



Councilmember Brooke Pinto

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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To establish a Use of Force Review Board to review uses of force as set forth by the Metropolitan Police Department in its written directives, and to prescribe the Board’s membership.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Use of Force Review Board Temporary Act of 2023”.

Sec. 2. Use of Force Review Board.

(a) There is established a Use of Force Review Board (“Board”), which shall review uses of force as set forth by the Metropolitan Police Department in its written directives.

(b) The Board shall consist of the following 13 voting members, and may include non-voting members at the Mayor’s discretion:

(1) Seven MPD members appointed by the Chief of Police who hold the rank of Inspector or above, or the civilian equivalent;

(2) Three civilian members appointed by the Mayor, pursuant to section 2(e) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1- 523.01(e)), with the following qualifications and no current or prior affiliation with law enforcement, including being employed by a law enforcement agency or law enforcement union:

(A) One member who has personally experienced the use of force by a law enforcement officer;

- 32 (B) One member of the District of Columbia Bar in good standing; and
33 (C) One District resident community member;
34 (3) Two civilian members appointed by the Council with the following
35 qualifications and no current or prior affiliation with law enforcement, including being employed
36 by a law enforcement agency or law enforcement union:
37 (A) One member with subject matter expertise in criminal justice policy;
38 and
39 (B) One member with subject matter expertise in law enforcement
40 oversight and the use of force; and
41 (4) The Executive Director of the Office of Police Complaints, or their designee.

42 Sec. 3. Conforming amendments.

43 Section 2(e) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142;
44 D.C. Official Code § 1-523.01(e)), is amended as follows:

45 (a) Paragraph (38) is amended by striking the phrase “; and” and inserting a semicolon in
46 its place.

47 (b) Paragraph (39) is amended by striking the period and inserting the phrase “; and” in
48 its place.

49 (c) A new paragraph (40) is added to read as follows:

50 “(40) Use of Force Review Board, established by section 2 of the Use of Force Review
51 Board Emergency Act of 2023, passed on an emergency basis on March 7, 2023 (Enrolled
52 version of Bill 25-XXX).”.

53 Sec. 4. Fiscal impact statement.

54 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
55 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
56 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

57 Sec. 5. Effective date.

58 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
59 the Mayor, action by the Council to override the veto), a 30-day period of congressional review
60 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
61 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
62 Columbia Register.

63 (b) This act shall expire after 225 days of its having taken effect.