

a material witness in a prosecution pending in the District of Columbia, or in a grand jury investigation, that witness may be taken into immediate custody to assure his attendance in the District of Columbia.

My superficial examination convinces me that Section 23-803 is effective. If it does not work, I would like to hear the United States Attorney explain why it does not work.

CONCLUSION

There is no doubt that the District of Columbia has a problem of adequate law enforcement, but I do not find the answer in the Committee's proposals.

It has been suggested that the police need some definite guidelines as to what they can and cannot do regarding detentions and arrest. I think the guidelines already exist. For many years our United States Court of Appeals has been telling the police when and how they may make arrests. There is no reason to conclude that the judges will terminate this process of judicial evolution, regardless of any statute which may be enacted. Perhaps everyone—even the police—will profit by following the inevitable process of judicial evolution.

Respectfully submitted,

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