

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-528

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend the District of Columbia Traffic Act, 1925, to establish the crime of fleeing from a law enforcement officer in a motor vehicle, and to establish penalties for the commission of the crime.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fleeing Law Enforcement Prohibition Amendment Act of 2004".

Sec. 2. The District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1119; D.C. Official Code § 50-2201.01 *et seq.*), is amended as follows:

(a) Section 6(f) (D.C. Official Code § 50-2201.03(f)) is amended as follows:

Amend  
§ 50-2201.03

(1) Strike the word "provided" and insert the phrase "otherwise provided in this act or" in its place.

(2) Strike the phrase "upon information" and insert the phrase "upon information or indictment" in its place.

(b) A new section 10b is added to read as follows:

"Sec. 10b. Fleeing from a law enforcement officer in a motor vehicle.

"(a) For the purposes of this section, the term:

"(1) "Law enforcement officer" means a sworn member of the Metropolitan Police Department or a sworn member of any other police force operating in the District of Columbia.

"(2) "Signal" means a communication made by hand, voice, or the use of emergency lights, sirens, or other visual or aural devices.

"(b)(1) An operator of a motor vehicle who knowingly fails or refuses to bring the motor vehicle to an immediate stop, or who flees or attempts to elude a law enforcement officer, following a law enforcement officer's signal to bring the motor vehicle to a stop, shall be fined not more than \$1,000, or imprisoned for not more than 180 days, or both.

"(2) An operator of a motor vehicle who violates paragraph (1) of this subsection and while doing so drives the motor vehicle in a manner that would constitute reckless driving under section 9(b), or causes property damage or bodily injury, shall be fined not more than

## ENROLLED ORIGINAL

\$5,000, or imprisoned for not more than 5 years, or both.

“(c) It is an affirmative defense under this section if the defendant can show, by a preponderance of the evidence, that the failure to stop immediately was based upon a reasonable belief that the defendant’s personal safety is at risk. In determining whether the defendant has met this burden, the court may consider the following factors:

“(1) The time and location of the event;

“(2) Whether the law enforcement officer was in a vehicle clearly identifiable by its markings, or if unmarked, was occupied by a law enforcement officer in uniform or displaying a badge or other sign of authority;

“(3) The defendant’s conduct while being followed by the law enforcement officer;

“(4) Whether the defendant stopped at the first available reasonably lighted or populated area; and

“(5) Any other factor the court considers relevant.

“(d)(1) The Mayor or his designee, pursuant to section 13, may suspend the operating permit of a person convicted under subsection (b)(1) of this section for a period of not more than 180 days and may suspend the operating permit of a person convicted under subsection (b)(2) of this section for a period of not more than 1 year.

“(2) A suspension of an operator’s permit under paragraph (1) of this subsection for a person who has been sentenced to a term of imprisonment for a violation of subsection (b)(1) or (2) of this section shall begin following the person’s release from incarceration.

“(e) Prosecution for violations under this section shall be conducted in the name of the District of Columbia by the Attorney General for the District of Columbia, or his or her assistants, in the Superior Court of the District of Columbia.”.

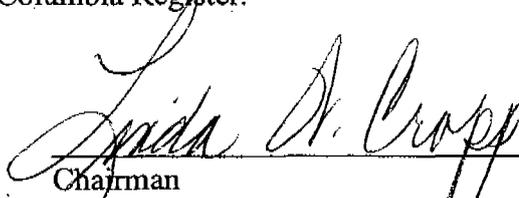
### Sec. 3. Fiscal impact statement.

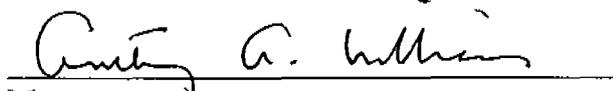
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

### Sec. 4. Effective date.

This act shall take place following approval by the Mayor (or in the event of a veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional Review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
October 4, 2004

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

To amend section 25-1002 of the District of Columbia Official Code to clarify and revise the criminal and civil penalties to be imposed upon persons under the age of 21 who purchase, attempt to purchase, possess, or drink an alcoholic beverage, persons who make false representations or possess or present fraudulent identification for the purchase, possession, or drinking of an alcoholic beverage, and persons who present fraudulent identification for the purpose of entering certain establishments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Alcoholic Beverage Penalty Act of 2004".

Sec. 2. Section 25-1002 of the District of Columbia Official Code is amended as follows:

Amend  
§ 25-1002

(a) Subsection (c) is amended to read as follows:

"(c)(1) Except as provided in paragraph (4)(D) of this subsection, any person who violates any provision of this section shall be guilty of a misdemeanor and, upon conviction, shall be subject to a fine and suspension of driving privileges as follows:

“(A) Upon the first violation, a fine of not more than \$300 and suspension of driving privileges in the District for 90 consecutive days;

“(B) Upon the second violation, a fine of not more than \$600 and suspension of driving privileges in the District for 180 days; and

“(C) Upon the third and each subsequent violation, a fine of not more than \$1,000 and suspension of driving privileges in the District for one year.

“(2) In lieu of proceeding to trial or disposition under paragraph (1) of this subsection, the Mayor shall offer persons who are arrested, or criminally charged by information, for a first or second violation of this section, the option of completing a diversion program authorized and approved by the Mayor. The Mayor shall determine the content of the diversion program, which may include community service and alcohol awareness and

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education. If the person rejects enrollment in, or fails to comply with the requirements of, or fails to complete within 6 months, the diversion program, he or she may continue to be prosecuted in accordance with paragraph (1) of this section. The Mayor, may, at his discretion, decline to offer diversion to any person who has previously been convicted of, any felony, misdemeanor, or other criminal offense.

“(3) As a condition to acceptance into a diversion program, the Mayor may request that the person agree to pay the District, or its agents, a reasonable fee, as established by rule, for the costs to the District of the person's participation in the program; provided, that:

“(A) The fee shall not unreasonably discourage persons from entering the diversion program; and

“(B) The Mayor may reduce or waive the fee if the Mayor finds that the person is indigent.

“(4)(A) Upon the expiration of 6 months following the date of a conviction or a dismissal of a proceeding, or upon the expiration of 6 months following the date of arrest if no information was filed, any person who was arrested for, or criminally charged by information with, any offense under this section may petition the court for an order expunging from the official records all records relating to the arrest, information, trial, conviction, or dismissal of the person; provided, that a nonpublic record shall be retained by the court and the Mayor solely for the purposes of conducting a criminal record check for persons applying for a position as a law enforcement officer or determining whether a person has previously received an expungement under this subsection.

“(B) The court shall grant the petition described in subparagraph (A) of this paragraph if the petitioner has no pending charges for and has not been convicted of, any other felony, misdemeanor, or other criminal offense and if any fine imposed as a result of a conviction under this section has been paid; provided, that the court may grant the petition described in subparagraph (A) of this paragraph if, other than a conviction for a misdemeanor under this section, the petitioner has no pending charges for, and has not been convicted of, any felony, misdemeanor, or other criminal offense.

“(C) Except as provided by this subsection, the effect of an expungement order shall be to lawfully restore the person receiving the expungement to the status he or she occupied before the arrest or information described in subparagraph (A) of this paragraph. No person for whom an expungement order permitted by this subsection has been entered may be held thereafter, under any provision of law, to be guilty of perjury or otherwise giving a false statement by failing to recite or acknowledge such arrest, information, trial, conviction, or dismissal for which the order permitted by paragraph (4) of this subsection has been entered. The expungement of such records shall not relieve the person of the obligation to disclose such arrest, information, trial, conviction, or dismissal in response to a direct questionnaire or application for a position as a law enforcement officer.

“(D) No person under the age of 21 shall be criminally charged with the offense of possession or drinking an alcoholic beverage under this section, but shall be subject

## ENROLLED ORIGINAL

to civil penalties under subsection (e) of this section.

"(6) Failure to pay the fines set forth in paragraph (1) of this subsection shall result in imprisonment for a period not exceeding 30 days.

"(7) The Metropolitan Police Department may enforce provisions of this section by issuing to a person alleged to have violated this section a citation under § 23-1110(b)(1). The person shall not be eligible to forfeit collateral."

(b) Subsection (d) is repealed.

(c) Subsection (e) is amended to read as follows:

"(e)(1) In lieu of criminal prosecution as provided in subsection (c) of this section, a person who violates any provision of this section shall be subject to the following civil penalties:

"(A) Upon the first violation, a fine of not more than \$300 and the suspension of driving privileges in the District for 90 consecutive days;

"(B) Upon the second violation, a fine of not more than \$600 and the suspension of driving privileges in the District for 180 days; and

"(C) Upon the third or subsequent violation, a fine of not more than \$1,000 and the suspension of driving privileges in the District for one year.

"(2) ABRA inspectors or officers of the Metropolitan Police Department may enforce the provisions of this subsection by issuing a notice of civil infraction for a violation of subsections (a) and (b) of this section in accordance with Chapter 18 of Title 2. A violation of this subsection shall be adjudicated under Chapter 18 of Title 2.

"(3)(A) In lieu of or in addition to the civil penalties provided under paragraph (1) of this subsection, as a civil penalty, the Mayor may require any person who violates any provision of this section to complete a diversion program authorized and approved by the Mayor. The Mayor shall determine the content of the diversion program, which may include community service, and alcohol awareness and education.

"(B) As a condition to acceptance into a diversion program, the Mayor may request that the person agree to pay the District, or its agents, a reasonable fee, as established by rule, for the costs to the District of the person's participation in the program; provided, that:

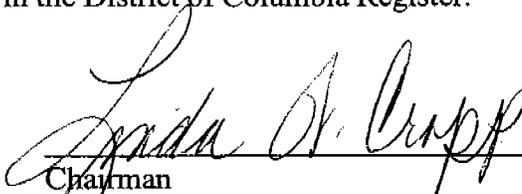
"(i) The fee shall not unreasonably discourage persons from entering the diversion program; and

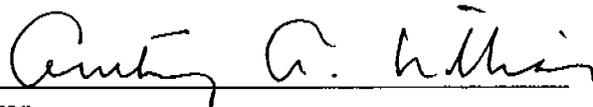
"(ii) The Mayor may reduce or waive the fee if the Mayor finds that the person is indigent."

Sec. 3. The Council adopts the attached fiscal impact statement 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)).

ENROLLED ORIGINAL

Sec. 4. 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

  
\_\_\_\_\_  
Chairman  
Council of the District of Columbia

  
\_\_\_\_\_  
Mayor  
District of Columbia  
APPROVED  
October 4, 2004

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

Bill Number:	Type: Emergency ( ) Temporary ( ) Permanent (X)	Date Reported: July 6, 2004
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Subject/Short Title: "Alcoholic Beverage Penalty 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).		
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).		
a) It will impact local revenue.	( )	(x)
b) It will impact federal revenue.	( )	(x)
c) It will impact private/other revenue. See below	( )	(x)
d) It will impact intra-District revenue.	( )	(x)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	(x)	(x)
Explanation:		
The proposed legislation does not have any fiscal impact on the District's General Fund. The proposed legislation will not require additional staff or resources.		

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District. It will affect ABRA and OCC.	(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?	( )	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	(x)

Sources of information:	Councilmember: Sharon Ambrose, Chair, Committee on Consumer and Regulatory Affairs
Council staff	Staff Person & Tel: Xavier Beltran 724-8072
	Council Budget Director's Signature: <i>[Signature]</i>

*7/6/04*

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To amend, on a temporary basis, Chapter 31A of Title 12A of the District of Columbia Municipal Regulations to establish appropriate graphics for the Gallery Place Project; and the Construction Codes Approval and Amendments Act of 1986 to make a conforming amendment regarding the approval of proposed rules.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Gallery Place Project Graphics Temporary Amendment Act of 2004".

Sec. 2. Chapter 31A of Title 12A of the District of Columbia Municipal Regulations (31A DCMR § 3105 *et seq.*), is amended by adding a new subsection 3107.18 to read as follows:

DCMR

"3107.18 Rules for Gallery Place Project Graphics: The code official is authorized to issue a permit for Gallery Place Project Graphics, as defined in subsection 3107.18.1. Gallery Place Project Graphics shall be subject to the rules of this subsection and not to the rules in this chapter pertaining to billboards, poster panels, wall signs, Special Signs, and other specific types of signs, except those specific types of signs indicated below. Gallery Place Project Graphics shall not be subject to subsection 3107.10 or other similar provisions of this chapter that limit the maximum size or height of signs, other than the limitations stated or incorporated into this section. All other provisions of this chapter shall apply, including, but not limited to, subsections 3107.3.4 (permits for electrical signs), 3107.7.1 (projecting signs), 3107.7.2 (roof signs), 3107.7.3 (signs supported by projecting construction), 3107.7.4 (signs on awnings or similar projections), 3107.7.8 (signs on public space), 3107.11 (structural and materials requirements), 3107.13 (dangerous signs), and 3107.14 (obstructive signs).

"3107.18.1 Definitions: As used in this subsection, the following definitions apply:

"Gallery Place Project: (a) The project described in D.C. Official Code § 47-2005(30)(B), except that the lots comprising the project have been combined and are now known as Lot 50 in Square 454; (b) the private alley located between the project and the property known as the MCI Center, Square 455, Lot 47; and (c) the northern facade of the MCI

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Center.

“Gallery Place Project Graphics: The outdoor graphics and visuals for the Gallery Place Project, including, but not limited to, banners, digital screens, digital video monitors, theater marquees, fixed and animated signs for commercial establishments located within the project, projectors for projecting static and moving images onto the Gallery Place Project, interactive kiosks, and images projected onto the façade of the Gallery Place Project.

“3107.18.2 Additional Requirements and Restrictions: In addition to all other applicable provisions of this chapter not exempted by this subsection 3107.18, Gallery Place Project Graphics and those graphics and visuals located in the public space immediately adjacent to the Gallery Place Project shall be designed, located, erected, hung, placed, posted, painted, displayed, and maintained in compliance with the specifications, drawings, limitations, and requirements set forth in Illustrations 1 through 6, which are incorporated by reference into this section and made an appendix to this chapter (the “Illustrations”).

“3107.18.2.1 Flexibility on Character of Advertisement: Notwithstanding subsection 3107.6, Gallery Place Project Graphics located in those areas identified in the Illustrations as the “Corner Heroic Sign Area” or the “Additional Signage Area” may advertise businesses not located on the premises, including the goods and services sold at such business, provided that the businesses so advertised are located within the Gallery Place Project.

“3107.18.2.2 Displays of Video, Flashing, or Animation: Only that portion of a graphic or visual which is permitted by subsection 3107.6.1 to advertise products or commodities may display video, flashing, or animation.

“3107.18.2.3 Intensity or brilliance of signs: No Gallery Place Project Graphic shall have such intensity or brilliance as to cause glare or impair the vision of any driver, otherwise interfere with the driver's operation of a motor vehicle, or adversely impact an owner's enjoyment of residential property located within the Gallery Place Project.

“3107.18.2.4 Projection at certain locations: Notwithstanding subsection 3107.7.1.1, the following specific rules apply to projecting Gallery Place Project Graphics:

“3107.18.2.4.1 No Gallery Place Project Graphic located in any area shown as cross-hatched in the Illustrations shall project more than 12 inches (304 mm) beyond the facade of the structure.

“3107.18.2.4.2 Gallery Place Project Graphics located in the “Storefront Signage Areas” depicted on the Illustrations may project no more than 48 inches (1219.20 mm) beyond the building line or building restriction line, on the street frontage of a building.

“3107.18.2.5 Revolving Signs: Notwithstanding subsection 3107.7.11, revolving signs shall be permitted in the private alley located between the project and the property known as the MCI Center, Square 455, Lot 47, subject to the conditions of subsections 3107.7.11.1 through 3107.7.11.7.

“3107.18.3 Gallery Place Project Graphics Permit: No Gallery Place Project Graphics may be erected, hung, placed, posted, painted, displayed, or maintained without the owner of

## ENROLLED ORIGINAL

such Gallery Place Project Graphic first obtaining a Gallery Place Project Graphics Permit from the Department in accordance with subsection 3107.18.4. A Gallery Place Project Graphics Permit authorizes the location, size, and design of the graphic or visual.

“3107.18.4 Gallery Place Project Graphics Permit Application: An application for a Gallery Place Project Graphics Permit shall be submitted by the owner to the Director of the Department, or his or her designee, on a form provided by the Department, and shall include the following:

“(1) Identification of: (a) the applicant; (b) the proposed location of the Gallery Place Project Graphics by the street address of the building or premises and the face direction of the wall or surface (e.g., northern-facing); (c) the proposed linear dimensions of the Gallery Place Project Graphics; and (d) such other information as the Director may require.

“(2) An affidavit signed by the applicant or his or her duly authorized representative, certifying that the applicant is in compliance with subchapter II of Chapter 28 of Title 47 of the District of Columbia Official Code.

“(3) A permit fee in the amount of one dollar (\$1.00) per square foot of the Gallery Place Project Graphics. The permit fee may be paid by check made payable to the order of the "D.C. Treasurer." The permit fee may be refunded to the applicant if the permit is not issued, in accordance with the provisions of Chapter 1 for the refund of unused permit fees.

“3107.18.5 Permit Applications Referrals: The Director of the Department, or his or her designee, shall refer all permit applications to the District Department of Transportation and the Office of Planning. The agencies shall have 60 (sixty) days from the referral date to submit a written report to the Director of the Department, except that the Director may allow for an extension of this period of up to thirty (30) days for good cause.

“3107.18.6 Effect of Adverse Report: No permit shall be granted if, within the time period provided in subsection 3107.18.5:

“(1) The Director of the Department of Transportation reports in writing that the location, size, or height above grade of the visual or graphic is objectionable with regard to vehicular traffic safety; or

“(2) The Director of the Office of Planning reports in writing that the proposed graphic or visual:

“(a) Does not comply with the specifications, drawings, limitations and requirements of the MOA; or

“(b) Would adversely impact the character and integrity of the Gallery Place Project.

“3107.18.7 Review, Approval, and Denial of Permit Applications: The Director of the Department, or his or her designee, shall review and approve or deny a Gallery Place Project Graphics Permit application within twenty (20) days of after the expiration of the time period provided in subsection 3107.18.5. Gallery Place Project Graphics Permits shall be issued in the

## ENROLLED ORIGINAL

name of the applicant and shall pertain solely to the Gallery Place Project Graphics location identified on the permit.

"3107.18.7.1 Denial of Application: If the Director denies a Gallery Place Project Graphics Permit, the denial shall be in writing to the applicant and shall state the statutory or regulatory basis for the denial. The applicant shall have ten (10) business days from receipt of the denial to correct any defect in the application.

"3107.18.8 Applicability of Other Laws and Regulations Unaffected: Other than the exempted provisions of this chapter, the Gallery Place Project shall continue to be subject to all applicable rules and regulations, including, but not limited to, Chapter 24 of Title 10 (CHINATOWN DESIGN REVIEW PROCEDURES).

"3107.18.9 Enforcement of Regulations and Removal of Gallery Place Project Graphics: Any unauthorized Gallery Place Project Graphic (including Gallery Place Project Graphics without a permit) shall be taken down or removed within ten (10) days after receipt of written notification of violation from the Department. Following the expiration of this time period, the code official is authorized, through personnel of the Department or the Metropolitan Police Department, to remove or take down the unauthorized Gallery Place Project Graphic and to impose civil fines of no more than three dollars (\$3) per square foot of sign, per day, that the unauthorized Gallery Place Project Graphic fails to be taken down or removed. Both the owner of the premises upon which the Gallery Place Project Graphic is displayed and the permit holder are responsible for taking down or removing the graphic or visual upon notification by the Department to do so, and both may be held responsible for any penalties or fines imposed for the violation. Additional enforcement measures may be taken pursuant to, and consistent with, the provisions of section 113, "Violations and Infractions."

"3107.18.10 Maintenance and repair: Whenever the code official finds that any Gallery Place Project Graphic is not maintained in good repair and has not deteriorated more than 50 percent of its replacement value, the code official shall notify the owner thereof and order him to repair the Gallery Place Project Graphic within a specified time, but not less than 10 calendar days. If the code official finds that the Gallery Place Project Graphic has deteriorated more than 50 percent of its replacement value, or is not repaired within the time specified in the repair notice, the code official shall notify the owner of the Gallery Place Project Graphic and the owner of the real property on which said Gallery Place Project Graphic is located to remove the Gallery Place Project Graphic from the property within a specified time. Failure to comply shall subject said owners, upon conviction or adjudication, to the fines provided for in section 4 of AN ACT to regulate the erection, hanging, placing, painting, display, and maintenance of outdoor signs and other forms of exterior advertising within the District of Columbia, approved March 31, 1931 (46 Stat. 1486; D.C. Official Code § 1-303.23), or to civil fines, penalties, and fees pursuant to Titles I through III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.01 *et seq.*). The code official may extend the time periods stated in this subsection upon

## ENROLLED ORIGINAL

the owner's written showing of good cause.

"3107.18.11 Rulemaking Authority: Notwithstanding section 10 of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1409), the Director may amend the provisions of this subsection and the specifications, drawings, limitations, and requirements of the Illustrations by rulemaking pursuant to section 6 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505), without submission of the proposed rules to the Council for its prior review and approval."

Sec. 3. Section 10 of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1409), is amended by adding a new subsection (a-1) to read as follows:

Note,  
§ 6-1409

"(a-1) Notwithstanding the provisions of subsection (a) of this subsection, the Mayor may amend the provisions of subsection 3107.18 of Title 12A of the District of Columbia Municipal Regulations (31A DCMR § 3107.18), including the specifications, drawings, limitations, and requirements of the Illustrations, as defined in subsection 3107.18.11 of Title 12A of the District of Columbia Municipal Regulations (31A DCMR § 3107.18.11), by rulemaking pursuant to section 6 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505), without submission of the proposed rules to the Council for its prior review and approval."

Sec. 4. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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. 5. Effective date.

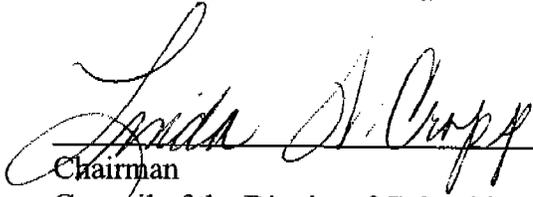
(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

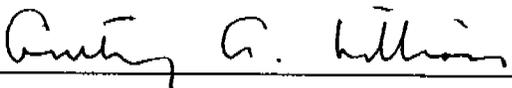
OCT 15 2004

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

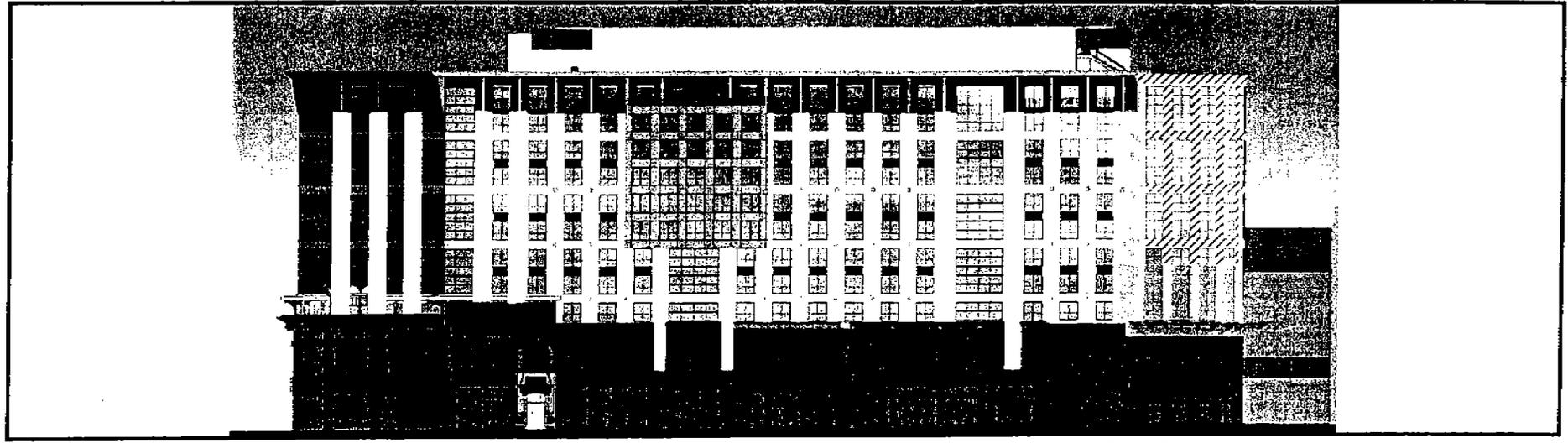
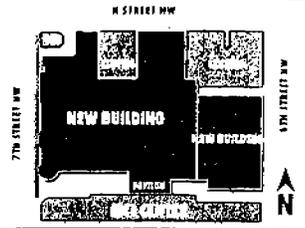
(b) This act shall expire after 225 days of its having taken effect.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
October 4, 2004

# ILLUSTRATION 1

## Gallery Place 7th Street Elevation



 **Heroic Graphic Area**

Area for most innovative and largest signs.

1. This area allows unlimited square footage for signage.  
  
This area is the only area that allows for digital video monitors, digital screens and theater marquees. With the exception of the heroic graphic areas in Illustration 1 and Illustration 2, signs shall not completely obscure and shall be compatible with the buildings structural frame, spandrels, and architectural elements (see Illustration 5).

 **Additional Signage Area**

Allows for larger scale signage than in storefront areas, but placement corresponds to the architecture of the facade.

1. Additional Signage Areas that overlap into the Storefront Signage Area shall not obscure the building's structural frame, spandrels and architectural elements (see illus. 5).

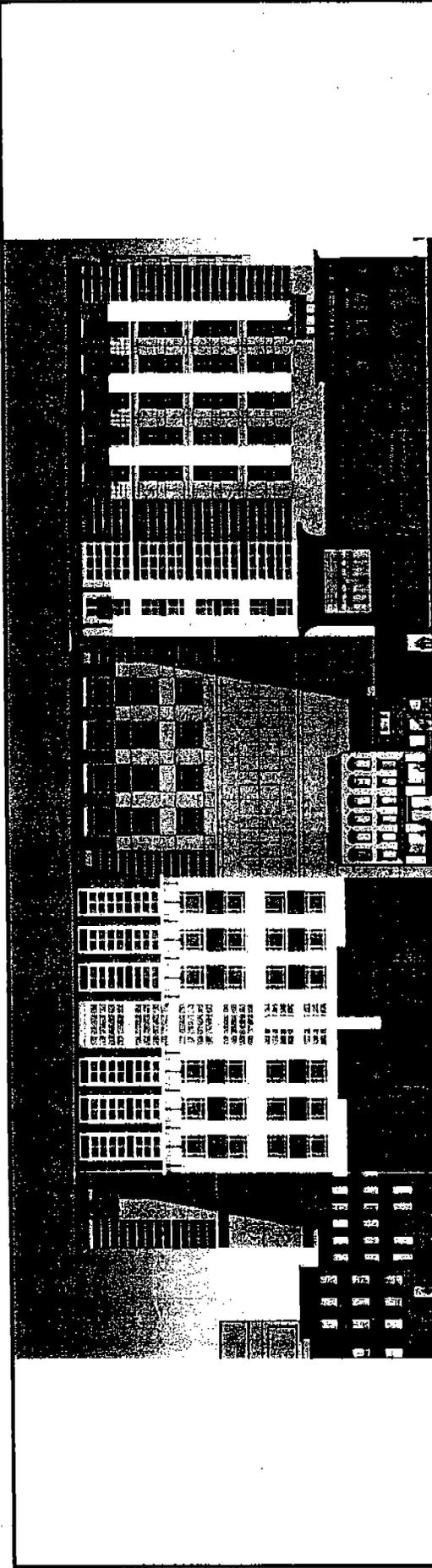
 **Storefront Signage Area**

Innovative signage consistent with the scale and character of storefront architecture.

1. This area allows unlimited square footage for signage, but no more than 20% of windows can be covered with signs; parts of signs that cover windows must be 50% void.
2. Individual elements of storefront signs are limited in thickness to 8"; however, original art and figural elements may project up to 48".
3. Signs must not completely obscure the building's structural frame, spandrels and architectural elements (see illus. 5) and be consistent with objectives shown in illustration 6 in terms of placement.

ILLUSTRATION 2

Gallery Place H Street Elevation



Heroic Graphic Area

Area for most innovative and largest signs.

1. This area allows unlimited square footage for signage.  
This area is the only area that allows for digital video monitors, digital screens and theater marquees. With the exception of the heroic graphic areas in Illustration 1 and Illustration 2, signs shall not completely obscure and shall be compatible with the buildings structural frame, spandrels, and architectural elements (see Illustration 5)

Additional Signage Area

Allows for larger scale signage than in storefront areas, but placement corresponds to the architecture of the facade.

1. Additional Signage Areas that overlap into the Storefront Signage Area shall not obscure the building's structural frame, spandrels and architectural elements (see illus. 5).

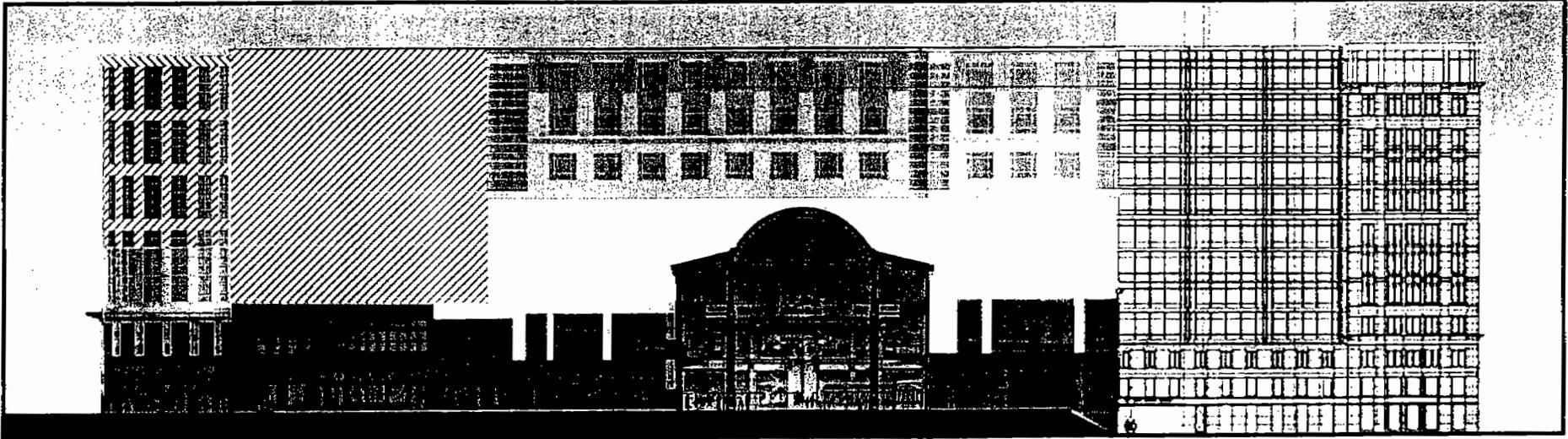
Storefront Signage Area

Innovative signage consistent with the scale and character of storefront architecture.

1. This area allows unlimited square footage for signage, but no more than 20% of windows can be covered with signs; parts of signs that cover windows must be 50% void.
2. Individual elements of storefront signs are limited in thickness to 8", however, original art and figural elements may project up to 48".
3. Signs must not completely obscure the building's structural frame, spandrels and architectural elements (see illus. 5) and be consistent with objectives shown in illustration 6 in terms of placement.

# ILLUSTRATION 3

## Gallery Place G Street Alley Elevation



 **Heroic Graphic Area**

Area for most innovative and largest signs.

1. This area allows unlimited square footage for signage.  
  
This area is the only area that allows for digital video monitors, digital screens and theater marquees. With the exception of the heroic graphic areas in Illustration 1 and Illustration 2, signs shall not completely obscure and shall be compatible with the buildings structural frame, spandrels, and architectural elements (see Illustration 5)

 **Additional Signage Area**

Allows for larger scale signage than in storefront areas, but placement corresponds to the architecture of the facade.

1. Additional Signage Areas that overlap into the Storefront Signage Area shall not obscure the building's structural frame, spandrels, and architectural elements (see Illustration 5).

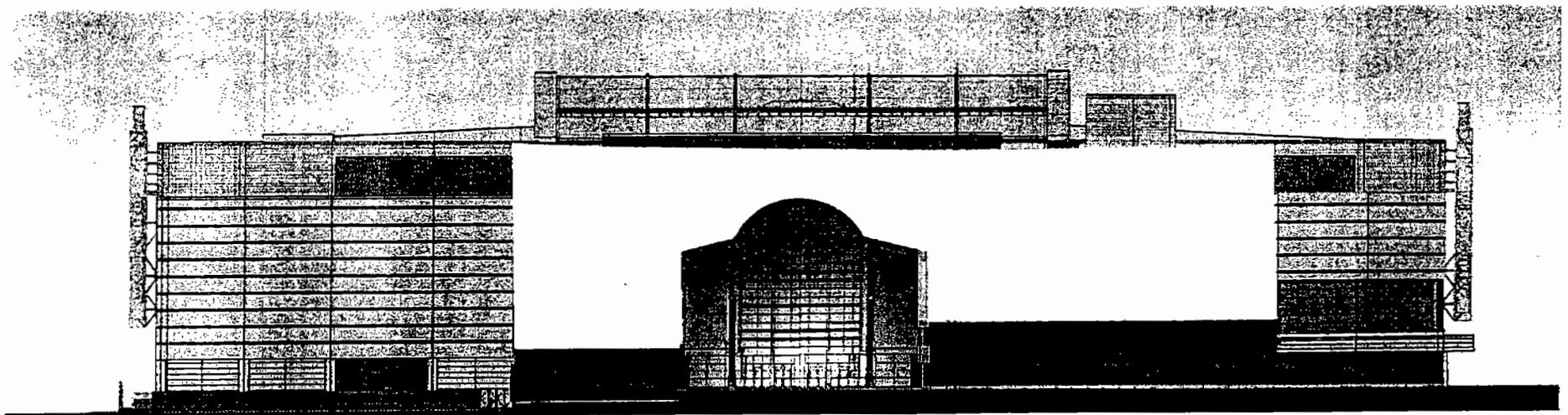
 **Storefront Signage Area**

Innovative signage consistent with the scale and character of storefront architecture.

1. This area allows unlimited square footage for signage, but no more than 20% of windows can be covered with signs; parts of signs that cover windows must be 50% void.
2. Individual elements of storefront signs are limited in thickness to 8"; however, original art and figural elements may project up to 48".
3. Signs must not completely obscure the building's structural frame, spandrels and architectural elements (see illus. 5) and be consistent with objectives shown in illustration 6 in terms of placement.

# ILLUSTRATION 4

## MCI Center - G Street Alley Elevation



 Heroic Graphic Area

Area for most innovative and largest signs.

1. This area allows unlimited square footage for signage.

This area is the only area that allows for digital video monitors, digital screens and theater marquees. With the exception of the heroic graphic areas in Illustration 1 and Illustration 2, signs shall not completely obscure and shall be compatible with the buildings structural frame, spandrels, and architectural elements (see Illustration 5)

 Additional Signage Area

Allows for larger scale signage than in storefront areas, but placement corresponds to the architecture of the facade.

1. Additional Signage Areas that overlap into the Storefront Signage Area shall not obscure the building's structural frame, spandrels, and architectural elements (see Illustration 5).

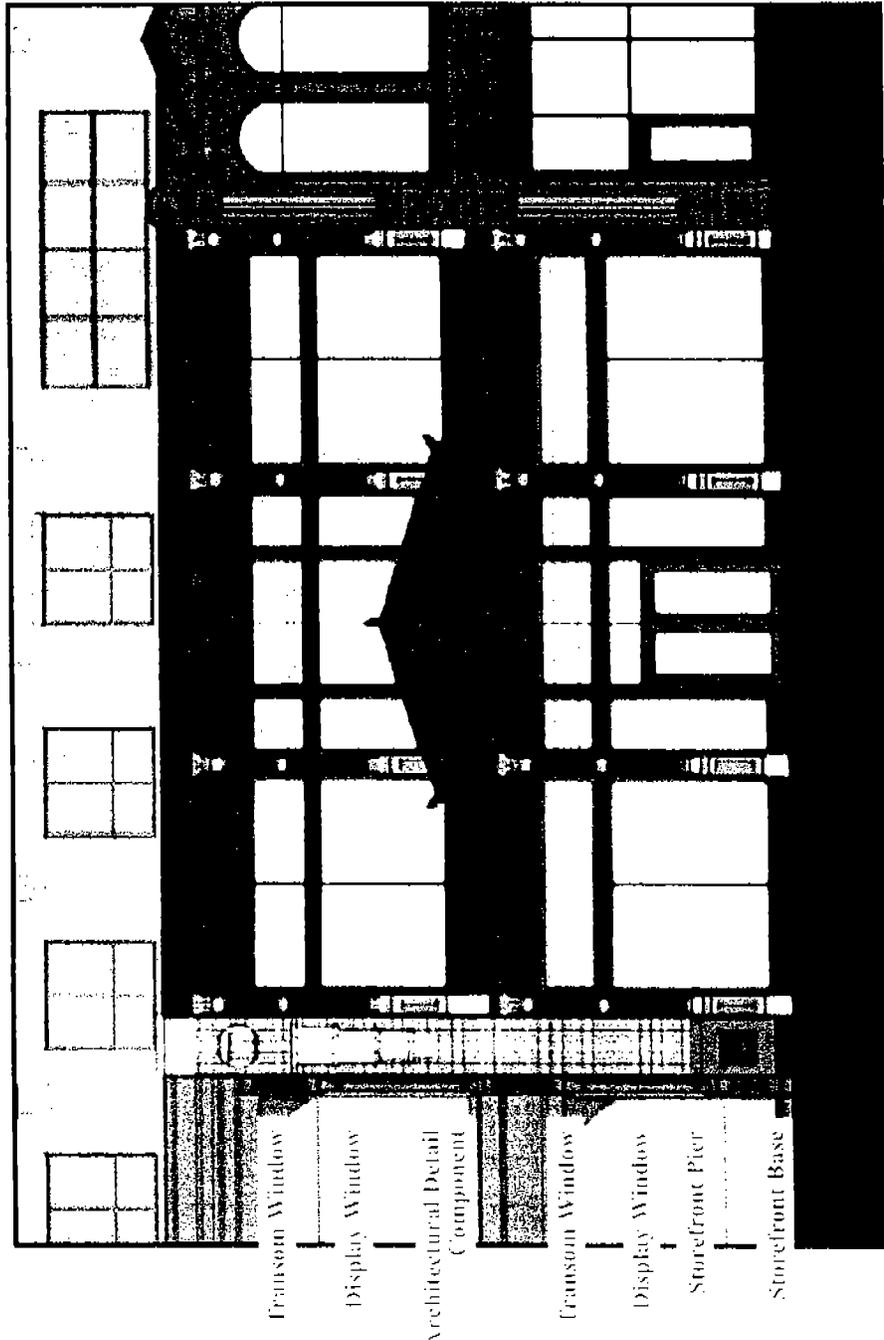
 Storefront Signage Area

Innovative signage consistent with the scale and character of storefront architecture.

1. This area allows unlimited square footage for signage, but no more than 20% of windows can be covered with signs; parts of signs that cover windows must be 50% void.
2. Individual elements of storefront signs are limited in thickness to 8"; however, original art and figural elements may project up to 48".
3. Signs must not completely obscure the building's structural frame, spandrels and architectural elements (see illus. 5) and be consistent with objectives shown in illustration 6 in terms of placement.

ILLUSTRATION 5

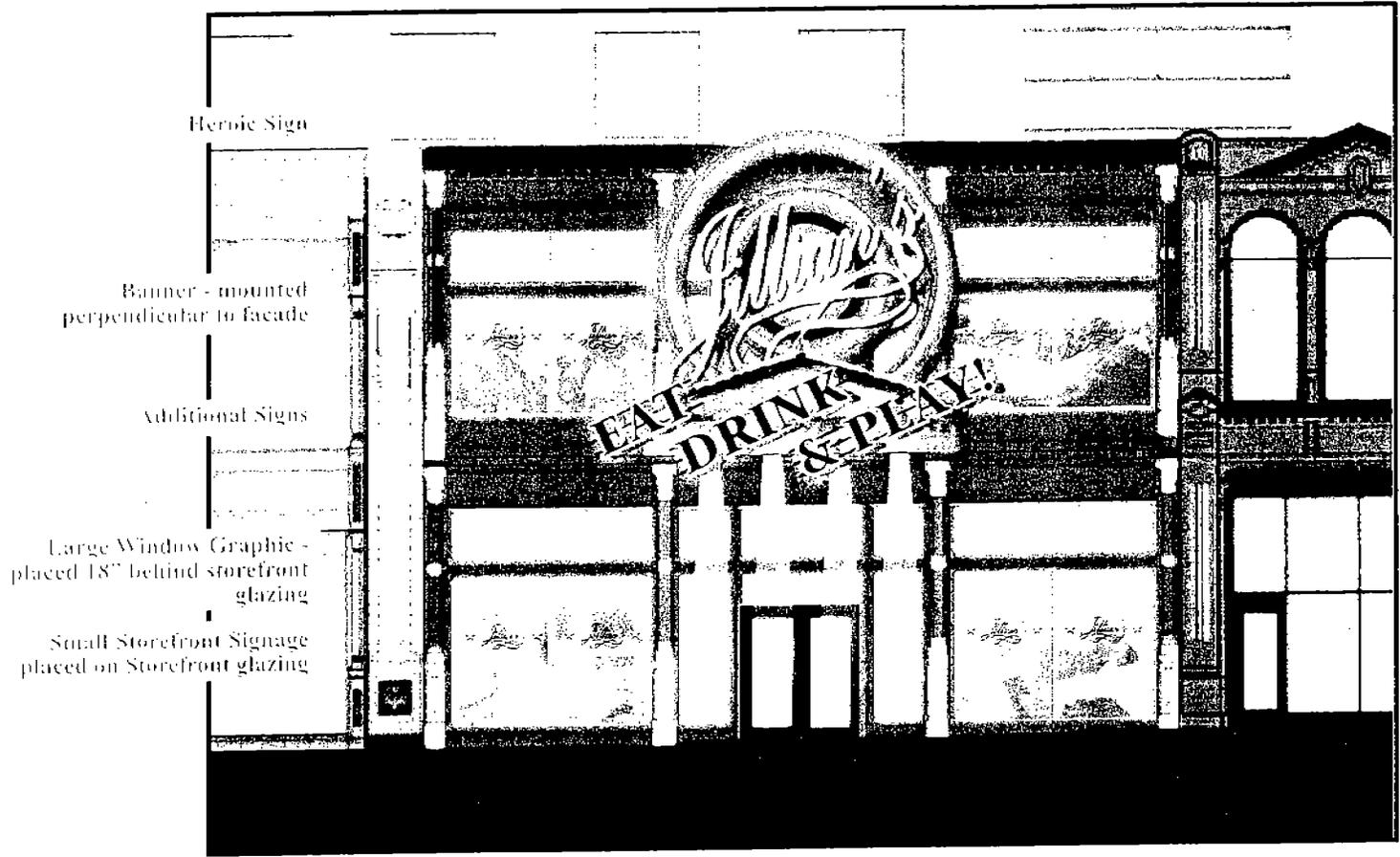
Elements of Typical Storefront Facade



GALLERY PLACE

# ILLUSTRATION 6

## Typical Storefront Facade Proposed Signage Areas



# HISTORIC CONTEXT

View of 7th Street between G & H Streets  
(current Gallery Place Location)



Government of the District of Columbia  
Office of the Chief Financial Officer

ENROLLED ORIGINAL

DISTRICT OF COLUMBIA REGISTER

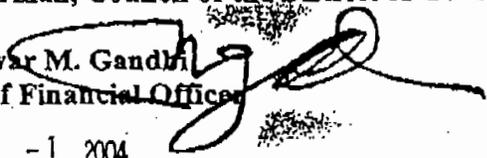


OCT 15 2004

Natwar M. Gandhi  
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp  
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi  
Chief Financial Officer 

DATE: JUL -1 2004

SUBJECT: Fiscal Impact Statement: "Gallery Place Project Graphics  
Amendment Act of 2004"

REFERENCE: Bill 15-313 - An Amendment in the Nature of a Substitute

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**Conclusion**

The proposed legislation has no impact on the FY 2005 through FY 2008 budget and financial plan as approved by the Mayor and the Council of the District of Columbia. No additional staff or resources will be required to implement the provisions of the proposed agreement.

**Background**

The proposed legislation approves a Memorandum of Agreement (MOA) between the District of Columbia and the owners of Gallery Place, an 11-story, 1+ million square foot, mixed-use development on the corner of 7<sup>th</sup> and H streets, N.W. The agreement will regulate the use of outdoor graphics and visuals including, but not limited to, banners, digital screens, digital video monitors, theatre marquees, fixed and animated signs, image projectors, interactive kiosks, and images on the building façade itself.

**Financial Plan Impact**

The proposed legislation will have no impact on the budget and financial plan.

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-531

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on a temporary basis, the District of Columbia Unemployment Compensation Act to reduce pension offsets.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Unemployment Compensation Pension Offset Reduction Temporary Amendment Act of 2004".

Sec. 2. Section 7(c)(2) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat 949; D.C. Official Code § 51-107(c)(2)), is amended by striking the sentence "For any week beginning after March 31, 1980, benefits payable for any week to an individual who has applied for or is receiving a retirement pension or annuity under a public or private retirement plan, including any such sum provided under title II of the Social Security Act, shall, under regulations prescribed by the Board, be reduced (but not below zero) by the prorated weekly amount of such retirement pension or annuity which is reasonably attributable to such week." and inserting the sentence "For benefit years beginning on or after July 1, 2004, benefits payable to an individual who applied for or is receiving a retirement pension or annuity under a public or private retirement plan or system provided or contributed to by any base period employer shall, under duly prescribed regulations, be reduced (but not below zero) by the prorated weekly amount of such retirement pension or annuity which is reasonably attributable to such week, provided that the claimant has not made contributions to the pension or annuity." in its place.

Note,  
§ 51-107

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer 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)).

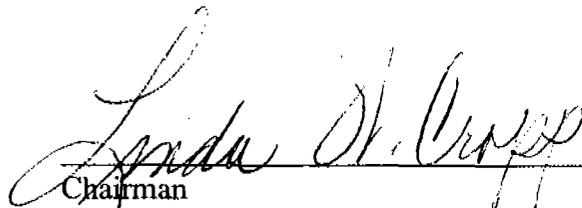
Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by

ENROLLED ORIGINAL

the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

  
\_\_\_\_\_  
Chairman  
Council of the District of Columbia

  
\_\_\_\_\_  
Mayor  
District of Columbia  
APPROVED  
October 4, 2004

ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-532

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

To amend, on a temporary basis, Chapter 23 of Title 16 of the District of Columbia Official Code to require that the court find by clear and convincing evidence that a juvenile who has pled or been found guilty of an offense is not in need of care or rehabilitation before the court can dismiss the matter at disposition, to confirm that a case may not be dismissed only on the grounds that a child is receiving care and rehabilitation in another case, and to require the involvement and participation of a parent, guardian, or other person with whom a child resides, in the rehabilitation process.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Juvenile Justice Temporary Act of 2004".

Sec. 2. Chapter 23 of Title 16 of the District of Columbia Official Code is amended as follows:

(a) Section 16-2309 is amended as follows:

Note,  
§ 16-2309

(1) Paragraph (7) is amended by striking the word "or" at the end.

(2) Paragraph (8) is amended by striking the period at the end and inserting the phrase "; or" in its place.

(3) A new paragraph (9) is added to read as follows:

"(9) by a law enforcement officer when the officer has reasonable grounds to believe that the child has violated a court order."

(b) Section 16-2317(c)(2) is amended by striking the phrase "In the absence of evidence to the contrary, a finding of the commission of an act which would constitute a criminal offense if committed by an adult is sufficient to sustain a finding of need for care or rehabilitation in delinquency and need of supervision cases." and inserting the phrase "There shall be a rebuttable presumption that a finding of the commission of an act which would constitute a criminal offense if committed by an adult is sufficient to sustain a finding of need for care or rehabilitation in delinquency and need of supervision cases." in its place.

Note,  
§ 16-2317

(c) Section 16-2317(d) is amended to read as follows:

Note,  
§ 16-2317

## ENROLLED ORIGINAL

“(d)(1) If the Division finds that the child is not in need of care and rehabilitation, it shall terminate the proceedings and discharge the child from detention, shelter care, or other restriction previously ordered.

“(2) Determinations of whether a child is in need of care or rehabilitation may only be made at the dispositional hearing.

“(3) To overcome the presumption of a need for care or rehabilitation in subsection (c)(2) of this section, the Division must find by clear and convincing evidence at the dispositional hearing that the child is not in need of care or rehabilitation before it may terminate proceedings.

“(4) The fact that a child is receiving care or rehabilitation in another case shall not be the only grounds for dismissal.”.

(d) Section 16-2325.01 is amended as follows:

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

(A) Strike the word “may” and insert the word “shall” in its place.

(B) Strike the period at the end and insert the phrase “, unless the court determines that such an order is not in the best interest of the child.” in its place.

(2) Subsection (b) is amended by striking the word “may” and inserting the word “shall” in its place.

(3) Subsection (c) is amended by striking the phrase “an order of participation” and inserting the phrase “an order issued under this section” in its place.

Note,  
§ 16-2325.01

### Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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)).

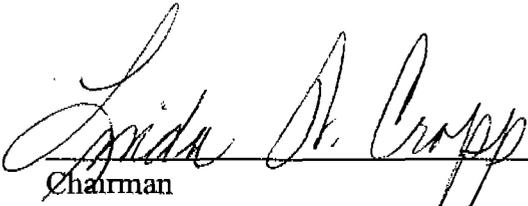
### Sec. 4. Effective date.

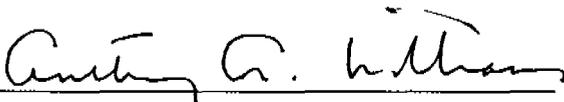
(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
October 4, 2004

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

Bill Number:	Type: Emergency ( ) Temporary ( X ) Permanent ( )	Date Reported: July 12, 2004
--------------	---	------------------------------

Subject/Short Title: "Juvenile Justice Temporary 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).	(X)	( )
<p><b>Explanation:</b> These changes will have minimal fiscal impact on the current operations of the Family Court which is federally funded agency</p>		

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:	( )	(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?	( )	(X)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	(X)

Sources of information:	Councilmember: Kathy Patterson
	Staff Person & Tel: Tami Lewis
	Council Budget Director's Signature: <i>[Signature]</i>

*7/12/04*

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-533

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

Codification  
District of  
Columbia  
Official Code

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on an emergency basis, due to Congressional review, An Act To fix and regulate the salaries of teachers, school officers, and other employees of the board of education of the District of Columbia to sunset the hybrid Board of Education by January 2, 2009, to re-establish a Board structure in which 8 Board members are elected from each ward, one member is elected at-large, and the president is selected by and from among the 9 Board members, to provide that all Board member terms shall expire on January 2 of the appropriate year, to provide that the terms of the 2 board members appointed for terms to begin January 2, 2007, shall expire at noon January 2, 2009, to provide that the terms of the 2 members of the Board of Education elected in 2006 from School Districts III and IV, and the President elected in 2006, shall expire on January 2, 2009; and to amend the District of Columbia Election Code of 1955 to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Board of Education Continuity and Transition Congressional Review Emergency Amendment Act of 2004".

Sec. 2. Section 2 of An Act To fix and regulate the salaries of teachers, school officers, and other employees of the board of education of the District of Columbia, approved June 20, 1906 (34 Stat. 316; D.C. Official Code § 38-101 *et seq.*), is amended as follows:

Note,  
§ 38-101

(a) Subsection (a) is amended to read as follows:

"(a)(1) Beginning July 7, 2000, and ending at noon January 2, 2009, the Board of Education shall consist of 9 members. Four members shall be appointed by the Mayor and confirmed by the Council. Five members shall be elected. Four of the 5 elected members shall be elected from the 4 school districts created pursuant to paragraph (2) of this subsection. One member shall be elected at-large as the president of the Board.

"(2) Beginning July 7, 2000, and ending at noon January 2, 2009, the 4 school districts for the election of Board members pursuant to paragraph (1) of this subsection, shall be comprised of the 8 election wards created pursuant to section 2 of the Boundaries Act of 1975, effective December 16, 1975 (D.C. Law 1-38; D.C. Official Code § 1-1011.01), as follows:

## ENROLLED ORIGINAL

- "(A) Wards 1 and 2 shall comprise School District I;
- "(B) Wards 3 and 4 shall comprise School District II;
- "(C) Wards 5 and 6 shall comprise School District III; and
- "(D) Wards 7 and 8 shall comprise School District IV.

"(3) Beginning January 2, 2009, the Board of Education shall consist of 9 members. One member shall be elected from each of the 8 school election wards established pursuant to section 2 of the Boundaries Act of 1975, effective December 16, 1975 (D.C. Law 1-38; D.C. Official Code § 1-1011.01), and one member shall be elected at-large. The Board shall select its President from among the 9 members of the Board."

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

(1) Paragraph (1) is amended as follows:

(A) Strike the phrase "paragraph (3)(C) and (3)(D)" and insert the phrase "paragraph (3)(C), (E), and (F)" in its place.

(B) Strike the phrase "including the President" and insert the phrase "including the at-large member" in its place.

(2) Paragraph (3) is amended as follows:

(A) Subparagraph (A) is amended to read as follows:

"(A)(i) The term of office of a member of the Board of Education elected in a general election shall commence on January 2 of the year following the election. The term of office of an incumbent member of the Board shall expire at noon January 2 of the year following the general election.

"(ii) The term of a member elected from a school district or appointed pursuant to subsection (a)(1) of this section shall expire at noon January 2, 2009."

(B) Subparagraph (D) is repealed.

(C) New subparagraphs (E) and (F) are added to read as follows:

"(E)(i) The 2 members of the Board of Education elected in 2006 from School Districts III and IV and the President elected in 2006 shall serve through January 2, 2009.

"(ii) The 2 members of the Board of Education appointed by the Mayor and confirmed by the Council for terms to begin January 2, 2007, shall serve through January 2, 2009.

"(F) The initial terms of the members of the Board of Education elected in the general election in November 2008 shall be as follows:

"(i) The 4 members elected from wards 1, 3, 5, and 7 shall serve 2 year terms, ending at noon January 2, 2011; and

"(ii) The 4 members elected from wards 2, 4, 6 and 8 and the member elected at-large shall serve 4 year terms, ending at noon January 2, 2013."

(c) Subsection (c)(1) is amended by adding the phrase "or ward" after the phrase "special school district".

ENROLLED ORIGINAL

(d) Subsection (f) is amended by striking the phrase "subsection (b)(3)(C)" and inserting the phrase "subsection (b)(3)(C) and (E)" in its place.

Sec. 3. Section 8(n) of the District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code § 1-1001.08(n)), is amended by adding the phrase "or ward" after the phrase "school district" wherever it appears.

Note,  
§ 1-1001.08

Sec. 4. Applicability.

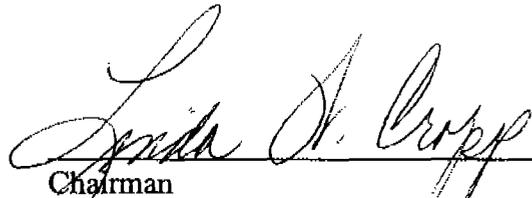
This act shall apply as of September 28, 2004.

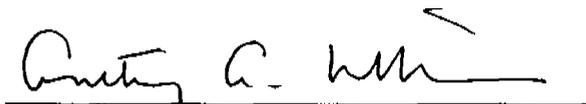
Sec. 5. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director 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. 6. 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 4, 2004

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

Bill Number:	Type: Emergency ( <input checked="" type="checkbox"/> ) Temporary ( <input type="checkbox"/> ) Permanent ( <input type="checkbox"/> )	Date Reported: 06-15-04
--------------	---	-------------------------

Subject/Short Title: Board of Education Continuity and Transition 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.	( )	( )
b) It will affect federal expenditures.	( )	( )
c) It will affect private/other expenditures.	( )	( )
d) It will affect intra-District expenditures.	( )	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	( )
a) It will impact local revenue.	( )	( )
b) It will impact federal revenue.	( )	( )
c) It will impact private/other revenue.	( )	( )
d) It will impact intra-District revenue.	( )	( )
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	(x)	( )
<p>Explanation: The bill maintains the current structure for the Board of Education (Board). Elections will be held as anticipated in 2004 and 2006. The change in the election of the Board will occur in November 2008 (FY 2009) concurrent with other elections already scheduled. Therefore, the fiscal impact will be minimal.</p>		

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet, if necessary.		
	YES	NO
1. It will affect an agency and/or agencies in the District. Board of Education and Board of Elections and Ethics (BOEE)	(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? The BOEE will not have the guidance necessary to determine who is eligible to be a candidate in the November school board elections.	(x)	( )
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	(x)	( )

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-534

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 4, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on an emergency basis, the Uniform Disposition of Unclaimed Property Act of 1980 to make a technical correction.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Unclaimed Property Demutualization Proceeds Technical Correction Emergency Amendment Act of 2004".

Sec. 2. Section 117(d) of the Uniform Disposition of Unclaimed Property Act of 1980, effective March 5, 1981 (D.C. Law 3-160; D.C. Official Code § 41-117(d)), is amended by striking the phrase "filed later than October 1" and inserting the phrase "filed no later than October 1" in its place.

Note,  
§ 41-117

Sec. 3. Applicability.

This act shall apply as of October 1, 2004.

Sec. 4. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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)).

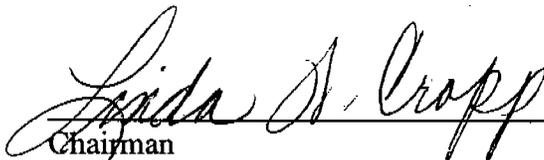
Sec. 5. Effective date.

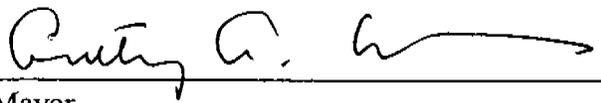
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

OCT 15 2004

ENROLLED ORIGINAL

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 4, 2004

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-541

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 4, 2004

To approve, on an emergency basis, the authorization of payment for the services received under Delivery Order 252990 awarded to Accenture, LLP.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Delivery Order 252990 Approval and Payment Authorization Emergency Act of 2004".

Sec. 2. Notwithstanding the requirements of section 105a of the District of Columbia Procurement Practices Act of 1985, effective March 8, 1991 (D.C. Law 8-257; D.C. Official Code § 2-301.05a), payment is authorized for services received and to be performed through October 6, 2004 under Delivery Order 252990 awarded to Accenture, LLP, under the District's Administrative Services Modernization Program.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement provided by the Chief Financial Officer 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)).

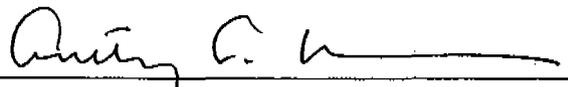
Sec. 4. This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia

OCT 15 2004

ENROLLED ORIGINAL

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 4, 2004

AN ACT

D.C. ACT 15-544

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 4, 2004

To retroactively approve, on an emergency basis, the authorization of \$6,384,128.46 for the services received under Contract No. DS-C-0-920-S-006.

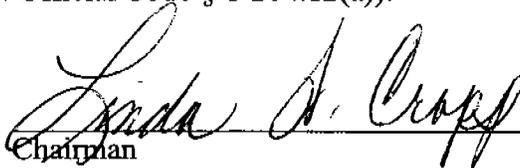
BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Contract No. DS-C-0-920-S-006 Retroactive Approval and Payment Authorization Emergency Act of 2004".

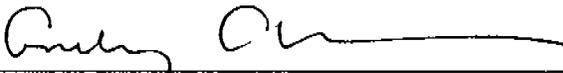
Sec. 2. Notwithstanding the requirements of section 105a of the District of Columbia Procurement Practices Act of 1985, effective March 8, 1991 (D.C. Law 8-257; D.C. Official Code § 2-301.05a), \$6,384,128.46 is authorized for services received under Contract No. DS-C-0-920-S-006.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement provided by the Chief Financial Officer 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. 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 4, 2004