

**ENGROSSED ORIGINAL**

A BILL

21-360

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To establish the Office of Neighborhood Safety and Engagement to identify, recruit, and engage individuals determined to be at high risk of participating in, or being a victim of, violent criminal activity; to establish the Office of Violence Prevention and Health Equity to utilize public health methods to halt the spread of violence, conduct a public information campaign, and assist the Office of Victim Services and Justice Grants in developing a program to place personnel in emergency departments; to establish a Community Crime Prevention Program within the Metropolitan Police Department to pair behavioral health clinicians with sworn officers; to require the Chief of Police to convene a Community Policing Working Group; to amend the Homeland Security, Risk Reduction, and Preparedness Amendment Act of 2006 to reestablish the Comprehensive Homicide Elimination Strategy Task Force; to require the Criminal Justice Coordinating Council to conduct a public opinion survey of police-community relations and submit an analysis to the Mayor and Council; to amend Section 432 of the Revised Statutes of the District of Columbia to modify the crime of assault on a police officer; to amend Section 203 of the Omnibus Police Reform Amendment Act of 2000 to require Metropolitan Police Department officers to receive continuing educational instruction on community policing, biased-based policing, the use of force, limitations on the use of chokeholds and restraints, mental and behavioral health awareness, and linguistic and cultural competency; to amend the Office of Citizen Complaint Review Establishment Act of 1998 to expand and strengthen the authority of the Office of Police Complaints; to amend Section 386 of the Revised Statutes of the District of Columbia to require the Metropolitan Police Department to collect data on stops and frisks and the use of force; to amend the Office of the Deputy Mayor for Public Safety and Justice Establishment Act of 2011 to analyze trends associated with felony crime statistics; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to permit the Chief of Police to grant uniformed members at the rank of Inspector or above, and the civil equivalents, time off; to amend the Metropolitan Police Department Application, Appointment, and Training Requirements Act of 2000 to ease the minimum appointment standards for members of the military and employees of other police departments; to amend the Retired Police Officer Redeployment Amendment Act of 1992 to allow retired police officers to be rehired by the Director of the Department of Forensic Sciences without jeopardizing their retirement benefits; to establish a private security camera system incentive program and fund; to amend Title 18 of the District of Columbia Municipal Regulations to clarify the prohibition against driving a vehicle with an object in a position that obstructs the

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39 driver’s view or interferes with the driver’s control; to amend Title 23 of the District of  
40 Columbia Official Code to allow pretrial defendants to return to custody for specified  
41 hours following release for employment, schooling, or other limited purposes; to amend  
42 the District of Columbia Good Time Credits Act of 1986 to allow misdemeanant inmates to  
43 earn a maximum of ten credits for good behavior and participation in rehabilitative  
44 programs; and to amend the Firearm Control Regulations Act of 1975 to clarify the  
45 boundaries of the White House complex and the U.S. Naval Observatory, and for  
46 technical changes.  
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81 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
82 act may be cited as the “Neighborhood Engagement Achieves Results Amendment Act of 2016”.

83 TITLE I. CRIMINAL JUSTICE AND PUBLIC HEALTH REFORMS

84 SUBTITLE A. ESTABLISHMENT OF THE OFFICE OF NEIGHBORHOOD  
85 ENGAGEMENT AND SAFETY

86 Sec. 101. Office of Neighborhood Safety and Engagement establishment; appointment of  
87 Executive Director.

88 (a) There is established an Office of Neighborhood Safety and Engagement (“ONSE”).  
89 The ONSE shall be responsible for the identification, recruitment, and engagement of individuals  
90 determined to be at high risk of participating in, or being a victim of, violent criminal activity.

91 (b) The ONSE shall be headed by an Executive Director who shall report to the Deputy  
92 Mayor for Public Safety and Justice. The Executive Director shall have at least 3 years of  
93 relevant experience in criminal justice, including matters affecting the deterrence of violent  
94 criminal behavior.

95 Sec. 102. Duties of the Executive Director.

96 (a) The duties of the ONSE shall include:

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97                   (1) Identifying, on a quarterly basis, a target of 50 individuals who pose a high  
98 risk of participating in, or being a victim of, violent criminal activity;

99                   (2) Recruiting such individuals, as feasible, to participate in a program,  
100 incorporating evidence-based mental or behavioral health counseling, designed to discourage  
101 violent criminal activity;

102                   (3) Developing a stipend program for active program participants; and

103                   (4) Producing reports as required under subsection (c) of this section.

104               (b)(1) The Executive Director shall employ qualified persons or utilize the services of  
105 qualified volunteers, as necessary, to perform the work of the ONSE. If funds are available, the  
106 Executive Director may employ persons on a full-time or part-time basis.

107                   (2) The Executive Director shall supervise all employees and volunteers of the  
108 ONSE, and shall ensure that all rules, regulations, and orders are carried out properly and that all  
109 records of the ONSE are maintained properly.

110                   (3) The Executive Director shall ensure the confidentiality of all participant  
111 information.

112               (c) Beginning on January 31, 2017, and by January 31 of each year thereafter, the ONSE  
113 shall provide a report to the Council, protective of personally-identifying information, which  
114 includes the following information from the reporting period and in the aggregate:

115                   (1) The number of individuals successfully recruited and engaged;

116                   (2) The duration of individuals' participation;

117                   (3) The status of participants' progress; and

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118 (4) The participants' age, race or ethnicity, gender, and ward of residence.

119 (d) The ONSE is authorized to apply for and receive grants to fund its program activities.

120 (e)(1) The Chief Financial Officer shall provide financial support services and oversight  
121 for the ONSE using personnel assigned to provide financial support services and oversight for  
122 the Office of the Deputy Mayor for Public Safety and Justice.

123 (2)(A) The Chief Procurement Officer shall provide contracting and procurement  
124 support services and oversight for the ONSE using personnel assigned to provide contracting and  
125 procurement support services for the Office of the Deputy Mayor for Public Safety and Justice.

126 (B) The ONSE is authorized to contract with qualified private  
127 organizations or individuals for services in accordance with the Procurement Practices Act of  
128 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*).

129 **SUBTITLE B. ESTABLISHMENT OF THE OFFICE OF VIOLENCE PREVENTION**  
130 **AND HEALTH EQUITY**

131 **Sec. 103. Establishment of the Office of Violence Prevention and Health Equity.**

132 (a) There is established within the Department of Health an Office of Violence  
133 Prevention and Health Equity tasked with utilizing public health institutions and methods to halt  
134 the spread of violence in the District of Columbia.

135 (b) The Office shall, by October 1, 2016, or 6 months after receiving funding, whichever  
136 is later:

137 (1) In coordination with the District's other health, human services, public safety,  
138 and justice agencies, including the Office of the Attorney General, develop and implement a

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139 public health strategy, which includes the use of risk assessment tools, identification of heavy  
140 utilizers of public services, provision of cognitive and family-based therapy, and coordination of  
141 available services, to combat the spread of violence;

142 (2) Conduct a public information campaign concerning the impact of violence,  
143 strategies for violence cessation, and the use of alternative dispute resolution techniques; and

144 (3) Assist the Office of Victim Services and Justice Grants in developing a  
145 program to ensure the presence of specially trained personnel, tasked with providing counseling,  
146 mental health treatment, mediation and dispute resolution services, and trauma-informed care to  
147 apparent victims of violence and their families, in each hospital emergency department in the  
148 District; provided, that the program shall ensure that at least one specially trained staff member  
149 providing the services identified in this subsection be available at each emergency department  
150 whenever the emergency department is accepting patients.

151 **SUBTITLE C. COMMUNITY CRIME PREVENTION TEAMS PROGRAM**

152 **Sec. 104. Community Crime Prevention Team Program.**

153 (a) There is established within the Metropolitan Police Department (“MPD”) a  
154 Community Crime Prevention Team Program (“Program”) to reduce crime and increase access  
155 to social services by enhancing the coordination between law enforcement and health and human  
156 services agencies.

157 (b) MPD shall, in coordination with the Department of Behavioral Health (“DBH”) and  
158 the Department of Human Services (“DHS”), pair mental and behavioral health clinicians and  
159 outreach specialists with MPD police officers in teams, in order to immediately identify

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160 individuals in need of assistance and connect those who may be impacted by homelessness,  
161 mental health disorders, or substance abuse disorders, with available services.

162 (c) In addition to connecting individuals with necessary services, mental and behavioral  
163 health clinicians and outreach specialists who participate in the Program shall:

164 (1) Make MPD aware of recurring issues identified in each police district;

165 (2) Identify any potential improvements in police training or procedures relating  
166 to police interactions with individuals impacted by homelessness, mental or behavioral health  
167 disorders, or substance abuse disorders; and

168 (3) Identify individuals who frequently interact with police, are frequent mental  
169 health consumers, or have suffered from chronic homelessness, and ensure that those individuals  
170 are connected to social services.

171 (d) MPD shall, no later than October 1, 2016, or 6 months after receiving funding,  
172 whichever is later, establish no fewer than 5 teams pursuant to subsection (b) of this section;  
173 provided, that at least one team shall be on duty at any time.

174 (e) Beginning January 31, 2017, and every January 31 thereafter, MPD shall collect data  
175 on the number and type of referrals for service, and the outcomes of the referrals that occur  
176 pursuant to this section in that reporting period and in the aggregate and issue a report to the  
177 Mayor and the Council by on the Program's activities and referrals.

178 **TITLE II. POLICING REFORMS**

179 **SUBTITLE A. COMMUNITY POLICING WORKING GROUP**

180 **Sec. 201. Metropolitan Police Department Community Policing Working Group.**

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181           (a) The Chief of Police of the Metropolitan Police Department (“MPD”) shall convene a  
182 working group to examine national best practices in community policing.

183           (b) The working group shall be comprised of no fewer than 10 representatives appointed  
184 by the Chief of Police from government, non-profit and community organizations, and academic  
185 institutions.

186           (c) The working group shall issue a report of its recommendations on best practices in  
187 community policing for MPD’s adoption to the Mayor and the Council no later than July 1,  
188 2017.

189           SUBTITLE B. REESTABLISHMENT OF THE COMPREHENSIVE HOMICIDE  
190 ELIMINATION STRATEGY TASK FORCE

191           Sec. 202. Section 260 of the New Columbia Statehood Initiative and Omnibus Boards  
192 and Commissions Reform Amendment Act of 2014, effective May 2, 2015 (D.C. Law 20-271;  
193 62 DCR 1884), is repealed.

194           Sec. 203. Section 501 of the Homeland Security, Risk Reduction, and Preparedness  
195 Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-252; D.C. Official Code § 22-  
196 4251) is revived and is amended to read as follows:

197           “(a) There is established a Comprehensive Homicide Elimination Strategy Task Force  
198 (“Task Force”). The Task Force shall develop a report on the most effective elements of a  
199 comprehensive plan that would lead to the elimination of murder in the District of Columbia.

200           “(b)(1) The Task Force shall be comprised of 20 representatives from the following  
201 entities:

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- 202 (i) Government agencies;
- 203 (ii) Non-profit organizations;
- 204 (iii) Businesses;
- 205 (iv) Schools;
- 206 (v) Victim services organizations;
- 207 (vi) Social services organizations
- 208 (vii) Religious organizations;
- 209 (viii) Mental and behavioral health organizations;
- 210 (ix) Organized labor;
- 211 (x) Advisory Neighborhood Commissions; and
- 212 (xi) Criminal justice reform organizations.

213 “(2) Of the 20 representatives, 10 shall be appointed by the Mayor and 10 shall be  
214 appointed by the Council.

215 “(3) The Mayor and the Council shall each designate a co-chair of the Task Force,  
216 one each from the government and non-government sectors.

217 “(c) The Task Force shall hold at least 3 public meetings and shall present a report to the  
218 Mayor and the Council one year after the effective date of the Neighborhood Engagement  
219 Achieves Results Amendment Act of 2016, as approved by the Committee on Judiciary on  
220 January 27, 2016 (Committee Print of Bill 21-0360).

221 (d) Immediately following the presentation of its report, the Task Force shall be  
222 dissolved.

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223           SUBTITLE C. POLICE-COMMUNITY RELATIONS SURVEY

224           Sec. 204. Police-community relations public opinion survey.

225           Section 1501 of the Criminal Justice Coordinating Council for the District of Columbia  
226 Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 22-  
227 4234) is amended by adding a new subsection (b-1) to read as follows:

228           “(b-1) The CJCC shall also conduct a public opinion survey of police-community  
229 relations in the District of Columbia and submit an analysis of the results in a report to the Mayor  
230 and the Council by January 31, 2017.”.

231           SUBTITLE D. ASSAULT ON A POLICE OFFICER

232           Sec. 205. Section 432 of the Revised Statutes of the District of Columbia (D.C. Official  
233 Code § 22-405), is amended as follows:

234           (a) Subsection (b) is amended to read as follows:

235           “(b) Whoever without justifiable and excusable cause assaults a law enforcement officer  
236 on account of, or while that law enforcement officer is engaged in the performance of his or her  
237 official duties shall be guilty of a misdemeanor and, upon conviction, shall be shall be imprisoned  
238 not more than 6 months or fined not more than the amount set forth in section 101 of the Criminal  
239 Fine Law Proportionality Amendment Act of 2012, effective June 11, 2013 (D.C. Law 19-317; D.C.  
240 Official Code § 22-3571.01), or both.”.

241           (b) Subsection (d) is repealed.

242           Sec. 206. A new section 432a of the Revised Statutes of the District of Columbia is added  
243 to read as follows:

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244           “(a) For the purposes of this section, the term "law enforcement officer" shall have the  
245 same meaning as provided in section 432(a) of the Revised Statutes of the District of Columbia  
246 (D.C. Official Code § 22-405(a)).

247           “(b) A person may not, without justifiable and excusable cause, intentionally resist an arrest  
248 by an individual who he or she has reason to believe is a law enforcement officer or prevent that  
249 individual from making or attempting to make an arrest or detention of another person.

250           “(c) A person who violates subsection (b) of this subsection shall be guilty of a  
251 misdemeanor and, upon conviction, shall be imprisoned not more than 6 months or fined not more  
252 than the amount set forth in section 101 of the Criminal Fine Law Proportionality Amendment Act  
253 of 2012, effective June 11, 2013 (D.C. Law 19-317; D.C. Official Code § 22-3571.01), or both”.

254           **SUBTITLE E. OFFICER TRAINING**

255           **Sec. 207.** Section 203 of the Omnibus Police Reform Amendment Act of 2000, effective  
256 October 4, 2000 (D.C. Law 13-160; D.C. Code § 5-107.02), is amended as follows:

257           (a) The existing text is designated as subsection (a).

258           (b) A new subsection (b) is added to read as follows:

259           “(b) The continuing education required by subsection (a) of this section shall include, at a  
260 minimum, instruction on:

261                   “(1) Community policing;

262                   “(2) Recognizing and preventing biased-based policing;

263                   “(3) The use of force;

264                   “(4) Limitations on the use of chokeholds and neck restraints;

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265 “(5) Mental and behavioral health awareness; and

266 “(6) Linguistic and cultural competency.

267 SUBTITLE F. OFFICE OF POLICE COMPLAINTS INDEPENDENT COMPLAINT  
268 REVIEW AUTHORITY

269 Sec. 208. The Office of Citizen Complaint Review Establishment Act of 1998, effective  
270 March 26, 1999 (D.C. Law 12-208; D.C. Official Code § 5-1101 *et seq.*), is amended as follows:

271 (a) Section 5 (D.C. Official Code § 5-1104) is amended as follows:

272 (1) Subsection (b) is amended by striking the phrase “from the date of  
273 appointment to a full term”.

274 (2) Subsection (d) is amended by striking the phrase “and the Chief of the  
275 Metropolitan Police Department (“Police Chief”)” and inserting the phrase “the Chief of the  
276 Metropolitan Police Department (“Police Chief”), and the Director of the District of Columbia  
277 Housing Authority (“DCHA Director”)” in its place.

278 (3) A new subsection (d-2) is added to read as follows:

279 “(d-2)(1) The Board shall review, with respect to the MPD:

280 “(A) The number, type and disposition of citizen complaints received,  
281 investigated, sustained, or otherwise resolved;

282 “(B) The race, national origin, gender, and age of the complainant and the  
283 subject officer or officers;

284 “(C) The proposed discipline and the actual discipline imposed on a police  
285 officer as a result of any sustained citizen complaint;

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286                   “(D) All use of force incidents, serious use of force incidents, and serious  
287 physical injury incidents as defined in MPD General Order 907.07; and

288                   “(E) Any in-custody death.

289                   “(2) The Executive Director, acting on behalf of the Board, shall have timely and  
290 complete access to information and supporting documentation specifically related to the Board’s  
291 duties under paragraph (1) of this subsection.

292                   “(3) The Executive Director shall keep confidential the identity of all persons  
293 named in any documents transferred from the MPD to the Office pursuant to paragraph (1) of  
294 this subsection.

295                   “(4) The disclosure or transfer of any public record, document, or information  
296 from the MPD to the Office pursuant to paragraph (1) of this subsection shall not constitute a  
297 waiver of any privilege or exemption that otherwise could be asserted by the MPD to prevent  
298 disclosure to the general public or in a judicial or administrative proceeding.

299                   “(5) A Freedom of Information Act request for public records collected pursuant  
300 to paragraph (1) of this subsection may only be submitted to the MPD.

301                   “(6) Beginning on December 31, 2017, and by December 31 of each year  
302 thereafter, the Board shall deliver a report to the Mayor and the Council that analyzes the  
303 information evaluated by the Board under paragraph (1) of this subsection.”

304                   (b) Section 8 (D.C. Official Code § 5-1107) is amended as follows:

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305 (1) Subsection (a) is amended by striking the phrase “The Office shall have the  
306 authority to receive and to dismiss, conciliate, mediate, or adjudicate” and inserting the phrase  
307 “The MPD and the Office shall have the authority to receive” in its place.

308 (2) A new subsection (a-1) is added to read as follows:

309 “(a-1) If MPD receives a citizen complaint under subsection (a) of this section, the MPD  
310 shall transmit the citizen complaint to the Office within 3 business days after receipt.”

311 (3) Subsection (b) is amended by striking the phrase “by the MPD” and inserting  
312 the phrase “by the MPD or the District of Columbia Housing Authority Police Department  
313 (“HAPD”)” in its place.

314 (4) A new subsection (b-1) is added to read as follows:

315 “(b-1) The Office shall have the sole authority to dismiss, conciliate, mediate, adjudicate,  
316 or refer for further action to MPD or the HAPD a citizen complaint received under subsection (a)  
317 or (b) of this section”.

318 (5) Subsection (d) is amended by striking the phrase “45 days” and inserting the  
319 phrase “90 days” in its place.

320 (6) Subsection (g) is amended as follows:

321 (A) Paragraph (4) is amended by striking the word “or”.

322 (B) Paragraph (5) is amended by striking the period and inserting the  
323 phrase “; or” in its place.

324 (C) A new paragraph (6) is added to read as follows:

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325                   “(6) Refer the subject police officer or officers to complete appropriate  
326 policy training by the MPD or the HAPD.”.

327                   (7) New subsections (h-1) and (h-2) are added to read as follows:

328                   “(h-1) The MPD and the HAPD shall notify the Executive Director when a subject police  
329 officer or officers completes policy training pursuant to subsection (g)(6) of this section.”.

330                   “(h-2)(1) The Office shall have the authority to audit citizen complaints referred to MPD  
331 or HAPD for further action.

332                   “(2) The Executive Director, acting on behalf of the Board, shall have timely and  
333 complete access to information and supporting documentation specifically related to the Board’s  
334 auditing duties under paragraph (1) of this subsection.

335                   “(3) The Executive Director shall keep confidential the identity of all persons  
336 named in any documents transferred from the MPD or the HAPD to the Office pursuant to  
337 paragraph (1) of this subsection.

338                   “(4) A Freedom of Information Act request for public records collected under  
339 paragraph (1) of this subsection may only be submitted to the MPD or the HAPD.

340                   “(5) Beginning on December 31, 2017, and by December 31 of each year  
341 thereafter, the Board shall deliver a report to the Mayor and the Council that analyzes the  
342 information evaluated by the Board under paragraph (1) of this subsection.”.

343                   (c) Section 13(f) (D.C. Official Code § 5-1112(f)) is amended by striking the phrase  
344 “Police Chief, and” and including the phrase “Police Chief within 10 business days after the  
345 action is taken, and” in its place.

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346           SUBTITLE G. IMPROVING STOP AND FRISK AND USE OF FORCE DATA  
347 COLLECTION

348           Sec. 209. Section 386 of the Revised Statutes of the District of Columbia (D.C. Official  
349 Code § 5-113.01) is amended as follows:

350           (a) Paragraph (4A) is amended by striking the phrase “; and” and inserting a semicolon in  
351 its place.

352           (b) New paragraphs (4B), (4C), and (4D) are added to read as follows:

353                   “(4B) Records of stops, including:

354                           “(A) The date, location, and time of the stop;

355                           “(B) The approximate duration of the stop;

356                           “(C) The traffic violation or violations alleged to have been committed  
357 that led to the stop;

358                           “(D) Whether a search was conducted as a result of the stop;

359                           “(E) If a search was conducted:

360                                   “(i) The reason for the search;

361                                   “(ii) Whether the search was consensual or nonconsensual;

362                                   “(iii) Whether a person was searched, and whether a person’s  
363 property was searched; and

364                                   “(iv) Whether any contraband or other property was seized in the  
365 course of the search;

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366                   “(F) Whether a warning, safety equipment repair order, or citation was  
367 issued as a result of a stop and the basis for issuing such warning, order, or citation;

368                   “(G) Whether an arrest was made as a result of either the stop or the  
369 search;

370                   “(H) If an arrest was made, the crime charged;

371                   “(I) The gender of the person stopped;

372                   “(J) The race or ethnicity of the person stopped; and

373                   “(K) The date of birth of the person stopped.

374                   “(4C) Use of force incidents, including:

375                   “(A) The total number of use of force incidents and the type of force used;

376                   “(B) The total number of officers involved in each use of force incident;

377                   “(C) The total number of persons involved in each use of force incident;

378                   “(D) The number of civilian complaints filed with the Metropolitan Police  
379 Department for excessive use of force, by district, and the outcome of each complaint, including  
380 disciplinary actions;

381                   “(E) If an arrest was made, the crime charged;

382                   “(F) The gender, race, age, and ethnicity of each person involved in a use  
383 of force incident; and

384                   “(G) The gender, race, age, and ethnicity of any officer involved in a use  
385 force incident;”.

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386                   “(4D) For the purposes of this section, the terms “contact”, “frisk” and “stop”  
387 shall have the meanings ascribed in Metropolitan Police Department General Order 304.10;  
388 and”.

389                   SUBTITLE H. CRIME DATA COLLECTION

390                   Sec. 210. Section 3022(c) of the Office of the Deputy Mayor for Public Safety and  
391 Justice Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official  
392 Code § 1-301.191(c)), is amended as follows:

393                   (a) Subsection (c) is amended as follows:

394                   (1) Paragraph (4) is amended by striking the phrase “and” at the end of the  
395 sentence.

396                   (2) Paragraph (5)(B) is amending by striking the period at the end of the sentence  
397 and inserting the phrase “; and” in its place.

398                   (3) A new paragraph (6) is added to read as follows:

399                   “(6) Beginning December 31, 2017, and by December 31 of each year thereafter,  
400 deliver a report to the Mayor and the Council that analyzes the trends associated with the  
401 Metropolitan Police Department’s felony crime statistics. The report shall include:

402                   “(A) The number and type of felony arrests made by the Metropolitan  
403 Police Department;

404                   “(B) The number of felony arrests that resulted in conviction and the  
405 sentence imposed;

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406                   “(C) The location of felony arrests by ward, district, and police service  
407 area;

408                   “(D) The number of suspects involved in each felony arrest;

409                   “(E) The number of victims involved in each felony arrest;

410                   “(F) The characteristics of each suspect arrested for a felony crime,  
411 including:

412                               “(i) The age of the suspect;

413                               “(ii) The race of the suspect;

414                               “(iii) The gender of the suspect;

415                               “(iv) The level of education of the suspect;

416                               “(v) The police service area where the suspect resides;

417                               “(vi) The number of prior arrests the suspect has with the  
418 Metropolitan Police Department;

419                               “(vii) The number and type of convictions on the suspect’s  
420 criminal record; and

421                               “(viii) The suspect’s relationship, if any, to the victim of the crime  
422 for which he or she was charged;

423                               “(ix) If known, whether the suspect has had prior contact with the  
424 Department of Behavioral Health.

425                   “(G) The characteristics of each victim involved in a felony crime,  
426 including:

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- 427 “(i) The age of the victim;  
428 “(ii) The race of the victim;  
429 “(iii) The gender of the victim;  
430 “(iv) The level of education of the victim;  
431 “(v) The police service area where the victim resides;  
432 “(vi) The number of prior contacts the victim has had with the  
433 Metropolitan Police Department;  
434 “(vii) The number and type of convictions on the victim’s criminal  
435 record; and  
436 “(viii) The victim’s relationship, if any, to the suspect.”.

437 **SUBTITLE I. OFFICER RETENTION AND RECRUITMENT INCENTIVES**

438 **Sec. 211. Retention incentive for experienced officers.**

439 (a) Section 1103(f)(1) of the District of Columbia Government Comprehensive Merit  
440 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-  
441 611.03(f)(1)) is repealed.

442 (b) A new subsection (g) is added to read as follows:

443 “(g) As of the effective date of the Neighborhood Engagement Achieves Results  
444 Amendment Act of 2016, as approved by the Committee on the Judiciary on January 27, 2016  
445 (Bill 21-0360), the Chief of Police may grant time off, to be considered FLSA exempt, to  
446 uniformed members of the Metropolitan Police Department at the rank of Inspector and above,

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447 and the civilian equivalents, for work performed in excess of an 80-hour biweekly pay period,  
448 excluding roll call. The Mayor shall promulgate rules governing such time off; provided that:

449                   “(A) FLSA-exempt time off granted to any individual employee shall not  
450 exceed a total of 80 hours in any consecutive 12-month period.

451                   “(B) FLSA-exempt time off shall be forfeited if not used by the end of the  
452 leave year following the leave year in which it was earned.

453                   “(C) FLSA-exempt time off not used at the time of an employee’s  
454 separation from service shall not be included in any form of leave payment.”.

455           Sec. 212. Minimum appointment standards.

456           Section 202(e) of the Metropolitan Police Department Application, Appointment, and  
457 Training Requirements Act of 2000, effective October 4, 2000 (D.C. Law 13-160; D.C. Official  
458 Code § 5-107.01(e)) is amended as follows:

459           (a) The lead-in language is amended by striking the phrase “As of March 6, 2007” and  
460 inserting the phrase “As of the effective date of the Neighborhood Engagement Achieves Results  
461 Amendment Act of 2016, as approved by the Committee on the Judiciary on January 27, 2016  
462 (Bill 21-0360)” in its place.

463           (b) Paragraph (2) is amended by striking the phrase “3 years” and inserting the phrase “2  
464 years” in its place.

465           (c) Paragraph (3) is amended by striking the phrase “5 years” and inserting the phrase “3  
466 years” in its place.

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467           SUBTITLE J. REHIRING OF RETIRED OFFICERS BY THE DEPARTMENT OF  
468 FORENSIC SCIENCES

469           Sec. 213. Section 2 of the Retired Police Officer Redeployment Amendment Act of 1992,  
470 effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761) is amended as  
471 follows:

472           (a) A new subsection (a-1) is added to read as follows:

473           “(a-1) Except for a disability annuitant, a police officer retired from the Metropolitan  
474 Police Department shall be eligible for rehire at the discretion of the Director of the Department  
475 of Forensic Sciences as a temporary full-time or temporary part-time employee without jeopardy  
476 to the retirement benefits of the employee.”.

477           (b) Subsection (b) is amended by striking the phrase “under this section” and inserting the  
478 phrase “under subsection (a) of this section” in its place.

479           (c) Subsection (d) is amended by striking the phrase “under this section” and inserting the  
480 phrase “under subsection (a) of this section” in its place.

481           (d) A new subsection (d-1) is added to read as follows:

482           “(d-1) A retired police officer who is rehired under subsection (a-1) may be rehired in a  
483 supervisory or non-supervisory position and shall be paid a salary of no more than the highest  
484 grade available for the position assigned.”.

485           (e) Subsection (e) is amended by striking the phrase “subsection (d) of this section” and  
486 inserting the phrase “subsections (d) and (d-1) of this section” in its place.

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487 (f) Subsection (f) is amended by striking the period and inserting the phrase “and the  
488 Department of Forensic Sciences” at the end of the sentence.

489 **SUBTITLE K. PRIVATE SECURITY CAMERA SYSTEM INCENTIVE PROGRAM**

490 Sec. 214. Private security camera system incentive program.

491 (a) Pursuant to section 7 of the Fiscal Year 2015 and Fiscal Year 2016 Revised Budget  
492 Request Temporary Adjustment Act of 2015, enacted on October 22, 2015 (D.C. Act 21-171; 62  
493 DCR 13979), and section 7 of the Fiscal Year 2015 and Fiscal Year 2016 Revised Budget  
494 Request Congressional Review Emergency Adjustment Act of 2015, effective January 6, 2016  
495 (D.C. Act 21-257; 63 DCR 526), there is established a Private Security Camera System Incentive  
496 Program (“Program”), to be administered by the Mayor, to encourage the purchase and  
497 installation of a security camera system (“system”) on the exterior of a building owned or leased  
498 by an individual, business, nonprofit, religious institution, or other entity as defined in § 29-  
499 101.02(10), and to require registration of the system with the Metropolitan Police Department.

500 (b) To be eligible for the rebate provided for in this section, a property owner or lessee  
501 shall:

502 (1) After September 22, 2015, purchase and install a system on the exterior of the  
503 building;

504 (2) Register the system with the Metropolitan Police Department;

505 (3) Submit a rebate claim in accordance with Program rules promulgated pursuant  
506 to subsection (d) of this section; and

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507 (4) Meet all additional requirements and criteria provided for in Program rules  
508 promulgated pursuant to subsection (d) of this section.

509 (c)(1) Upon approval of a rebate claim, the Program shall provide a rebate as follows;  
510 provided, that the amount of the rebate shall not be more than the purchase price of the system:

511 (A) Up to \$200 per camera installed on the exterior of a building owned or  
512 leased by an individual, with a maximum rebate of up to \$500 per system per residential address;  
513 or

514 (B) Up to \$200 per camera installed on the exterior of a building owned or  
515 leased by a business, nonprofit, religious institution, or other entity as defined in § 29-101.02(10)  
516 with a maximum rebate of up to \$750 per system per address.

517 (2) Rebates shall be contingent upon availability of funds.

518 (3) No rebates shall be issued until the Mayor promulgates rules pursuant to  
519 subsection (d) of this section.

520 (d) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure  
521 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall issue  
522 rules to implement the provisions of this section, including:

523 (1) Requirements for proof of purchase and system verification;

524 (2) Procedures for registering a system with the Metropolitan Police Department,  
525 including a certification by the recipient providing that the recipient shall not use the system to  
526 intentionally record specific individuals conducting lawful activity; and

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527                   (3) Identification of priority areas for Program eligibility; provided, that the  
528 priority areas include at least one area in each ward identified by crime levels and other public  
529 safety indicators in the corresponding police service area.

530                   (e) Any rebate issued under this section shall not be considered income for purposes of  
531 District of Columbia income tax.

532                   (f) For the purposes of this section, the term “security camera system” means one or more  
533 outdoor surveillance cameras with functioning digital video recording capability.

534                   (g) From the effective date of the Private Security Camera Incentive Program Emergency  
535 Act of 2015, effective January 15, 2016 (D.C. Act 21-0274; 63 DCR \_\_\_ ) to the issuance of the  
536 final rebate under this program, the Mayor shall provide a monthly report to the Council that  
537 includes the following information:

538                               (1) The total number of rebates issued;

539                               (2) The total number of private security cameras funded;

540                               (3) The number of rebates issued in each police service area;

541                               (4) The number of rebates issued in each priority area identified pursuant to  
542 subsection (d)(3);

543                               (5) The number of rebates issued pursuant to subsection (c)(1)(A) or (B),  
544 respectively;

545                               (6) The number of times the Metropolitan Police Department requested footage  
546 from a rebate recipient, and whether the request was granted or denied by the rebate recipient;

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547 (7) The number of times that footage from a private security camera contributed  
548 to a successful arrest by the Metropolitan Police Department, including a breakdown by offense;  
549 and

550 (8) An analysis of the program's implementation and plans for future expansion,  
551 if any.

552 Sec. 215. Private Security Camera Incentive Fund.

553 (a) There is established as a special fund the Private Security Camera Incentive Fund  
554 ("Fund"), which shall be administered by the Mayor in accordance with subsections (c) and (d)  
555 of this section.

556 (b) Revenue from the following sources shall be deposited in the Fund:

557 (1) Funds appropriated by the District;

558 (2) Grants;

559 (3) Donations from the public; and

560 (4) Donations from private entities.

561 (c) Money in the Fund shall be used to implement the Private Security Camera Incentive  
562 Program ("Program"), including:

563 (1) Providing rebates to eligible participants; and

564 (2) Appropriate overhead or administrative expenses related to the Program and

565 the Fund.

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566           (d)(1) The money deposited into the Fund, and interest earned, shall not revert to the  
567 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal  
568 year, or at any other time.

569           (2) Subject to authorization in an approved budget and financial plan, any funds  
570 appropriated in the Fund shall be continually available without regard to fiscal year limitation.

571           **TITLE III. TRAFFIC CITATION MODERNIZATION FOR OPERATING A VEHICLE**

572           Sec. 301. Section 2213 of Title 18 (Vehicles and Traffic) of the District of Columbia  
573 Municipal Regulations is amended as follows:

574           (a) Subsection 2213.1 is amended to read as follows:

575           “2213.1 No person shall drive a vehicle with any object in any position that obstructs a  
576 significant portion of the view of the driver to the front, sides, or back of the vehicle, or  
577 interferes with the driver’s control over the driving mechanism of the vehicle.”.

578           (b) Subsections 2213.7 and 2213.8 are repealed.

579           **TITLE IV. WORK RELEASE**

580           Sec. 401. Section 1321(c)(1)(B)(xi) of Title 23 of the District of Columbia Official Code  
581 is amended by striking the phrase “, except that no person may be released directly from the  
582 District of Columbia Jail or the Correctional Treatment Facility for these purposes.”.

583           **TITLE V. GOOD TIME CREDITS**

584           Sec. 501. Section 3c(c) of the District of Columbia Good Time Credits Act of 1986,  
585 effective May 17, 2011 (D.C. Law 18-732; D.C. Official Code § 24-221.01c(c)), is amended by  
586 striking the number “8” and inserting the number “10” in its place.

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587 TITLE VI. FIREARMS CONTROL BOUNDARIES CLARIFICATION

588 Sec. 601. Section 907 of the Firearms Control Regulations Act of 1975, effective June  
589 16, 2015 (D.C. Law 20-279; D.C. Official Code § 7-2509.07) is amended as follows:

590 (a) Subsection (a) is amended as follows:

591 (1) Paragraph (11) is amended to read as follows:

592 “(11) The White House Complex and its grounds up to and including to the curb  
593 of the adjacent sidewalks touching the roadways of the area bounded by Constitution Avenue,  
594 N.W., 15th Street, N.W., H Street, N.W., and 17th Street, N.W.”;

595 (2) Paragraph (12) is amended to read as follows:

596 “(12) The U.S. Naval Observatory and its fence line, including the area from the  
597 perimeter of its fence up to and including to the curb of the adjacent sidewalks touching the  
598 roadway of Observatory Circle, from Calvert Street, N.W., to Massachusetts Avenue, N.W., and  
599 around Observatory Circle to the far corner of Observatory Lane;”.

600 (b) Subsection (d)(1) is amended by striking the phrase “While he or she is traveling  
601 along a public street, road, or highway, including an adjacent public sidewalk that touches the  
602 perimeter of any of the premises where the carrying of a concealed pistol is prohibited under  
603 subsection (a) and subsection (b) of this section” and inserting the phrase “While he or she is  
604 traveling along a public sidewalk that touches the perimeter of any of the premises where the  
605 carrying of a concealed pistol is prohibited under subsection (a) and subsection (b) of this  
606 section, except for the areas designated in subsection (a)(11) and (a)(12), or along a public street,  
607 roadway, or highway” in its place.

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608 TITLE VII. MICROSTAMPING IMPLEMENTATION

609 Sec. 701. The Firearms Control Regulations Act of 1975, effective September 24, 1976  
610 (D.C. Law 1-85; D.C. Official Code § 7-2501.01 *et seq.*), is amended as follows:

611 (a) Section 408(b) (D.C. Official Code § 7-2504.08(b)) is amended by striking the date  
612 “January 1, 2016” wherever it appears and inserting the date “January 1, 2018” in its place.

613 (b) Section 503 (D.C. Official Code § 7-2505.03) is amended as follows:

614 (1) Subsection (b) is amended as follows:

615 (A) The lead-in language is amended by striking the date “January 1,  
616 2016” and inserting the date “January 1, 2018” in its place.

617 (B) Paragraph (2) is amended by striking the date “January 1, 2016” and  
618 inserting the date “January 1, 2018” in its place.

619 (C) Paragraph (3) is amended by striking the date “January 1, 2016” and  
620 inserting the date “January 1, 2018” in its place.

621 (2) Subsection (c)(1) is amended by striking the date “January 1, 2016” and  
622 inserting the date “January 1, 2018” in its place.

623 (3) The lead-in language of subsection (e) is amended by striking the date  
624 “January 1, 2016” wherever it appears and inserting the date “January 1, 2018” in its place.

625 TITLE VIII. SWIFT AND CERTAIN SANCTIONS.

626 Sec. 801. Section 23-1329 of the District of Columbia Official Code is amended as  
627 follows:

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628                   (1) Subsection (a) is amended by striking the phrase “subject to revocation of  
629 release” and inserting the phrase “subject to temporary placement in custody, revocation of  
630 release,” in its place.

631                   (2) Subsection (b)(1) is amended by striking the phrase “Proceedings for  
632 revocation of release may be initiated on motion of the United States Attorney or on the court’s  
633 own motion.” and inserting the phrase “Proceedings for revocation of release and temporary  
634 detention may be initiated on motion of the prosecutor or on the court’s own motion.” at the  
635 beginning of the sentence.

636                   (3) A new subsection (d-1) is added to read as follows:

637                   “(d-1) A person who has been conditionally released who is order to abide by a stay-  
638 away order or to wear a detection device, and who violates either of those conditions of release  
639 may be ordered by the court, in addition to or in lieu of the penalties and procedures prescribed  
640 in subsection (a) through (d) of this section, to temporary placement in custody for a maximum  
641 of 72 hours, when, in the opinion of the court such action is necessary to ensure compliance with  
642 the conditions of release. A person shall not be subject to an order of temporary detention under  
643 this subsection, unless before any such violation and order, the person has agreed in writing to  
644 the imposition of such an order as a sanction for the person’s violation of a condition of  
645 release.”.

646                   (4) A new subsection (d-2) is added to read as follows:

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647           “(d-2) Subsection (d-1) shall apply to a person who commits an offense enumerated in  
648 sections 23-1331(3) or 23-1331(4); provided, that it shall not include section 23-1331(3)(B) or  
649 (C).”.

650           (5) Subsection (e) is amended to read as follows:

651           “(e) A person who has been conditionally released and who violates a condition of that  
652 release by using a controlled substance or by failing to comply with the prescribed treatment for  
653 use of a controlled substance, may be ordered by the court, in addition to or in lieu of the  
654 penalties and procedures prescribed in subsections (a) through (d) of this section, to temporary  
655 placement in custody pursuant to subsection (d-1) of this section, when, in the opinion of the  
656 court, such action is necessary for treatment or to assure compliance with conditions of release.”.

657           **TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

658           **Sec. 901. Applicability.**

659           Sections 101, 102, 103, 104, 201, 202, 203, 204, 209, and 210 shall apply upon the  
660 inclusion of their its fiscal effect in an approved budget and financial plan, as certified by the  
661 Chief Financial Officer to the Budget Director of the Council in a certification published by the  
662 Council in the District of Columbia Register.

663           **Sec. 902. Fiscal impact statement.**

664           The Council adopts the fiscal impact statement in the committee report as the fiscal  
665 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
666 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

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668           Sec. 903. Effective date.

669           This act shall take effect following approval by the Mayor (or in the event of veto by the  
670 Mayor, action by the Council to override the veto), a 60-day period of congressional review as  
671 provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December  
672 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(2)), and publication in the District of  
673 Columbia Register.