

AN ACT

D.C. ACT 15-536

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

To amend, on an emergency basis, due to Congressional review, section 12(e) of Article 29 of the Harbor and Boating Safety Regulations of the Police Regulations of the District of Columbia to require children under 13 years of age to wear personal flotation devices while on recreational vessels.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Juvenile Flotation Device Requirement Congressional Review Emergency Amendment Act of 2004".

Sec. 2. Section 12(e) of Article 29, Harbor and Boating Safety Regulations of the Police Regulations, effective July 12, 1979 (D.C. Law 3-25; 19 DCMR §§ 1026.7 and 1026.8), is amended by adding a new paragraph (1A) to read as follows:

"(1A) No person may operate a recreational vessel underway with any child under 13 years old aboard unless each such child is below decks, in an enclosed cabin, or wearing a Coast Guard approved personal flotation device of the proper size."

Sec. 3. Applicability.

This act shall apply as of September 21, 2004.

Sec. 4. Fiscal impact statement.

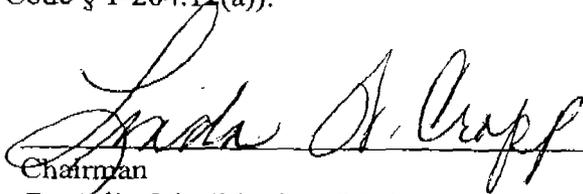
The Council adopts the fiscal impact statement in the committee report of the Juvenile Flotation Device Requirement Amendment Act of 2004, signed by the Mayor on August 2, 2004 (D.C. Act 15-490), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

OCT 29 2004

ENROLLED ORIGINAL

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
APPROVED
October 12, 2004

COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR
FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency (X) Temporary () Permanent ()	Date Reported: May 27, 2004
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Subject/Short Title: Juvenile Flotation Device Requirement Emergency Amendment Act of 2004

Part I. Summary of the Fiscal Estimates of the Bill	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(X)
a) It will affect local expenditures.	()	(X)
b) It will affect federal expenditures.	()	(X)
c) It will affect private/other expenditures.	()	(X)
d) It will affect intra-District expenditures.	()	(X)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	()	(X)
a) It will impact local revenue.	()	(X)
b) It will impact federal revenue.	()	(X)
c) It will impact private/other revenue.	()	(X)
d) It will impact intra-District revenue.	()	(X)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).		
Explanation: According to OCFO, funds are sufficient in the FY 2004 through FY 2007 Budget and financial plan because implementing the proposed Legislation will not require additional staff or resources. MPD risks losing \$528,700 in federal funding if proposed legislation is not implemented.		

Part II. Other Impact of the Bill	YES	NO
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
1. It will affect an agency and/or agencies in the District. Metropolitan Police Department	(X)	()
2. Are there performance measures/output for this bill?	()	(X)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted? Risks losing federal funds	(X)	()
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	()	(X)

Sources of information: OCFO's Fiscal Impact Statement (11/3/2003)	Councilmember: Kathy Patterson
	Staff Person & Tel: Renee McPhatter at 724-7808
	Council Budget Director's Signature: <i>[Signature]</i>

5/27/04