

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 10-61

"Prevention of Child Neglect Temporary Amendment Act of 1993".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 10-374 on first and second readings, July 21, 1993, and September 21, 1993, respectively. Following the signature of the Mayor on October 1, 1993, pursuant to Section 404(e) of "the Act", and was assigned Act No. 10-114, published in the October 15, 1993, edition of the D.C. Register, (Vol. 40 page 7235) and transmitted to Congress on October 5, 1993 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 10-61, effective November 20, 1993.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

October 5, 6, 7, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29

November 1, 2, 3, 4, 5, 8, 9, 10, 15, 16, 17, 18, 19

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCT. 1, 1993

To amend, on a temporary basis, an Act to provide for the mandatory reporting by physicians and institutions in the District of Columbia of certain abuse of children, the Prevention of Child Abuse and Neglect Act of 1977, and section 16-2301 of the District of Columbia Code to require that the actual or suspected failure to provide medical services to a child because of religious objections thereto shall be treated by the District of Columbia as neglect or suspected neglect.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Prevention of Child Neglect Temporary Amendment Act of 1993".

Sec. 2. Section 6 of An Act to provide for the mandatory reporting by physicians and institutions in the District of Columbia of certain abuse of children, approved November 6, 1966 (80 Stat. 1355; D.C. Code § 2-1356), is amended to read as follows:

Section 2-1356

"Instances where it is suspected that medical treatment is being withheld from a child because of religious objections to such treatment shall be reported in the same manner provided for in this subchapter for reporting instances of suspected neglect."

Sec. 3. Section 102 of the Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Code § 6-2101), is amended by adding a new subsection (n) to read as follows:

Section 6-2101

"(n) "Neglected child" shall have the same meaning for this Act as is provided in D.C. Code § 16-2301(9)."

Sec. 4. Section 16-2301(9) of the District of Columbia Code is amended to read as follows:

Section 16-2301

"(9) The term "neglected child" means a child:

"(A) who has been abandoned or abused by his or her parent, guardian, or other custodian;

"(B) who is without proper parental care or control, subsistence, education as required by law, or other care or control necessary for his or her physical, mental, or emotional health (including those instances where medical treatment is not provided because of the religious objections of the child's parent, guardian, or other custodian to such treatment), and the deprivation is not due to the lack of financial means of his or her parent, guardian, or other custodian;

"(C) whose parent, guardian, or other custodian is unable to discharge his or her responsibilities to and for the child because of incarceration, hospitalization, or other physical or mental incapacity;

"(D) whose parent, guardian, or custodian refuses or is unable to assume the responsibility for the child's care, control or subsistence and the person or institution which is providing for the child states an intention to discontinue such care;

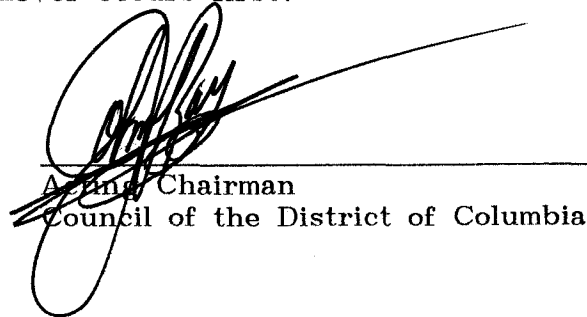
"(E) who is in imminent danger of being abused and whose sibling has been abused;

"(F) who has received negligent treatment or maltreatment from his or her parent, guardian, or other custodian; or

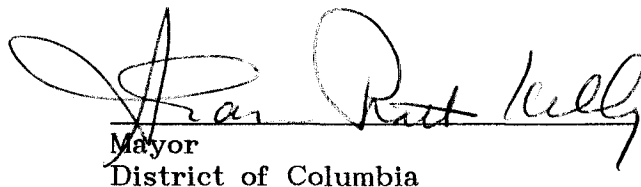
"(G) who has resided in a hospital located in the District of Columbia for at least 10 calendar days following the birth of the child, despite a medical determination that the child is ready for discharge from the hospital, and the parent, guardian, or custodian of the child has not taken any action or made any effort to maintain a parental, guardianship, or custodial relationship or contract with the child."

Sec. 3. (a) This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.

(b) This act shall expire on the 225th day of its having taken effect or upon the effective date of the Prevention of Child Neglect Amendment Act of 1993, whichever occurs first.



Acting Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

Approved : October 1, 1993



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TEN

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 10-374

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 7-21-93

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry, Brazil and Chavous

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. for CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council (Signature)

Date: September 22, 1993

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 9-21-93

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry and Evans

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. for CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council (Signature)

Date: September 22, 1993

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. for CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date