

Union Calendar No. 269

119TH CONGRESS
1ST SESSION

H. R. 5214

[Report No. 119–315]

To require mandatory pretrial and post conviction detention for crimes of violence and dangerous crimes and require mandatory cash bail for certain offenses that pose a threat to public safety or order in the District of Columbia, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 8, 2025

Ms. STEFANIK (for herself, Mr. JAMES, and Mr. MOORE of North Carolina) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

SEPTEMBER 30, 2025

Additional sponsor: Mr. NEHLS

SEPTEMBER 30, 2025

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on September 8, 2025]

A BILL

To require mandatory pretrial and post conviction detention for crimes of violence and dangerous crimes and require mandatory cash bail for certain offenses that pose a threat to public safety or order in the District of Columbia, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “District of Columbia*
 5 *Cash Bail Reform Act of 2025”.*

6 **SEC. 2. MANDATORY PRETRIAL AND POST CONVICTION DE-**
 7 **TENTION FOR CRIME OF VIOLENCE OR DAN-**
 8 **GEROUS CRIME.**

9 *(a) PRETRIAL DETENTION.—Section 23–1322, District*
 10 *of Columbia Official Code, is amended—*

11 *(1) in subsection (a), by striking “with an of-*
 12 *fense” and inserting “with an offense, other than a*
 13 *crime of violence or dangerous crime (as such terms*
 14 *are defined in section 1331 of this title),”; and*

15 *(2) by adding at the end the following new sub-*
 16 *section:*

17 *“(j) Notwithstanding any other provision of this sec-*
 18 *tion, the judicial officer shall order each person charged*
 19 *with a crime of violence or a dangerous crime (as such*
 20 *terms are defined in section 1331 of this title) be detained*
 21 *for the period before trial.”.*

22 *(b) POST CONVICTION DETENTION.—Section 23–1325,*
 23 *District of Columbia Official Code, is amended—*

24 *(1) in subsection (b), by striking “unless” and*
 25 *all that follows through “section 23–1321”; and*

1 (2) in subsection (c), by striking “unless” and
2 all that follows through “section 23–1321”; and

3 (3) by adding at the end the following new sub-
4 section:

5 “(e) This provisions of this section shall apply with
6 respect to a person convicted of a crime of violence or a
7 dangerous crime (as such terms are defined in section 1331
8 of this title).”.

9 (c) *CHANGES TO DEFINITION OF DANGEROUS*
10 *CRIME.*—Section 23–1331(3), D.C. Official Code, is amend-
11 ed—

12 (1) in subparagraph (E), by striking “Burglary
13 or attempted burglary” and inserting “Burglary in
14 the first degree, attempted burglary in the first degree,
15 or burglary with a dangerous weapon”; and

16 (2) in subparagraph (G), by striking “Robbery
17 or attempted robbery” and inserting “Robbery in the
18 first degree, attempted robbery in the first degree, or
19 robbery with a dangerous weapon”.

20 (d) *CHANGES TO DEFINITION OF CRIME OF VIO-*
21 *LENCE.*—Section 23–1331(4), D.C. Official Code, is amend-
22 ed—

23 (1) by striking “burglary” and inserting “bur-
24 glary in the first degree, attempted burglary in the

1 *first degree, or burglary with a dangerous weapon’*’;
 2 *and*

3 *(2) by striking “robbery” and inserting “robbery*
 4 *in the first degree, attempted robbery in the first de-*
 5 *gree, or robbery with a dangerous weapon”.*

6 *(e) CONFORMING AMENDMENTS.—*

7 *(1) REMOVAL OF CRIME OF VIOLENCE AND DAN-*
 8 *GEROUS CRIME FROM PRETRIAL RELEASE PROCE-*
 9 *DURES.—Section 23–1322, District of Columbia Offi-*
 10 *cial Code, is further amended—*

11 *(A) in subsection (b)(1), by striking sub-*
 12 *paragraph (A) and redesignating subparagraphs*
 13 *(B) through (D) as subparagraphs (A) through*
 14 *(C), respectively;*

15 *(B) by amending subsection (c) to read as*
 16 *follows:*

17 *“(c) Subject to rebuttal by the person, it shall be pre-*
 18 *sumed that no condition or combination of conditions of*
 19 *release will reasonably assure the safety of any other person*
 20 *and the community if the judicial officer finds that there*
 21 *is probable cause to believe that the person—*

22 *“(1) has threatened, injured, intimidated, or at-*
 23 *tempted to threaten, injure, or intimidate a law en-*
 24 *forcement officer, an officer of the court, or a prospec-*

1 *tive witness or juror in any criminal investigation or*
 2 *judicial proceeding;*

3 *“(2) violated section 3 of the Act of July 8, 1932*
 4 *(sec. 22–4503, D.C. Official Code), section 4(a) of*
 5 *such Act (sec. 22–4504(a), D.C. Official Code), or sec-*
 6 *tion 4(a-1) of such Act (sec. 22–4504(a)(1), D.C. Offi-*
 7 *cial Code); or*

8 *“(3) violated the Firearm Control Regulations*
 9 *Act of 1975 (sec. 7–2508.01 et seq., D.C. Official*
 10 *Code) while on probation, parole, or supervised re-*
 11 *lease for committing a dangerous crime or a crime of*
 12 *violence (as such terms are defined in section 1331 of*
 13 *this title) and while armed with or having readily*
 14 *available a firearm, imitation firearm, or other dead-*
 15 *ly or dangerous weapon as described in section 2(a)*
 16 *of the Act of July 8, 1932 (sec. 22–4502(a), D.C. Offi-*
 17 *cial Code).”;*

18 *(C) in subsection (e)(1), by striking “is a*
 19 *crime of” and all that follows through “, or”;*
 20 *and*

21 *(D) by striking subsection (f)(3).*

22 *(2) REMOVAL OF MURDER OFFENSES FROM PRE-*
 23 *TRIAL RELEASE PROCEDURES.—Section 23–1325,*
 24 *District of Columbia Official Code, as amended by*
 25 *subsection (b), is amended by striking subsection (a)*

1 *and redesignating subsections (b) through (e) as sub-*
2 *sections (a) through (d), respectively.*

3 **SEC. 3. REQUIRING CASH BAIL FOR RELEASE OF INDIVID-**
4 **UALS CHARGED WITH PUBLIC SAFETY OR**
5 **ORDER OFFENSES.**

6 *(a) IN GENERAL.—Section 23–1321, District of Co-*
7 *lumbia Official Code, is amended—*

8 *(1) in subsection (a)—*

9 *(A) in paragraph (1), by striking “Re-*
10 *leased” and inserting “Except as provided under*
11 *paragraph (5), released”;*

12 *(B) in paragraph (3), by striking “; or”*
13 *and inserting a semicolon;*

14 *(C) in paragraph (4), by striking the period*
15 *at the end and inserting “; or”; and*

16 *(D) by adding at the end the following new*
17 *paragraph:*

18 *“(5) With respect to a person charged with a*
19 *public safety or order crime (as such term is defined*
20 *in section 1331 of this title), released only upon exe-*
21 *cution of a secured appearance bond (as such term is*
22 *defined in section 1331 of this title) and subject to*
23 *any requirement under subsections (b) and (c) of this*
24 *section as the judicial officer may order.”;*

1 (2) *in subsection (b), by striking “or upon execu-*
 2 *tion of an unsecured appearance bond in an amount*
 3 *specified by the court,” and inserting “upon execution*
 4 *of an unsecured appearance bond in an amount spec-*
 5 *ified by the court, or upon a secured appearance bond*
 6 *under subsection (a)(5),”; and*

7 (3) *by adding at the end the following new sub-*
 8 *section:*

9 “(f) *A person who is released upon the execution of*
 10 *an appearance bond with a surety, under subsection (a)(5),*
 11 *may be arrested by the surety, and if so arrested, shall be*
 12 *delivered promptly to a United States marshal and brought*
 13 *before a judicial officer in the District of Columbia. The*
 14 *judicial officer shall determine in accordance with the pro-*
 15 *visions of this section 23–1322 whether to revoke the release*
 16 *of the person, and may absolve the surety of responsibility*
 17 *to pay all or part of the bond in accordance with the provi-*
 18 *sions of Rule 46 of the Federal Rules of Criminal Procedure.*
 19 *The person so committed shall be held in official detention*
 20 *until released pursuant to this title or any other provision*
 21 *of law.”.*

22 (b) *DEFINITIONS.—*

23 (1) *PUBLIC SAFETY OR ORDER CRIME DE-*
 24 *FINED.—Section 23–1331, District of Columbia Offi-*

1 *cial Code, is amended by adding at the end the fol-*
2 *lowing new paragraph:*

3 “(7) *The term ‘public safety or order crime’*
4 *means failure to appear when ordered to do so by a*
5 *judicial officer; obstruction of justice; fleeing from a*
6 *law enforcement officer; rioting; inciting a riot; de-*
7 *struction of property; stalking; burglary or robbery*
8 *(other than burglary or robbery in the first degree or*
9 *with a dangerous weapon); or a previous conviction*
10 *of any such offense, or substantially similar offense,*
11 *under Federal, State, or local law.”.*

12 (2) *SECURED APPEARANCE BOND DEFINED.—*
13 *Section 23–1331, District of Columbia Official Code,*
14 *is further amended by adding at the end the following*
15 *new paragraph:*

16 “(8) *The term ‘secured appearance bond’ means*
17 *an agreement to forfeit upon failing to appear as re-*
18 *quired, the designated property, including money, as*
19 *is reasonably necessary to assure the appearance of*
20 *the person as required, and post with the court the in-*
21 *dicia of ownership of the property, or a percentage of*
22 *the money as the judicial officer may specify; or a*
23 *bail bond with solvent sureties in whatever amount is*
24 *reasonably necessary to assure the appearance of the*
25 *person as required.”.*

1 (c) *CONFORMING AMENDMENTS.*—Section 23–1321,
2 *District of Columbia Official Code*, is further amended—

3 (1) in subsection (a), by striking “with an of-
4 fense” and all that follows through “shall issue” and
5 inserting “with an offense, other than a crime of vio-
6 lence or dangerous crime (as such terms are defined
7 in section 1331 of this title), the judicial officer shall
8 issue”; and

9 (2) in subsection (c)—

10 (A) in paragraph (1)—

11 (i) by striking “shall” and inserting
12 “may”; and

13 (ii) in subparagraph (B), by striking
14 “Least restrictive further” and inserting
15 “Further”;

16 (B) by striking paragraph (3) and redesign-
17 ating paragraphs (4) and (5) as paragraphs
18 (3) and (4), respectively; and

19 (C) in paragraph (4), as so redesignated, by
20 striking “additional or different conditions” and
21 inserting “any additional or different condition
22 described under this subsection”.

23 **SEC. 4. APPLICABILITY.**

24 *This Act, and the amendments made by this Act, shall*
25 *apply with respect to an individual charged with an offense*

- 1 *in the District of Columbia on or after the date that is 30*
- 2 *days after the date of the enactment of this Act.*

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