

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-370

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 5, 2006

Codification
District of
Columbia
Official Code

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2006 Summer
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Publisher

To amend, on an emergency basis, the AccessRx Act of 2004 to make technical changes to conform the District's law to the Maine law to withstand constitutional and other legal challenges by clarifying that the law applies to individuals who reside or are employed in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "AccessRx Act Clarification Emergency Amendment Act of 2006".

Sec. 2. The AccessRx Act of 2004, effective May 18, 2004 (D.C. Law 15-164; D.C. Official Code § 48-831.01 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 48-831.02) is amended as follows:

(1) Paragraph (4)(A)(iii) is amended by striking the phrase "for its employees or members" and inserting the phrase "for its employees or members who are employed or reside in the District of Columbia" in its place.

(2) Paragraph (16) is amended by striking the phrase "to covered individuals" and inserting the phrase "to covered individuals for dispensation within the District of Columbia" in its place.

(b) Section 201 (D.C. Official Code § 48-832.01) is amended as follows:

(1) Subsection (b)(1) is amended as follows:

(A) Subparagraph (A) is amended by striking the phrase "aims;" and inserting the phrase "aims; and" in its place.

(B) Subparagraph (B) is repealed.

(2) Subsection (d) is amended as follows:

(A) Paragraph (1) is repealed.

(B) Paragraph (2) is amended to read as follows:

"(2) If the substitute drug costs more than the prescribed drug, the pharmacy benefits manager shall disclose to the covered entity the cost of both drugs and any benefit or payment directly or indirectly accruing to the pharmacy benefits manager as a result of the substitution."

Note,
§ 48-831.02Note,
§ 48-832.01

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(c) Section 202 (D.C. Official Code § 48-832.02) is amended by striking the phrase “and a covered entity” and inserting the phrase “and a covered entity entered into in the District of Columbia or by a covered entity in the District of Columbia” in its place.

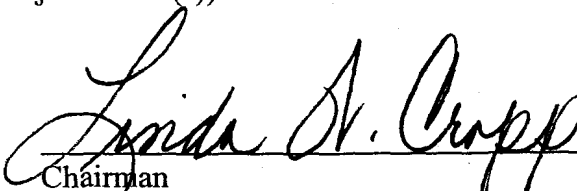
Note,
§ 48-832.02

Sec. 3. Fiscal impact statement.


The Council adopts the fiscal impact statement in the committee report for the AccessRx Act of 2004, effective May 18, 2004 (D.C. Law 15-164; D.C. Official Code § 48-831.01 *et seq.*), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. 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), and shall remain in effect no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
May 5, 2006

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-371

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 5, 2006

To order, on an emergency basis, the legal closing of portions of Half Street, S.E., O Street, S.E., P Street, S.E., and Potomac Avenue, S.E., and all public alleys in Squares 702, 703, 704, 705, and 706, and in U.S. Reservation 247, bounded on the south by Potomac Avenue, S.E., on the west by South Capitol Street, S.E., on the north by N Street, S.E., and on the east by 1st Street, S.E., in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of Public Streets and Alleys in Squares 702, 703, 704, 705, and 706, and in U.S. Reservation 247, S.O. 05-6318, Emergency Act of 2006".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that portions of Half Street, S.E., O Street, S.E., P Street, S.E., Potomac Avenue, S.E., and all public alleys in Squares 702, 703, 704, 705, and 706, and in United States Reservation 247, as shown on the Surveyor's plat filed under S.O. 05-6318, are unnecessary for street and alley purposes and orders them closed, with title to the land to vest as shown on the Surveyor's plat. The closure of these public streets and alleys is contingent upon the satisfaction of all the conditions by District agencies and affected public utilities set forth in the official file of S.O. 05-6318 and the filing, in the Recorder of Deeds Division of the Office of Tax and Revenue, of a covenant, as recommended by the National Capital Planning Commission, which requires that the closed portions of Half Street, S.E., O Street, S.E., P Street, S.E., and Potomac Avenue, S.E., be re-established in their original locations and with full rights-of-way when the closed streets and abutting property are no longer used for ballpark purposes.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement for the Closing of Public Streets and Alleys in Squares 702, 703, 704, 705 and 706, and in U.S. Reservation 247, S.O. 05-6318, Act of 2006, passed on 2nd reading on May 2, 2006 (Enrolled version of Bill 16-628), as the fiscal

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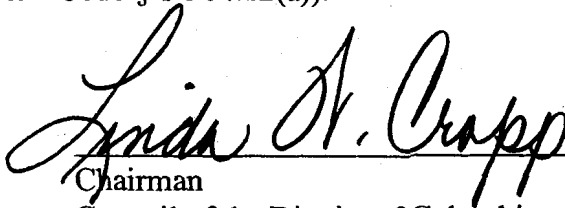
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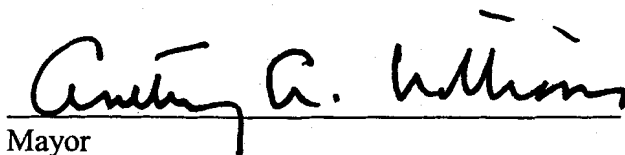
impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. The Secretary to the Council shall transmit a copy of this act, upon its effective date, to the Office of the Mayor, the Office of the Surveyor of the District of Columbia, the District of Columbia Sports and Entertainment Commission, the Anacostia Waterfront Corporation, and the District of Columbia Recorder of Deeds.

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), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
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