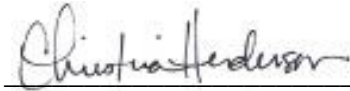




Councilmember Charles Allen



Councilmember Janeese Lewis George



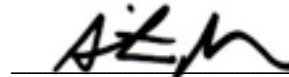
Councilmember Christina Henderson



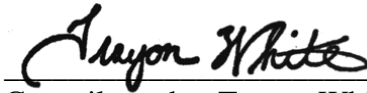
Councilmember Brianne K. Nadeau



Councilmember Kenyan R. McDuffie



Councilmember Anita Bonds



Councilmember Trayon White, Sr.



Councilmember Brooke Pinto

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To require the Office of the District of Columbia Auditor to initiate an assessment into any ties between white supremacist or other hate groups and members of the Metropolitan Police Department that suggest an individual cannot enforce the law fairly and to recommend reforms to Metropolitan Police Department policy, practice, and personnel to better detect and prevent ties to white supremacist or other hate groups in the Department that may prevent fair enforcement of the law in order to increase public trust in the Department and improve officer and public safety.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “White Supremacy in Policing Prevention Act of 2021”.

Sec. 2. Definitions.

- (1) “Auditor” means the Office of the District of Columbia Auditor or its designees.
- (2) “Council” means the Council of the District of Columbia.
- (3) “Department” means the Metropolitan Police Department.

(4) “Hate group” means an organization or social group whose goals, activities, and advocacy are primarily or substantially based on a shared hatred, hostility, or violence towards people of one or more other different races, ethnicities, religions, nationalities, genders, and/or sexual identities.

(5) “Mayor” means the Mayor of the District of Columbia.

(6) “Policy” or “policies” means written directives that guide Department policy, including General Orders, Special Orders, Circulars, Standard Operating Procedures, and Bureau/Division Orders.

(7) “White supremacy” means a hate group whose shared hatred, hostility, or violence towards people of one or more other different races, ethnicities, religions, nationalities, genders, and/or sexual identities is based on the belief that white people are innately superior to other races and may include one of the following tenants: 1) white people should have control over people of other races; 2) white people should live by themselves in a whites-only society; 3) white people have their own "culture" that is superior to other cultures; or 4) white people are genetically superior to other people.

Sec. 3. Scope of the assessment and recommendations.

(a) The Office of the DC Auditor shall carry out a comprehensive assessment, in collaboration with eligible external partners as defined in subsection (b) of this section, to, at a minimum:

(1) Determine whether members of the Department have ties to white supremacist or other hate groups, including information about the ties, that may affect identified officers in carrying out their duties properly and fairly;

(A) This may include accessing information about officers' organizational affiliations and memberships; speech; photographs or video footage; social media engagement; complaints; and interviews with officers, witnesses, or relevant stakeholders, that suggest an individual cannot enforce the law fairly.

(B) This may include providing specific recommendations around Department officer or staff training, discipline, or other outcomes as a result of findings.

(C) This assessment shall not violate Department officer and staff members' legal rights or protections as employees, including those addressing privacy and free speech.

(2) Recommend reforms to Department policy, practice, and personnel to better detect and prevent white supremacist or other hate group ties among Department officers and staff that suggest they are not able to enforce the law fairly, and to better investigate and discipline officers for such behavior.

(b) Any collaborating outside partners shall, at a minimum, meet the following criteria:

(1) Be nonpartisan;

(2) Have expertise in civil rights, racial equity, and the threat of white supremacist and other hate groups, movements, and organizing efforts; and

(3) Have experience in law enforcement and intelligence oversight and reform or in conducting investigations and evaluations of law enforcement procedures, policies, and practices.

(c) If during the course of an investigation undertaken pursuant to this act, the auditor determines that criminal activity or other wrongdoing has occurred or is occurring, the auditor

shall, as soon as practicable, report the facts that support such information to the appropriate prosecuting authority.

(d) The Office of the DC Auditor shall submit and present its final report and recommendations to the Council no later than 12 months from the effective date of this act.

Sec. 4. Fiscal impact statement.

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

Sec. 5. Effective date.

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