeanors	Domestic Violence
Cited	1,295	14	803	3
Summoned	6,216	160	822	2,913
Taken Into Custody	9,961	145	122	1,313
BH Non-Enforcement Dispositions		5,581		
Totals	17,472	5,900	1,747	4,229

APD Enforcement Action	All APD Arrests, Summons, Citations	BH % Of All Enforcement Actions	NVMD % Of All Enforcement Actions	DV % Of All Enforcement Actions
Cited	1,295	1.1%	62.0%	0.2%
Summoned	6,216	2.6%	13.2%	46.9%
Taken Into Custody	9,961	1.5%	1.2%	13.2%
Totals	17,472			

APD Enforcement Action	BH % Of All BH Contacts	NVMD % Of All NVMD Cases	DV % Of All DV Cases
Cited	0.2%	46.0%	0.1%
Summoned	2.7%	47.1%	68.9%
Taken Into Custody	2.5%	7.0%	31.0%
BH Non-Enforcement Dispositions	94.6%		
Totals	5,900	1,747	4,229

Please Note That The Level Of Analysis Is Case. Some Cases May Be In More Than One Charge Category. For Example, Some Cases Are Both Behavioral Health and Domestic Violence.

Background

On March 28, 2017, the City of Albuquerque settled a decades-old class action lawsuit primarily involving allegations of poor jail conditions, including overcrowding, as well as issues related to arrests and arrest procedures.

The suit was filed in 1995 and was named after Jimmy (Billy) McClendon who was arrested on a non-violent misdemeanor and was jailed for several days. The suit alleged that Mr. McClendon, who was suffering from medical issues, faced poor conditions because the Metropolitan Detention Center (MDC) was overcrowded by more than 300 inmates. The City and Bernalillo County were named as defendants in the suit. Mr. McClendon passed away in 2001.

The McClendon Settlement included a number of provisions and stipulations but the ones most relevant to this report focused on ensuring that the Albuquerque Police Department (APD) developed policies and procedures that reduced the unnecessary arrest and incarceration of individuals who were unhoused or individuals with mental disabilities. In particular, the Court ordered *“APD officers to issue citations whenever appropriate and explain “that persons alleged to have committed non-violent misdemeanor offenses (not to include DWIs) will not be arrested when there are no circumstances necessitating arrest.””* (McClendon, et al v. Albuquerque, City of, et al (Doc. 1326; Case No. 95 CV 024 JAP/KBM)

Settlement

The City agreed to terms intended to address concerns with overcrowding at the Metropolitan Detention Center and to comply with Court Orders. These terms included:

- Consistent with the requirements set forth in a Court Order, the City agreed to provide direction to law enforcement officials to issue citations, where appropriate and to encourage use of the booking window at Metro Court, where appropriate.**
- The City agreed to continue to work on jail diversion strategies, especially for persons with psychiatric or developmental disabilities, mental illnesses or developmental disabilities consistent with requirements in a Court Order.**
- Additionally, to help reduce jail overcrowding, the City agreed to obtain phone numbers from people they stop and arrest or cite and release, and to write the phone number(s) on the face of the arresting/citing document, so that the courts can send reminders of hearings and communicate regarding warrants.**
- Finally, the City agreed to evaluate whether APD detains and arrests individuals with mental illnesses or developmental disabilities for the sole purpose of sweeping them from the streets.**

The City agreed to issue a final summary report July 30, 2018 on these key records and any follow-up measures taken. That first report was issued on July 30, 2018.

Records

As part of the City's settlement, the City has created course of business records documenting the following:

- (a) Bookings on citable non-violent misdemeanor offenses, not to include DWIs;**
- (b) Disposition data for individuals involved in CIT-related incidents;**
- (c) Arrests arising from calls for service involving domestic violence; and**
- (d) The notation of phone numbers and email addresses on the Uniform Traffic Citation Form, (phone numbers and email addresses were added to the Form in order to better inform individuals of their court dates and reduce the number of bench warrants issued);**

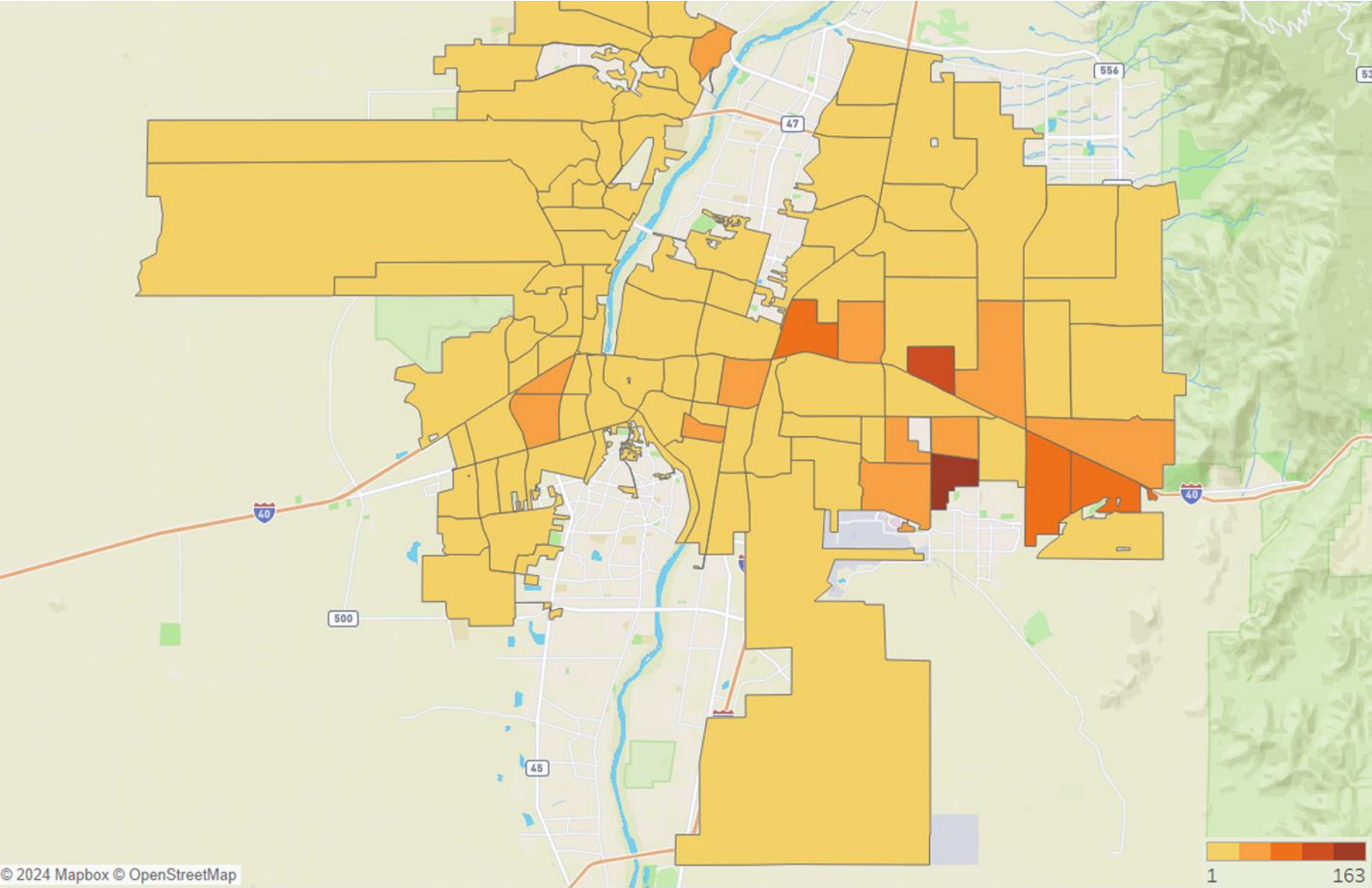
The City began compiling these key records on April 28, 2017, which was 30 days from the signing of the settlement. Data used to compile these records is obtained from the Albuquerque Police Department's Computer Aided Dispatch System, CIT Contact Sheets, Mark43 computer system and the TraCS system. Data are subject to change as reports are approved, investigations concluded and amendments to reports are made.

The NVMD Arrest, Citation and Summons Data Set

The data set used for this analysis was downloaded from Mark43 on June 6, 2023. The charges identified as The Non-Violent Misdemeanor (NVMD) are listed in Appendix 1. The NVMD cases were selected using the following methodology:

- The case number was combined with Arrest_full_name to create a CaseName variable to ensure that individuals were counted in instances where several individuals were arrested, cited or summoned in one case.
- CaseNames with any Felony, Felony Warrant, or Misdemeanor Warrant as the top charge or any additional charge were removed from the NVMD data set.
- CaseNames with any top charge or any additional charges were that were not included on the McClendon list of offenses were removed from the NVMD data set. The McClendon list of offenses is included in the appendix of this report.
- It is important to note that the top booking charge may not be the most serious charge. Top charges in the Mark43 system may be listed in order of severity or in order of occurrence to align with the incident report narrative.
- The final NVMD data set included 1,747 CaseNames who were arrested, cited or summoned between January 1, 2022 and December 31, 2022

The Location And Number Of NVMD Cases By APD Beat In 2022

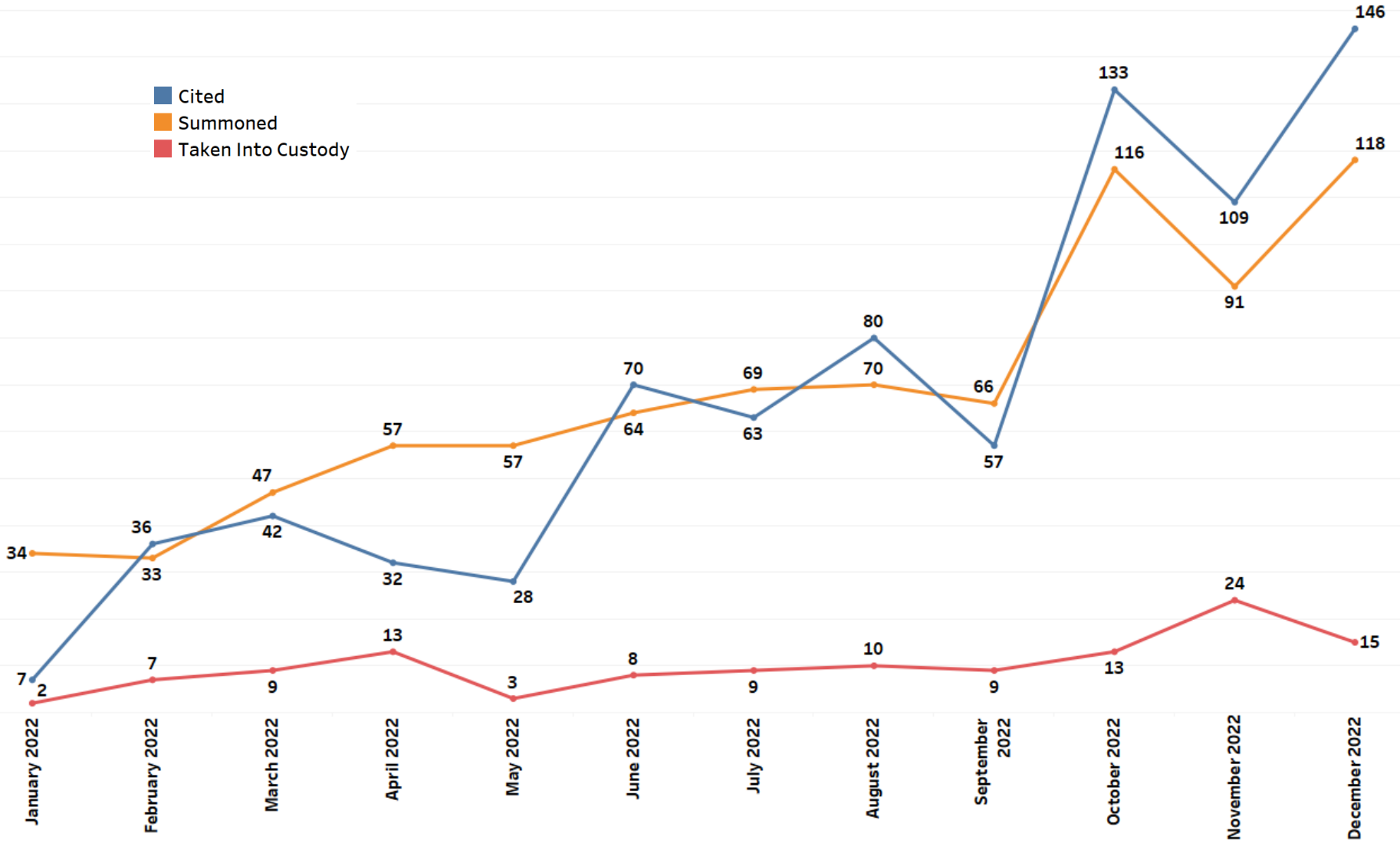


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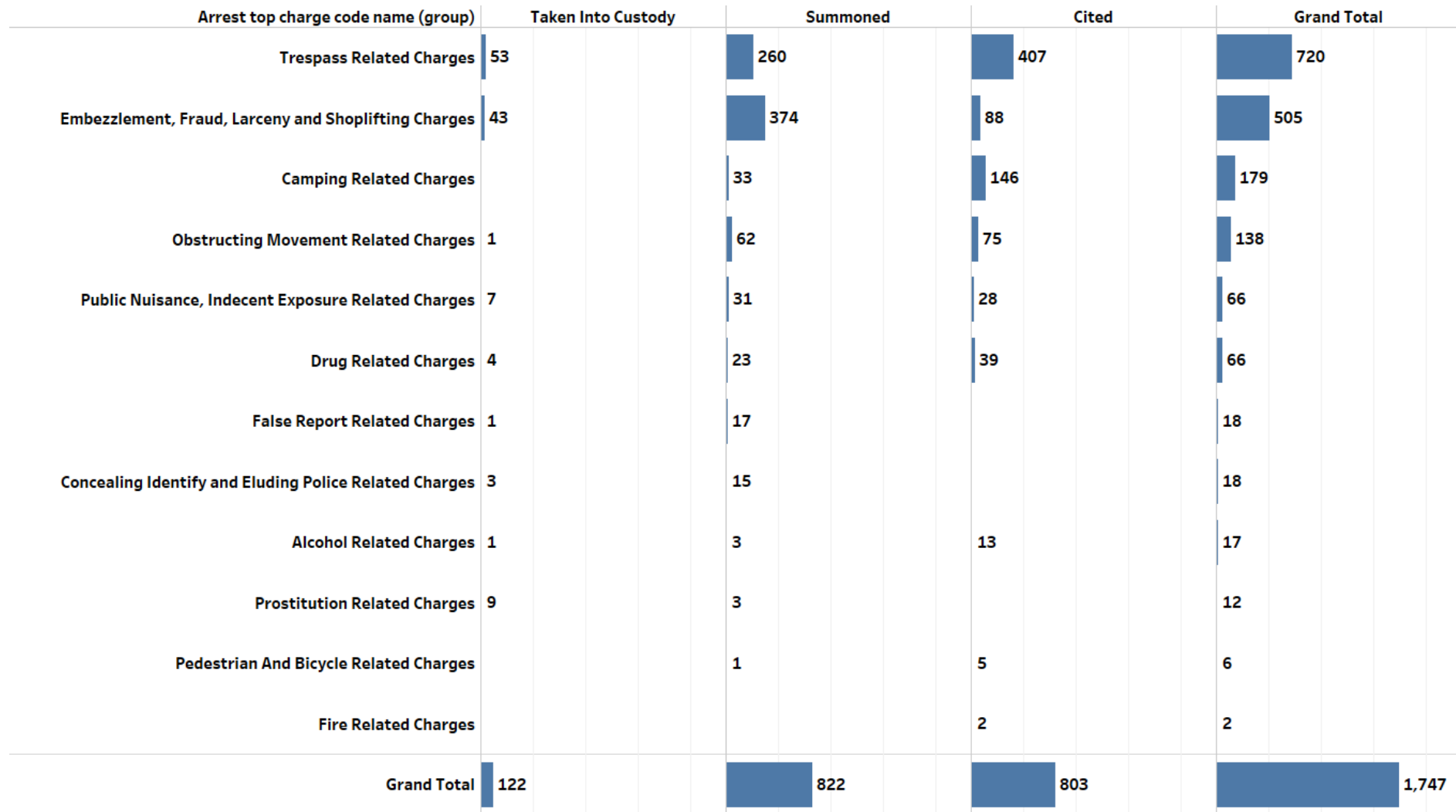
These Data Are Based On 1,688 NVMD Cases.

Enforcement Action Over Time For NVMD Offenses In 2022

■ Cited
■ Summoned
■ Taken Into Custody



All Top Booking Charges By Group By Arrest Type For NVMD Offenses In 2022



It Is Important To Note That The Top Booking Charge May Be Listed In Order Of Severity Or In Order Of Occurrence To Align With The Incident Report Narrative.

Top Booking Charges By Group And By Arrest Type For NVMD Offenses In 2022

Arrest top charge code name (group)	Arrest top charge code name	Taken Into Custody	Summoned	Cited
Embezzlement, Fraud, Larceny and Shoplifting Charges	Embezzlement (Over \$100-Under\$250) 2799 30-16-8 (M)		3	
	Embezzlement-\$250 or Less 2799 30-16-08(B)		3	
	Embezzlement-Over \$250/Less \$500 2799 30-16-08(C)		1	
	False Obtain Srvc-\$250 or Less 2699 30-16-16C(1)		2	
	False Obtain Srvc-Ov \$250/Ls \$500 2699 30-16-16C(2)		1	
	Fraud <\$250 2699 30-16-06 (M)		3	
	Fraud Use of CC Less Than \$250 2605 30-16-33(B)		1	
	Fraud-Over \$250/Less \$500 2699 30-16-06(C)		1	
	Larceny - Miscellaneous Under \$250 2399 30-16-01 ALL OTHR/MIS(M)		32	
	Larceny - Shoplifting Under \$100 2303 12-03-02		5	1
	Larceny-All Other \$250 or Less 2399 30-16-01(B) ALL OTHER		1	
	Larceny-All Other Ov \$250/Less \$500 2399 30-16-01(C) ALL OTHER		14	1
	Larceny-All Other Ov \$250/Less \$500 2399 30-16-01B PICK PKT		2	
	Larceny-Mtl Thft Build \$250 or Less 2308 30-16-01(B)/M MTL TFT BLD		1	
	Larceny-Theft Build Ov \$250/Ls \$500 2308 30-16-01(C) THFT FR BLDG		1	
	Larceny-Theft Fr Build \$250 or Less 2308 30-16-01(B) THFT FR BLDG		2	
	Larceny-Theft From Build Under \$500 2308 30-16-01 THFT BUILD(M)		3	
	Rec/Poss Stolen Prop \$250 or Less 2803 30-16-11(D)		1	
	Rec/Poss Stolen Prop-Ov \$250/Ls \$500 2803 30-16-11(E)			1
	Shoplifting \$250 or Less 2303 30-16-20(B)(1)	26		211
Shoplifting Over \$250/Less \$500 2303 30-16-20(B)(2)	16		68	27
Shoplifting Under \$250 2303 30-16-20 (M)	1		18	2
Trespass Related Charges	Criminal Trespass 5707 12-02-03	3	16	81
	Criminal Trespass 5707 30-14-01	50	244	325
	Trespassing in Arroyos 12-02-30			1
Camping Related Charges	Camping 6205 05-08-06(L)		9	53
	Erection of Structures 5599 10-01-01-03A3		16	72
	Park Operating Policy - Misd/CO 5599 10-01-01-10		6	13
	Wrongful Use of Public Property 5399 30-14-04		2	8
Obstructing Movement Related Charges	Articles Not To Obstruct Sidewalks 08-02-07-13	1	17	16
	Obstructing Movement 5399 12-02-07		45	51
	Obstructing Roads 67-07-01			3
	Obstructing Street-Veh/Ped 5499 08-02-01-33			5

Note Also That Each Charge Includes A Number Between Straight Brackets (E.G. |5707|) Which Refers To The NCIC Uniform Offense Code.

Top Booking Charges By Group And By Arrest Type For NVMD Offenses In 2022 (Continued)

Arrest top charge code name (group)	Arrest top charge code name	Taken Into Custody	Summoned	Cited
Public Nuisance, Indecent Exposure Related Charges	Graffiti-Persnl Real Prty Ls \$1000 2999 30-15-01.1(B)		3	1
	Indecent Exposure 3605 30-09-14	5	16	3
	Littering 5399 30-08-04		2	13
	Public Indecency 3613 11-08-03			1
	Public Nuisance 5311 30-08-01	1	4	2
	Public Nuisance/Prowling 5311 12-02-21		1	
	Unreasonable Noise 5399 12-02-04		4	
Drug Related Charges	Urinating In Public View 5311 12-02-05(G)	1	1	8
	Glue/Aerosol Spray Abuse/Possession 3542 30-29-02	1	2	
	Possession Cntrl Substance (M) 3599 30-31-23(M)		1	
	Possession Drug Paraph Ovr 18yoa 3550 30-31-25.1(D)	1	4	3
	Possession Drug Paraphernalia 3550 30-31-25.1	2	15	33
	Use of Poss of Drug Paraphernalia 3550 30-31-25.1(A)		1	1
Concealing Identify and Eluding Police Related Charges	Use of Poss of Drug Paraphernalia 3550 30-31-25.1(B)			2
	Concealing Identity 4802 12-02-16		1	
	Concealing Identity 4899 30-22-03	3	9	
	Eluding/Evading Police (On Foot) 4801 30-22-1B		4	
	Flee/Attempt to Elude an Officer 5499 08-02-01-20		1	
False Report Related Charges	911 Abuse 63-9D-11.1		4	
	False Report 4803 12-02-15	1	2	
	False Report 4803 30-39-01		11	
Alcohol Related Charges	Drink W/In 100 Ft Liquor Establish 4104 12-04-08D			2
	Drinking in Public 4104 12-04-08		1	10
	Drinking/Public Sell/Serve Alcohol 4102 60-07A-22B		1	
	Liquor-Sell/Give Alcohol Minrs/Poss 4102 60-07B-01.1	1		
Prostitution Related Charges	Minor in Poss of Alcohol 4102 60-07B-01C		1	1
	Prostitution 4004 30-09-02		3	
Pedestrian And Bicycle Related Charges	Prostitution/Patronizing 4099- 30-09-03	9		
	Crossing at Other Than Crosswalks 5499 66-07-335			4
	Light Required At Night-Bicycle 5499 66-03-707		1	
Fire Related Charges	Prohibited Pedestrian Crossing 5499 08-02-07-09			1
	Fire/Improper Handling of Fire 5599 30-17-01			1
	Fires Not Permitted/Open Space Lands 58-100			1

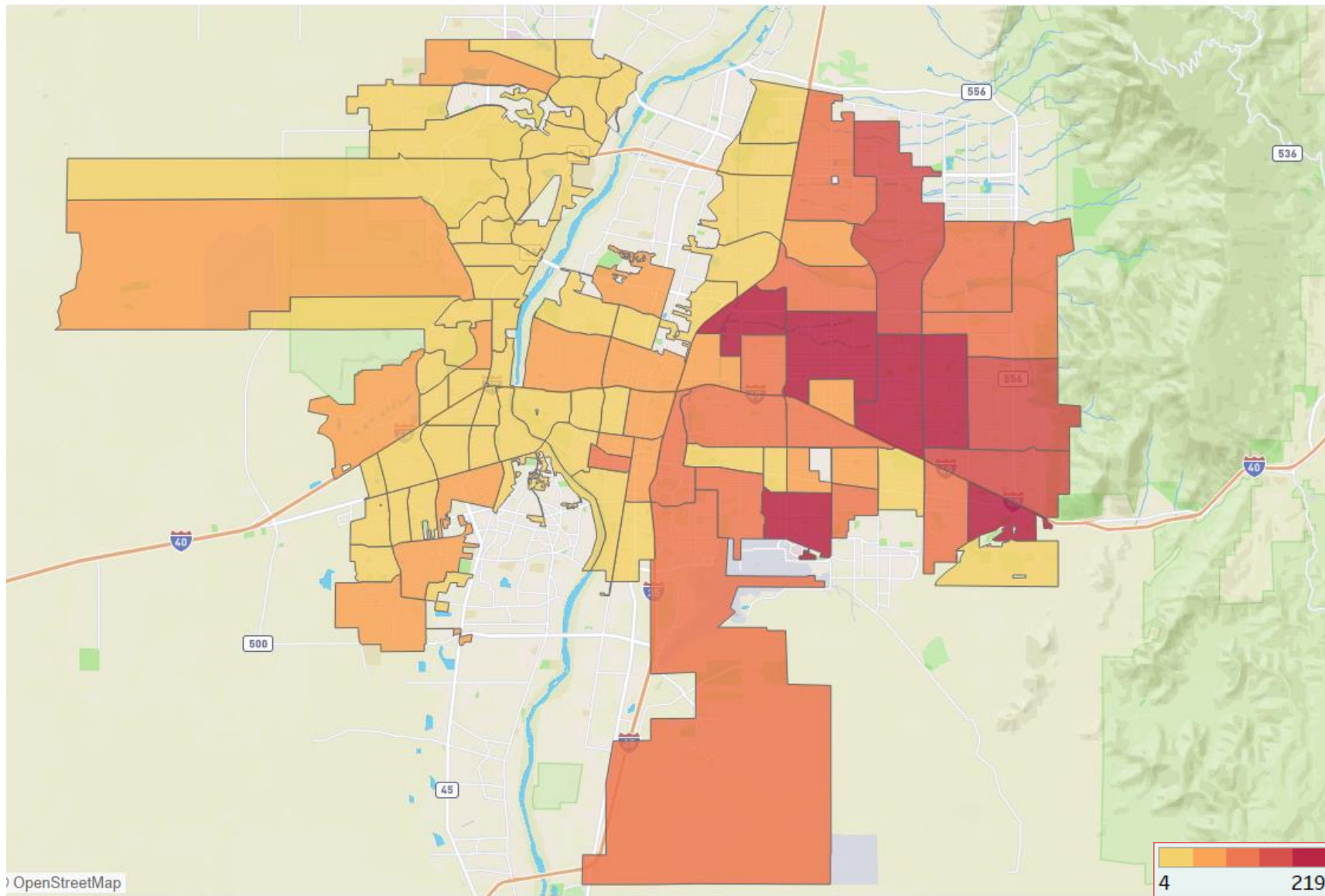
Note Also That Each Charge Includes A Number Between Straight Brackets (E.G. |5707|) Which Refers To The NCIC Uniform Offense Code.

The Behavioral Health Data Set

The data set used for this analysis was downloaded from Mark43 on May 25, 2023. The behavioral health data come from the CIT Contact Sheets completed by officers in the field:

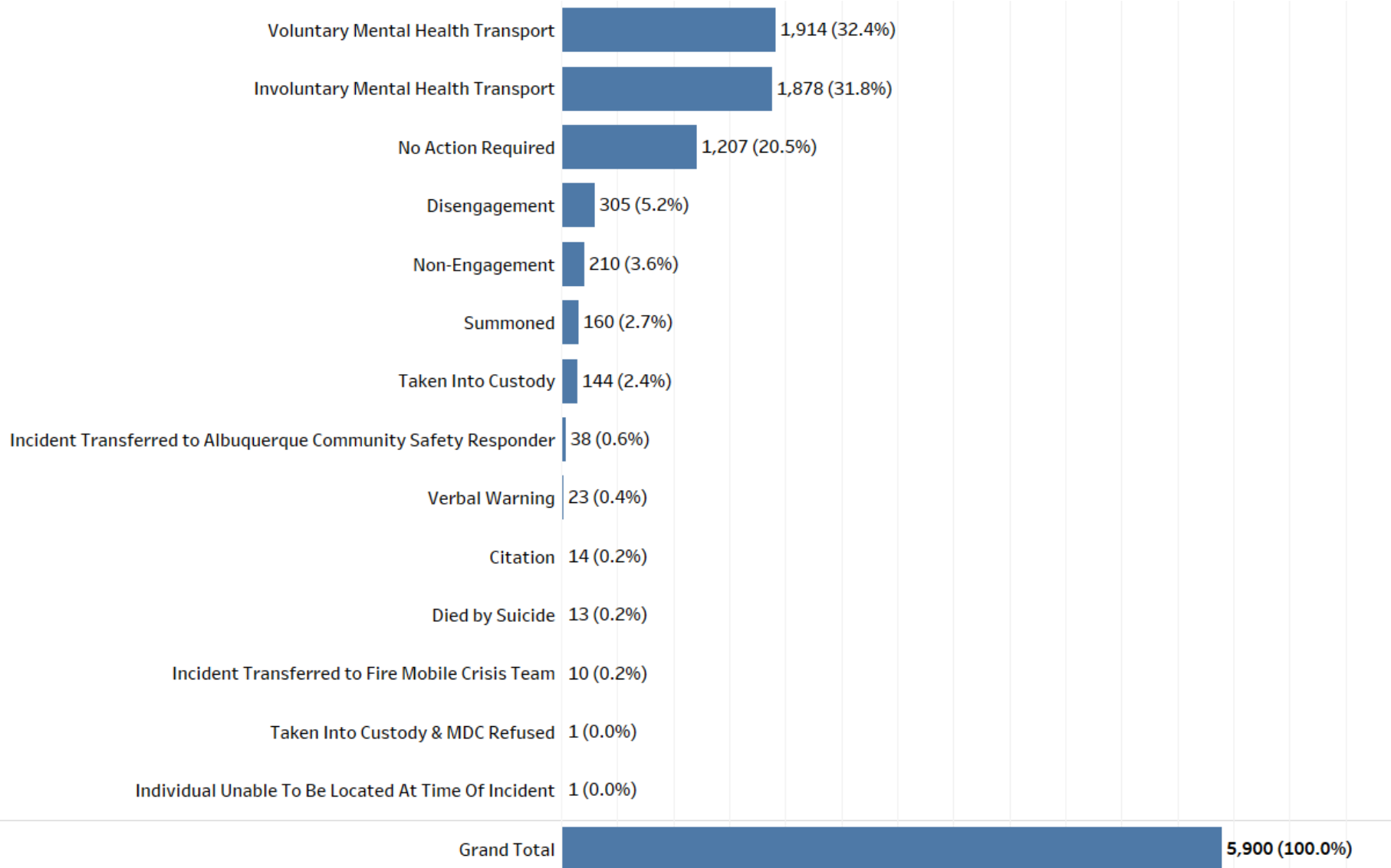
- The CIT behavioral crisis id is the number of the CIT Contact Sheet. This is the key variable to use so that individuals were counted in instances where CIT Contact Sheets were completed but no case number was generated.
- A number of APD units completed the CIT Contact Sheets. Those sheets completed by CIU detectives and COAST were removed because the focus of this analysis is on initial interactions with officers in the field rather than on follow-up visits and planned outreach.
- The final Behavioral Health data set included 5,900 incidents between APD field officers and individuals with a variety of disposition that occurred between January 1, 2022 and December 31, 2022

The Location And Number Of CIT Contact Sheets By APD Beat In 2022



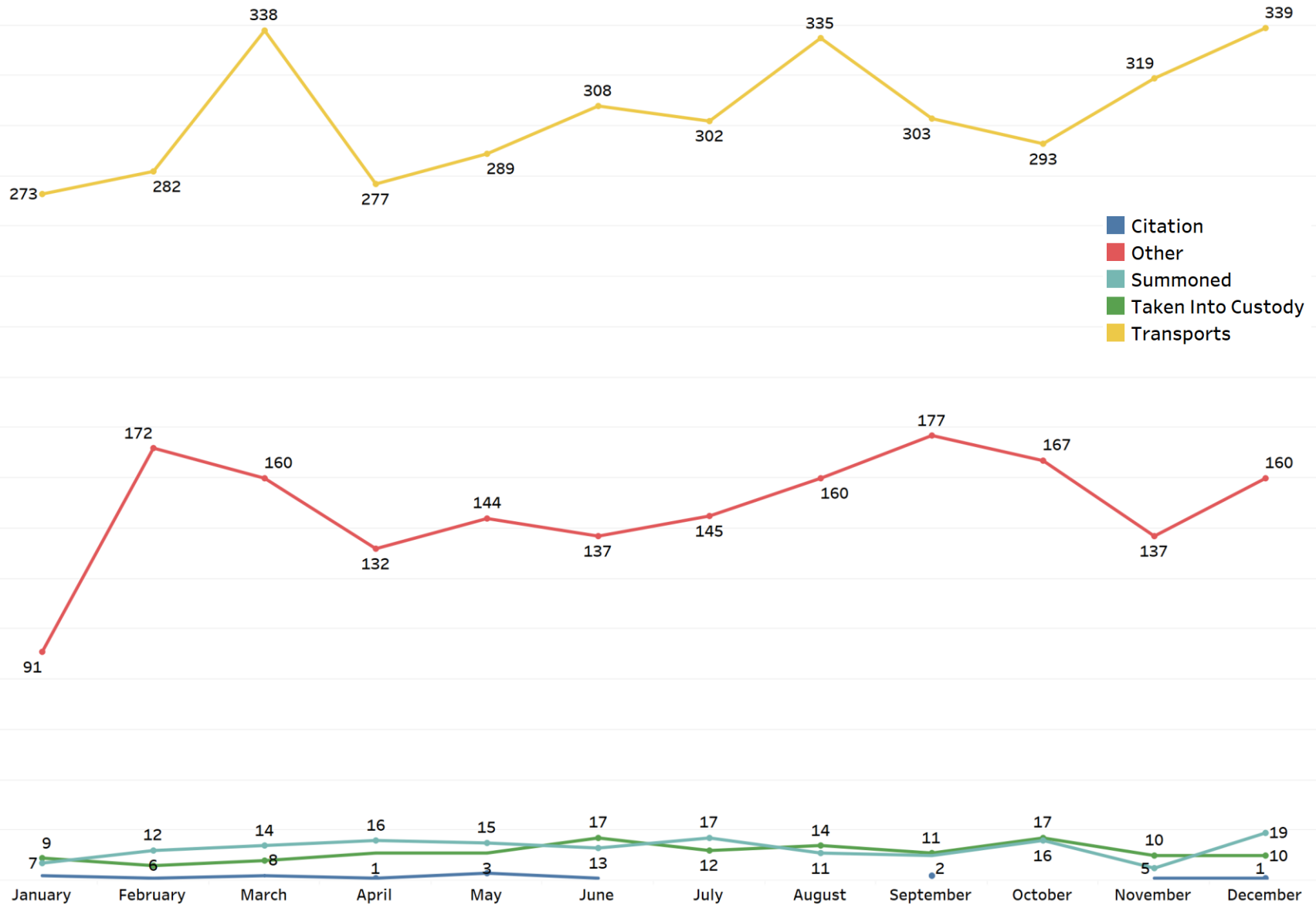
These Data Are Based On 5,393 CIT Contact Sheets Completed By Field Service Bureau Officers And Mobile Crisis Team Officers.

The Dispositions For Individuals Involved In Behavioral Health Related Incidents In 2022



**These Data Are Based On CIT Contact Sheets Completed By Field Service Bureau Officers And Mobile Crisis Team Officers.
Please Note That One Contact Sheet May Have Several Dispositions.**

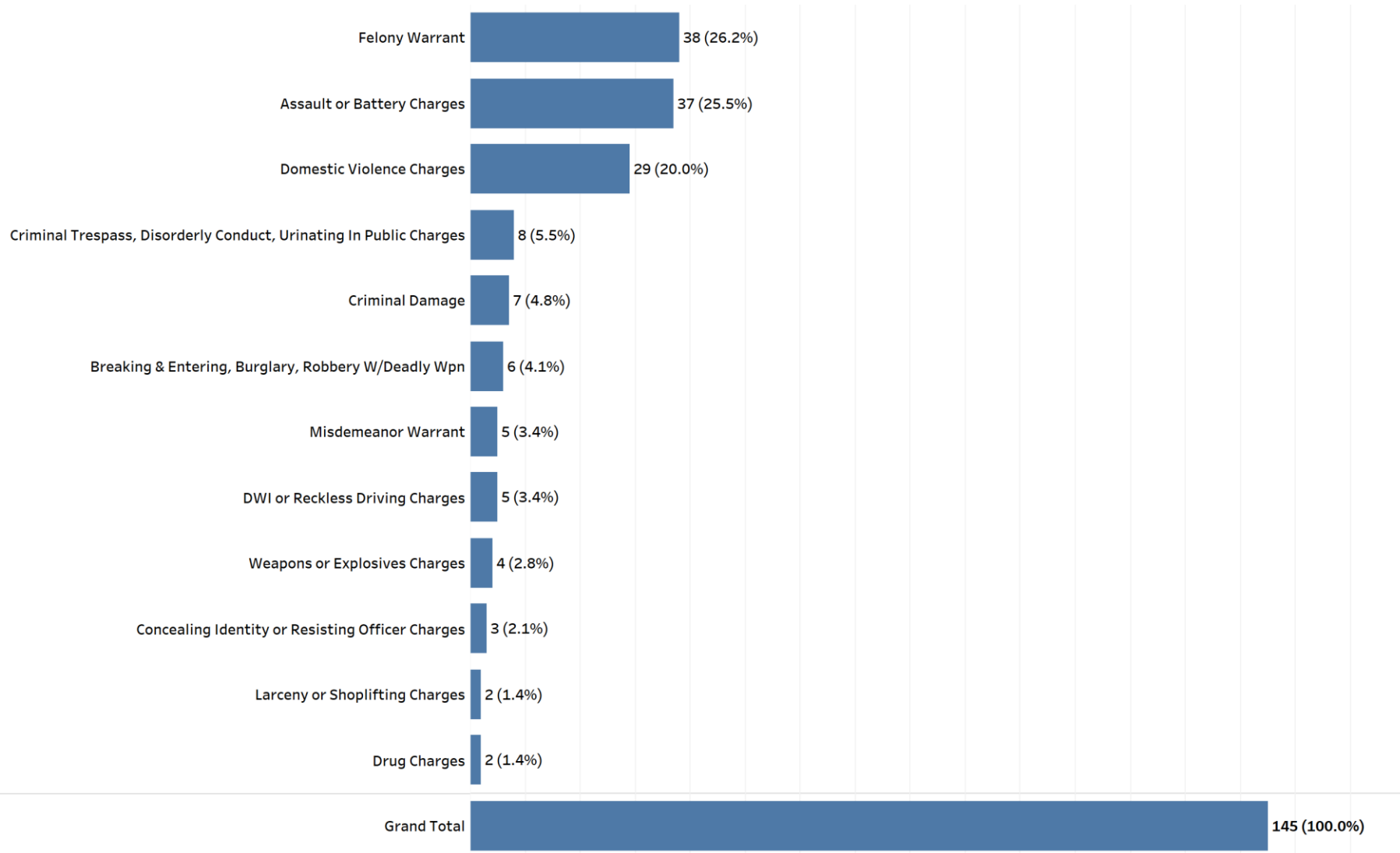
Dispositions Over Time For CIT Contacts In 2022



CIT Contact Sheet Disposition Definitions

- **No action required:** officers arrived on the scene, spoke to the individual, and determined that no actions were necessary in the circumstances.
- **Voluntary mental health transportation:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is transported voluntarily to a hospital.
- **Involuntary mental health transportation:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is transported involuntarily to a hospital.
- **Disengagement:** situations where an officer ceases contact with an individual. This may occur when an individual refuses to talk with officers. Officers attempt to leave appropriate resources and CIU/MCT will often follow up as necessary.
- **Summoned:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is summonsed by an officer without further law enforcement action.
- **Non-engagement:** situations where an officer does not engage with the individual. In these circumstances, officers should notify appropriate resources if necessary.
- **Arrested:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is taken into custody by an officer.
- **Incident transfer to ACS:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is connected with Albuquerque Community Safety.
- **Citation:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis is cited by an officer without further law enforcement action.
- **Died by suicide:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis died by his/her own means.
- **Verbal warning:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis receives a verbal warning by an officer without further law enforcement action.
- **Incident Transfer to Fire MCT:** when an individual experiencing a Behavioral Health Issue, or a Behavioral Health Crisis and the individuals is transfer to Bernalillo County Fire Department mobile crisis team.

The Charges Associated With The Custodial Arrests In Behavioral Health Related Incidents



The Detailed Top Charges Associated With Behavioral Health Related Custodial Arrests In 2022

Felony Warrant	Felony Warrant FELONY WARRANT	38							
Assault or Battery Charges	Agg Assault (Non-Household Member) 1304 30-03-02 NON-HHM	1							
	Agg Assault With Deadly Weapon 30-03-02A	6							
	Aggravated Assault On Peace Officer 1311 30-22-22(A)	4							
	Aggravated Assault with Deadly Weapon 1304 30-03-02A	7							
	Aggravated battery (deadly weapon) 1305 30-03-05(C)	2							
	Aggravated Battery 1305 30-03-05 (F)	2							
	Battery (Non-Household Member) 1313 30-03-04 NON-HHM	4							
	Battery On Peace Officer 1399 30-22-24	9							
Domestic Violence Charges	Battery Upon a Healthcare Worker 1313 30-03-09.2E	2							
	Agg. Assault HHM DV 1303 30-03-13	3							
	Agg. Battery HHM DV 1303 30-03-16	1							
	Agg. Battery HHM DV 1303 30-03-16(C)	1							
	Aggravated Battery-HHMember DV 1303 30-03-16 (F4)	2							
	Assault - Domestic Violence 1399 30-03-01 (DV)	2							
	Assault HHM DV 1316 30-03-12	1							
	Battery HHM DV 1313 30-03-15	4							
	Criminal Dmg Prop HHM (Over \$1,000) 2999 30-03-18 (F)	1							
	Dom Viol/Order of Protection 3899 40-13-05	1							
	Dom Viol/Violation Restrain Order 5016 40-13-06	4							
	Domestic Violence W/Arrest 3899 31-01-07	3							
	False imprisonment 1020 30-04-03	4							
	Threats/Use Phone to Terrify/Intim 1316 30-20-12	1							
Viol Restrain Order Household Member 5016 40-13-06 HHM	1								
Criminal Trespass, Disorderly Conduct, Urinating In Public Charges	Criminal Trespass 5707 30-14-01	5							
	Disorderly Conduct 5311 30-20-01	2							
	Urinating In Public View 5311 12-02-05(G)	1							
Criminal Damage	Criminal Damage Over \$1000 2999 30-15-01 (F)	6							
	Criminal Damage Under \$1000 2999 30-15-01 (M)	1							
Breaking & Entering, Burglary, Robbery W/Deadly Wpn	Breaking & Entering 2299 30-14-08	4							
	Burglary - Dwelling, Subsection A 2202 30-16-03 RESIDENTIAL/COMM	1							
Misdemeanor Warrant	Robbery W/Deadly Wpn (1st Ofn) 1299 30-16-02 (F2)	1							
	Misdemeanor Warrant	2							
	Misdemeanor Warrant MISDEMEANOR WARRANT	3							
DWI or Reckless Driving Charges	Aggravated Driving Under Influence of Intoxicating Liquor or Drugs 1st Offense 5404 66-08-102 (M1)	1							
	Aggravated Driving Under Influence of Intoxicating Liquor or Drugs 3rd Offense 5404 66-08-102 (M3A)	1							
	Driving While Intoxicated/Person Under Influence Intoxicating Liquor or Drug 5404 66-08-102 (M)	1							
	Reckless Driving 5499 66-08-113	2							
Weapons or Explosives Charges	Negligent use of a deadly weapon 5213 30-07-04	1							
	Possess of Explosive Device 5211 30-07-19.1	1							
	Rec/Trans Firearm Less Than \$2500 2803 30-16-11(I)	1							
	Shooting At Dwelling/Occupied Build 1314 30-3-8	1							
Concealing Identity or Resisting Officer Charges	Concealing Identity 4899 30-22-03	1							
	False Report 4803 12-02-15	1							
	Resisting/Evading/Obstructin Ofc 4801 30-22-01	1							
Larceny or Shoplifting Charges	Larceny-All Other Ov \$250/Less \$500 2399 30-16-01(C) ALL OTHER	1							
	Shoplifting Over \$250/Less \$500 2303 30-16-20(B)(2)	1							
Drug Charges	Possession of Controlled Substance 3599 30-31-23	1							
	Possession of Methamphetamine 3599 30-31-23(D) METH	1							
Grand Total									145

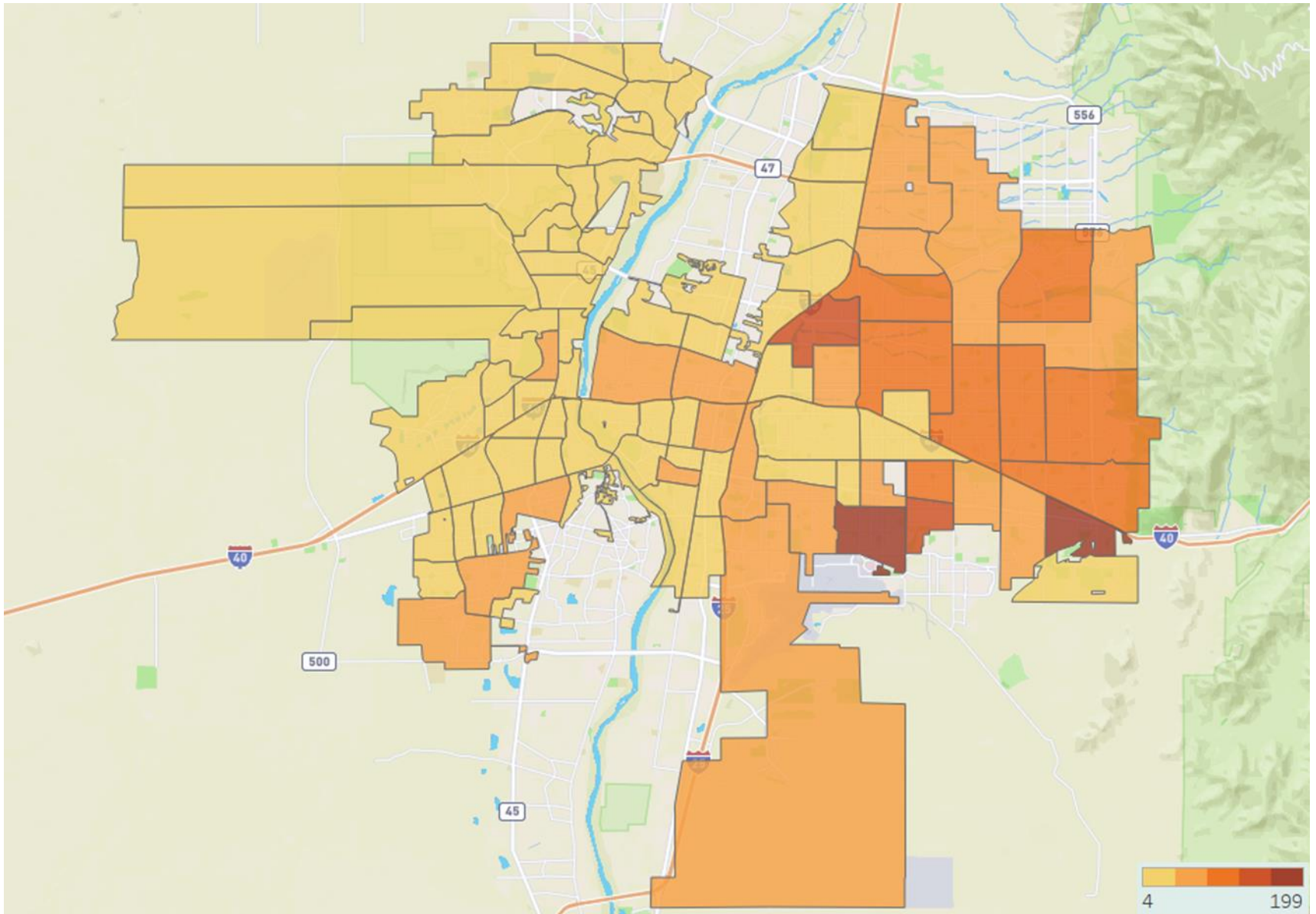
The Domestic Violence Data Set

The data set used for this analysis was downloaded from Mark43 on June 2, 2023.

- The case number was combined with Arrest_full_name to create a CaseName variable to ensure that individuals were counted in instances where several individuals were arrested, cited or summoned in one case.
- The Domestic Violence cases were selected if the case had any of the charge code names listed to the right associated with it. Please note that these DV charge codes could be the top booking charge or associated charges.
- The final DV data file had 4,229 casesnames with Arrest Dates in 2022.

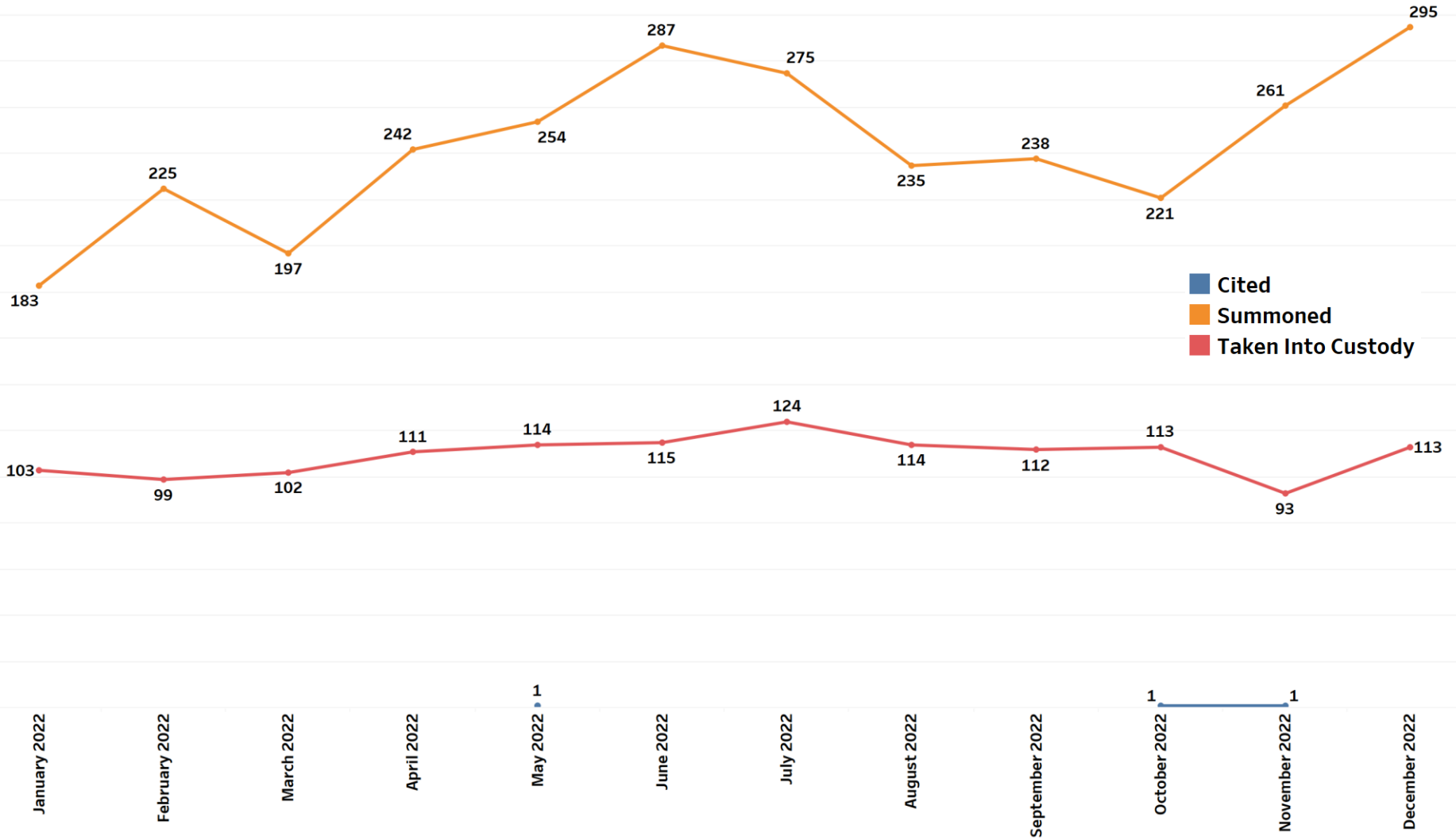
Agg. Assault HHM DV 1303 30-03-13
Agg. Battery HHM DV 1303 30-03-16
Agg. Battery HHM DV 1303 30-03-16(C)
Aggravated Battery-HHMember DV 1303 30-03-16 (F3)
Aggravated Battery-HHMember DV 1303 30-03-16 (F4)
Aggravated Stalking 1316 30-3A-3.1
Assault - Domestic Violence 1399 30-03-01 (DV)
Assault Against HHM 1399 30-03-12
Assault against HHM 1316 30-03-12A (M)
Assault HHM (threat) 1316 30-03-12B (M)
Assault HHM DV 1316 30-03-12
Assault HHM Intent Cmt Fel 1316 30-03-14
Battery HHM DV 1313 30-03-15
Criminal Dmg Prop HHM (Over \$1,000) 2999 30-03-18 (F)
Criminal Dmg Prop HHM (Under \$1,000) 2999 30-03-18 (M)
Criminal Dmg to Prop HHM Less \$1000 2999 30-03-18B (M)
Criminal Dmg to Prop HHM Less \$1000 2999 30-03-018A (M)
Criminal Dmg to Prop HHM Over \$1000 2999 30-03-18A (F4)
Deprivation of Prop of HHM 3899 30-03-18C
Dom Viol/Order of Protection 3899 40-13-05
Dom Viol/Temp Order of Protect 3899 40-13-04
Dom Viol/Violation Restrain Order 5016 40-13-6
Dom Viol/Violation Restrain Order 5016 40-13-06
Domestic Violence Report No Arrest 3899 31-01-07(N)
Domestic Violence W/Arrest 3899 31-01-07
False imprisonment 1020 30-04-03
Harassment 1399 30-03A-02
Stalking 1316 30-03A-03
Stalking-2nd/Subsequent Convict 1316 30-3A-3 2ND/SUBSEQUENT
Stalking-HHM 1316 30-03A-03B

The Location And Number Of DV Cases By APD Beat In 2022

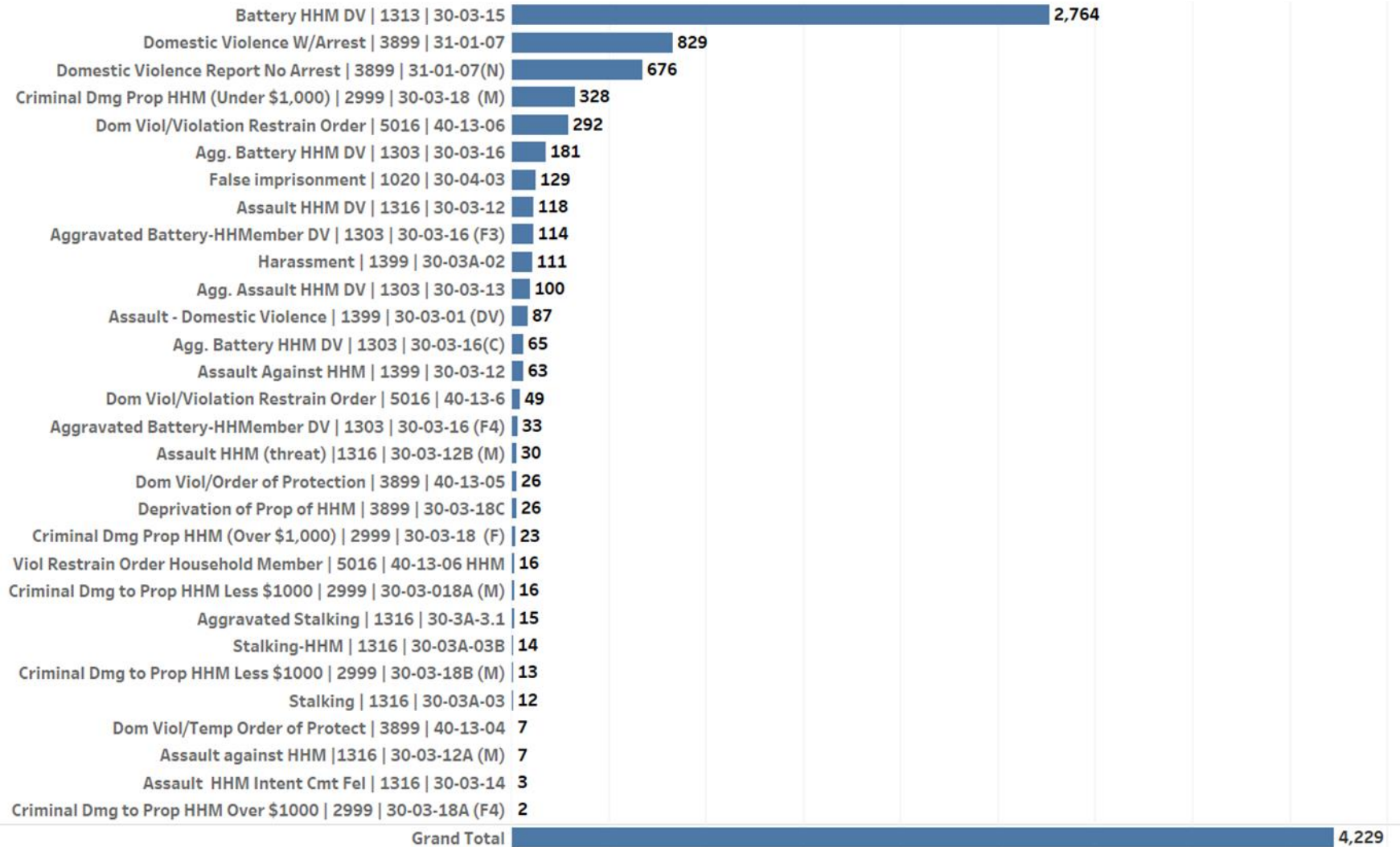


These Data Are Based On 3,973 DV Cases.

Arrest Type Over Time For Domestic Violence Offenses In 2022



The Types Of DV Charges By Number Of Cases In 2022



Top Booking Charge Groups For DV Case By Arrest Type For 2022

Arrest top charge code name (group)	Arrest arrest type			Grand Total
	Taken Into Custody	Summoned	Cited	
DV Related Charges	1,159	2,751	3	3,913
Assault and Battery Related Charges	77	123		200
Criminal Damage Related Charges	5	22		27
Felony and Misdemeanor Warrants	25			25
Burglary And Robbery Related Charges	21			21
Trespass, Disorderly Conduct, and Evading Officers Related Charges	3	12		15
Drug and Alcohol Related Charges	10			10
Child Abuse Related Charges	6	1		7
Weapons Related Charges	5	1		6
Criminal Sexual Penetration Related Charges	3	2		5
Larceny and Shoplifting Related Charges	1	2		3
Grand Total	1,313	2,913	3	4,229

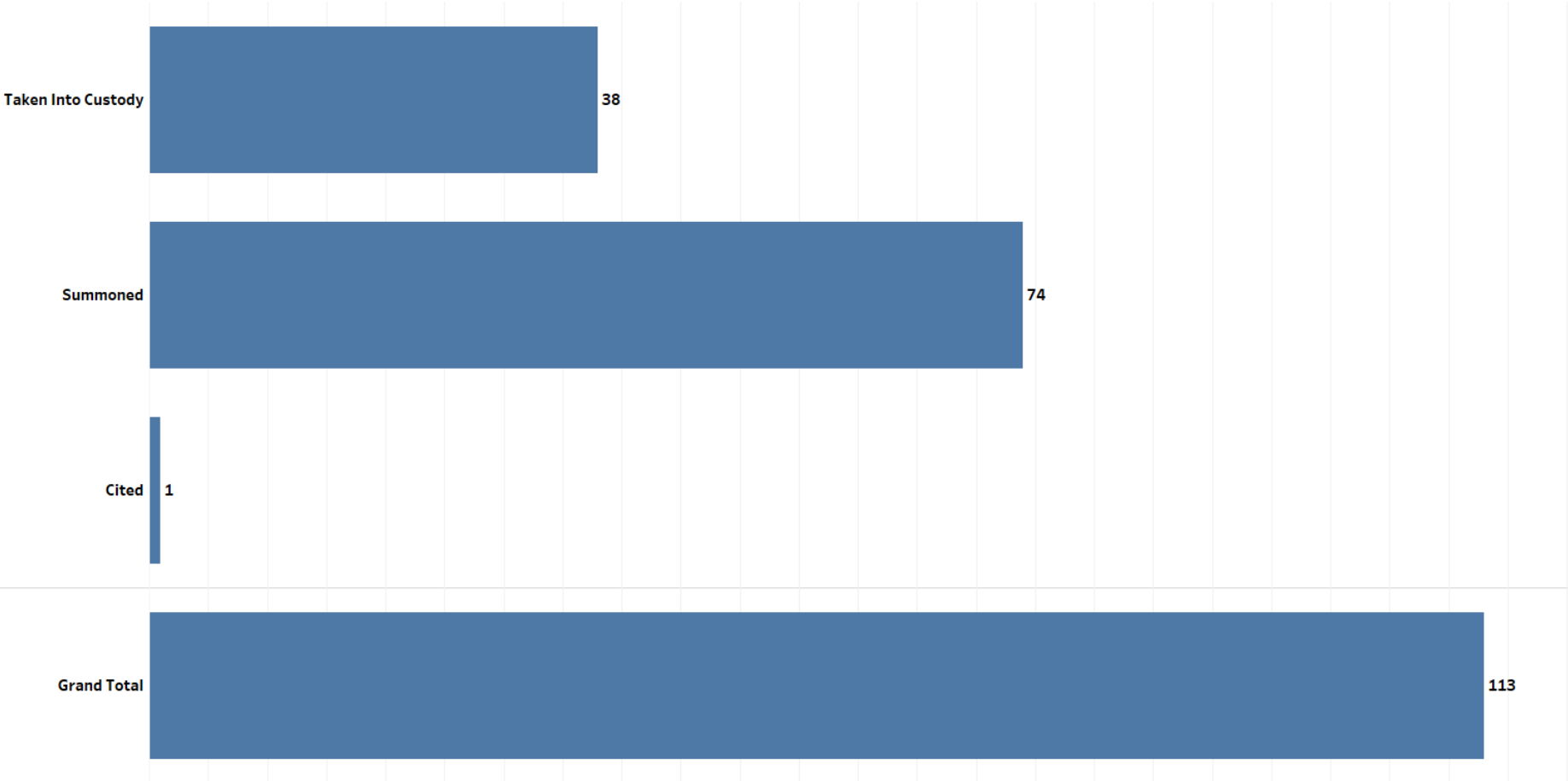
DV cases often involve a number of charges in addition to domestic violence charges. Please note these are the total number of individuals arrested, summoned or cited in 2022.

Top Booking Charges In Cases With Only DV-Related Charges By Arrest Type For 2022

Arrest top charge code name	Taken Into Custody	Arrest arrest type			Grand Total
		Summoned	Cited		
Battery HHM DV 1313 30-03-15	532	1,722			2,254
Domestic Violence W/Arrest 3899 31-01-07	170	105			275
Aggravated Battery-HHMember DV 1303 30-03-16 (F3)	83	6			89
Agg. Battery HHM DV 1303 30-03-16	72	75			147
Agg. Assault HHM DV 1303 30-03-13	67	2	1		70
Dom Viol/Violation Restraining Order 5016 40-13-06	44	209	1		254
Agg. Battery HHM DV 1303 30-03-16(C)	44	8			52
False imprisonment 1020 30-04-03	40				40
Aggravated Battery-HHMember DV 1303 30-03-16 (F4)	18	3			21
Assault HHM DV 1316 30-03-12	16	49			65
Assault - Domestic Violence 1399 30-03-01 (DV)	16	40			56
Criminal Dmg Prop HHM (Under \$1,000) 2999 30-03-18 (M)	9	142	1		152
Criminal Dmg Prop HHM (Over \$1,000) 2999 30-03-18 (F)	9	1			10
Assault Against HHM 1399 30-03-12	8	33			41
Aggravated Stalking 1316 30-3A-3.1	8				8
Dom Viol/Violation Restraining Order 5016 40-13-6	7	35			42
Dom Viol/Order of Protection 3899 40-13-05	5	17			22
Viol Restraining Order Household Member 5016 40-13-06 HHM	3	6			9
Interference W/Communications 5309 30-12-01	3	6			9
Assault HHM (threat) 1316 30-03-12B (M)	2	17			19
Dom Viol/Temp Order of Protect 3899 40-13-04	1	5			6
Criminal Dmg to Prop HHM Less \$1000 2999 30-03-18B (M)	1	5			6
Assault against HHM 1316 30-03-12A (M)	1	3			4
Viol Restraining Order (Non-HHM) 5016 40-13-06 NON-HHM		2			2
Stalking-HHM 1316 30-03A-03B		6			6
Stalking 1316 30-03A-03		6			6
Domestic Violence Report No Arrest 3899 31-01-07(N)		229			229
Deprivation of Prop of HHM 3899 30-03-18C		10			10
Criminal Dmg to Prop HHM Less \$1000 2999 30-03-018A (M)		8			8
Assault HHM Intent Cmt Fel 1316 30-03-14		1			1
Grand Total	1,159	2,751	3		3,913

Please note these are the total number of individuals arrested, summoned or cited in 2022.

113 Individuals Had Cases Associated With Behavioral Health And Domestic Violence In 2022



The Charges And Enforcement Action For The 113 Individuals With Cases Associated With Both Behavioral Health And Domestic Violence In 2022

Charges charge code name	Taken Into Custody	Summomed	Cited	Grand Total
Domestic Violence W/Arrest 3899 31-01-07	17	10		27
Battery HHM DV 1313 30-03-15	13	52		65
Dom Viol/Violation Restrain Order 5016 40-13-06	6		1	7
False imprisonment 1020 30-04-03	5			5
Agg Assault With Deadly Weapon 30-03-02A	5			5
Interference W/Communications 5309 30-12-01	3	1		4
Breaking & Entering 2299 30-14-08	3			3
Aggravated Assault with Deadly Weapon 1304 30-03-02A	3			3
Agg. Assault HHM DV 1303 30-03-13	3			3
Resisting/Evading/Obstructin Ofc 4801 30-22-01	2			2
Felony Warrant FELONY WARRANT	2			2
Criminal Dmg Prop HHM (Under \$1,000) 2999 30-03-18 (M)	2	4		6
Battery On Peace Officer 1399 30-22-24	2			2
Battery (Non-Household Member) 1313 30-03-04 NON-HHM	2	3		5
Assault - Domestic Violence 1399 30-03-01 (DV)	2	1		3
Aggravated Battery-HHMember DV 1303 30-03-16 (F4)	2			2
Resisting an Officer 4801 12-02-19 (1)	1			1
Resist/Evad/Obstruct Any Ofc 4801 30-22-01 (M)	1			1
Negligent use of a deadly weapon 5213 30-07-04	1			1
Misdemeanor Warrant MISDEMEANOR WARRANT	1			1
Harassment 1399 30-03A-02	1	5		6
Domestic Violence Report No Arrest 3899 31-01-07(N)	1	16		17
Dom Viol/Order of Protection 3899 40-13-05	1	2		3
Criminal Dmg Prop HHM (Over \$1,000) 2999 30-03-18 (F)	1			1
Assault HHM DV 1316 30-03-12	1	3		4
Assault Against HHM 1399 30-03-12	1	1		2
Aggravated Stalking 1316 30-3A-3.1	1			1
Aggravated Battery-HHMember DV 1303 30-03-16 (F3)	1			1
Aggravated Battery 1305 30-03-05 (F)	1			1
Agg. Battery HHM DV 1303 30-03-16(C)	1			1
Viol Restrain Order Household Member 5016 40-13-06 HHM		1		1
Missles - Propulsion 5213 12-02-11		1		1
Dom Viol/Violation Restrain Order 5016 40-13-6		1		1
Deprivation of Prop of HHM 3899 30-03-18C		2		2
Criminal Trespass 5707 30-14-01		1		1
Assault 1313 12-02-01		1		1
Agg. Battery HHM DV 1303 30-03-16		1		1
Grand Total	38	74	1	113

The Analysis Of Phone Numbers And Emails On Traffic Citations

The following steps were taken to collect data and analyze the inclusion of phone numbers and email addresses on traffic citations:

- Data about traffic citations from January 1, 2022 to December 31, 2022 was obtained from the TRACs system.**
- The data set for this analysis included 57,629 citations written by APD officers during this time frame.**
- A data query was developed to identify all citations where a valid phone number had been entered in the designated area of the citation.**
- A second query was developed to identify all citations where an valid email address had been entered in the designated area of the citation.**
- The number of citations was then compared with the number of citations that noted a valid phone number and the number of citations that noted an valid email address and a percentage was determined for each month.**

The Notation Of Phone Numbers And Email Addresses On The TRACs Traffic Citation Form From January 1, 2022 To December 31, 2022

	January	February	March	April	May	June	July	August	September	October	November	December	Grand Total
Citations Issued	5,960	6,402	5,005	4,830	5,273	5,408	3,299	3,652	5,114	2,971	4,878	4,838	57,630
Valid Phone Number	587	843	634	642	584	388	388	402	736	588	731	448	6,971
Valid Email Address	34	36	26	43	31	11	19	15	60	31	82	29	417
Either A Phone Number Or An Email Address	594	850	635	650	587	393	398	407	744	596	733	451	7,038
Both A Phone Number And An Email Address	27	34	25	39	28	6	9	10	53	23	80	26	360

Summary

The McClendon Settlement Agreement required the City of Albuquerque to revise policies and practices aimed at changing the way that police officers interacted with individuals who were unhoused or who appear to have a mental disability. The Settlement Agreement also required the City to track the impact of these changes by creating course of business records including:

- Bookings on citable non-violent misdemeanor offenses, not to include DWIs;**
- Disposition data for individuals involved in CIT-related incidents;**
- Arrests arising from calls for service involving domestic violence; and**
- The notation of phone numbers and email addresses on the Uniform Traffic Citation Form.**

Both the business records themselves and the analysis of data trends in this report indicate that the City of Albuquerque has fulfilled the requirements of the McClendon Settlement Agreement.

The issues of homelessness, behavioral health, and domestic violence are complex. Addressing those issues compassionately and effectively takes the best efforts from the City, APD, community and health agencies, families, advocates and so many other partners. The changes in APD's policies, training and practices; and other initiatives including the establishment of the Albuquerque Community Safety Department (ACS) have had a demonstrable impact on keeping the number of arrests low for individuals in the population identified in the McClendon Settlement.