

**DISTRICT OF COLUMBIA**  
**OFFICIAL CODE**

**TITLE 5.**

**POLICE, FIREFIGHTERS, MEDICAL  
EXAMINER, AND FORENSIC SCIENCES.**

**CHAPTER 10A.**

**POLICE AND FIREFIGHTERS DISCIPLINARY  
ACTION PROCEDURES.**

**2001 Edition**

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**CHAPTER 10A. POLICE AND FIREFIGHTERS**  
**DISCIPLINARY ACTION PROCEDURES.**

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# **CHAPTER 10A. POLICE AND FIREFIGHTERS**

## **DISCIPLINARY ACTION PROCEDURES.**

### **§ 5-1031. COMMENCEMENT OF CORRECTIVE OR ADVERSE ACTION.**

(a) Except as provided in subsection (b) of this section, no corrective or adverse action against any sworn member or civilian employee of the Fire and Emergency Medical Services Department or the Metropolitan Police Department shall be commenced more than 90 days, not including Saturdays, Sundays, or legal holidays, after the date that the Fire and Emergency Medical Services Department or the Metropolitan Police Department knew or should have known of the act or occurrence allegedly constituting cause.

(b) If the act or occurrence allegedly constituting cause is the subject of a criminal investigation by the Metropolitan Police Department, the Office of the United States Attorney for the District of Columbia, or the Office of Corporation Counsel, or an investigation by the Office of Police Complaints, the 90-day period for commencing a corrective or adverse action under subsection (a) of this section shall be tolled until the conclusion of the investigation.

(Sept. 30, 2004, D.C. Law 15-194, § 502, 51 DCR 9406.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Legislative History of Laws*

Law 15-194, the "Omnibus Public Safety Agency Reform Amendment Act of 2004", was introduced in Council and assigned Bill No. 15-32, which was referred to the Committee on the Judiciary. The Bill was adopted on first and second readings on April 6, 2004, and June 1, 2004, respectively. Signed by the Mayor on June 24, 2004, it was assigned Act No. 15-463 and transmitted to both Houses of Congress for its review. D.C. Law 15-194 became effective on September 30, 2004.

### **§ 5-1032. REPORT ON MISCONDUCT ALLEGATIONS AND GRIEVANCES.**

The Chief of Police and the Fire Chief shall, not later than January 15 of each calendar year, beginning in 2006, deliver a report to the Mayor and the Council concerning misconduct and grievances filed by or against members of their respective departments. The report shall contain:

- (1) The number of individuals, of all rank and services, investigated and disciplined for misconduct, categorized by the nature of the misconduct allegations, the nature of those misconduct allegations that are substantiated, and the discipline given for substantiated allegations; and
- (2) The number of formal grievances filed by individuals, including complaints filed with each agency's Equal Employment Opportunity Officer, categorized by the nature of the grievance filed and the nature of those grievances that are substantiated.

(Sept. 30, 2004, D.C. Law 15-194, § 503, 51 DCR 9406.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Legislative History of Laws*

For Law 15-194, see notes following § 5-1031.