


**COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF COUNCILMEMBER BROOKE PINTO, WARD 2
COMMITTEE ON THE JUDICIARY AND PUBLIC SAFETY
MEMORANDUM**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

TO: Chairman Phil Mendelson
FROM: Councilmember Brooke Pinto 
Chairperson, Committee on the Judiciary and Public Safety
RE: Request to Agendize Measures from the Committee on the Judiciary and Public Safety
for the February 4, 2025, Legislative Meeting
DATE: January 30, 2025

I request that the measures listed below appear on the agenda for the legislative meeting on February 4, 2025, and, where required under Council Rule 231(c), on the agenda for the additional meeting of the Committee of the Whole preceding the legislative meeting.

Emergency Contract Legislation at the Request of the Mayor

- **Contract No. CW122630 with Patriot Harley Davidson Approval and Payment Authorization Emergency Declaration Resolution of 2024**
- **Contract No. CW122630 with Patriot Harley Davidson Approval and Payment Authorization Emergency Act of 2024**

These emergency measures will approve Contract No. CW122630 with Patriot Harley Davidson and authorize payment for the goods and services received and to be received under the contract. The Contractor shall provide 35 HD FLHTP police motorcycles for MPD, Special Operations Division (SOD) operational requirements, with all accessories identified & installed as per manufacture requirements.

On December 11, 2024, the Office of Contracting and Procurement (“OCP”), on behalf of the Metropolitan Police Department, executed emergency Contract No. CW122630 with Patriot Harley Davidson to purchase up to 35 police motorcycles with side cars, in the not-to-exceed amount of \$1,686,086.89. The process by which the Contract was entered into violated the requirements of DC Code § 2–352.02. (Criteria for Council review of multiyear contracts and contracts in excess of \$1 million).

Under section 451(b)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(b)(1)), Council approval is necessary since the value of the contract is more than \$1 million during a 12-month period. Approval is necessary to allow the continuation of these vital goods and services. Without this approval, Patriot Harley Davidson cannot be paid for goods and services provided in excess of \$1 million for the period from December 11, 2024, through December 10, 2025.

This legislation addresses the violation and permits the District to proceed with this contract action.

Filed versions of the measure along with a summary and other related contract documents are attached.

Emergency Legislation

- **Secure DC Pretrial Detention and Reporting Emergency Amendment Act of 2025**
- **Secure DC Pretrial Detention and Reporting Temporary Amendment Act of 2025**

The Secure DC Omnibus Amendment Act of 2024 established a rebuttable presumption for pretrial detention in certain cases in our criminal justice and juvenile justice systems. These measures are set to expire 225 days after the effective date of Secure DC, which is on February 18, 2025. The Council also established a requirement that the Criminal Justice Coordinating Council (CJCC) submit to the Mayor and the Council reports on the efficacy of the criminal justice and juvenile justice pretrial detention provisions. The CJCC was required to submit the report at least 45 days prior to the expiration of the pretrial detention provisions to allow the Council sufficient time to review the data. Due to staffing constraints, the CJCC was not able to meet this deadline. The CJCC has recently been able to assign a staff person to work on these reports, but will not be able to complete the report with sufficient time for the Council to review.

Additionally, in working with the CJCC, it has come to the attention of the Committee on the Judiciary and Public Safety that some modifications are needed to the scope of the report. To properly evaluate the effectiveness of a policy intervention, analysis should focus on comparing outcome data from immediately before the intervention was implemented to outcome data from immediately after the intervention was implemented—in this case, the effective date of the Prioritizing Public Safety Emergency Act on July 20, 2023. However, the requirements outlined in Secure DC require that the post-intervention data be limited to outcomes after the effective date of the permanent version of Secure DC on June 8, 2024, in some cases and after the applicability date of certain provisions of Secure DC on July 8, 2024, in other cases. This would omit from the analysis data from a time period of 11 to 12 months, during which all of the pretrial detention provisions were in effect. Omitting this data would thus provide an unreliable analysis of the effectiveness of these policies. This emergency legislation would ensure that data from before the new provisions went into effect is compared to data immediately after the provisions went into effect.

In consultation with the CJCC, the Committee has determined that the CJCC needs 90 days to complete the report. Therefore, it is necessary to extend the rebuttable presumption provisions on an emergency basis until the CJCC can submit its report to the Council.

Draft versions of the measures are attached.

If you have any questions regarding these measures, please contact Linn Groft, Committee and Legislative Director, at lgroft@dccouncil.gov.

cc: Members, Council of the District of Columbia
Office of the Secretary
Office of the General Counsel

Office of the Budget Director
Mayor's Office of Policy and Legislative Affairs