

AN ACT

Codification
District of
Columbia
Official Code

2001 Edition

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

2004 Fall
Supp.

West Group
Publisher

To amend the Advisory Commission on Sentencing Establishment Act of 1998 to rename the commission the District of Columbia Sentencing Commission and to require the commission to assist the Superior Court of the District of Columbia in implementing, as a pilot program, the comprehensive structured sentencing system recommended by the commission; and to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Advisory Commission on Sentencing Structured Sentencing System Pilot Program Amendment Act of 2004”.

Sec. 2. The Advisory Commission on Sentencing Establishment Act of 1998, effective October 16, 1998 (D.C. Law 12-167; D.C. Official Code § 3-101 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 3-101) is amended as follows:

Amend
§ 3-101

(1) The section heading is amended by striking the phrase “Advisory Commission on Sentencing” and inserting the phrase “District of Columbia Sentencing Commission” in its place.

(2) Subsection (a) is amended by striking the phrase “Advisory Commission on Sentencing” and inserting the phrase “District of Columbia Sentencing Commission” in its place.

(b) Section 6 (D.C. Official Code § 3-105) is amended by adding a new subsection (e) to read as follows:

Amend
§ 3-105

“(e) The Commission shall assist the Superior Court of the District of Columbia in implementing, as a pilot program, the comprehensive structured sentencing system that was recommended by the Commission pursuant to subsection (d) of this section. No later than December 1, 2006, the Commission shall submit to the Council its final recommendation on the comprehensive structured sentencing system.”.

Sec. 3. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 406(b)(19) (D.C. Official Code § 1-604.06(b)(19)) is amended by striking the phrase “Advisory Commission on Sentencing” in both places it appears and inserting the phrase “District of Columbia Sentencing Commission” in its place.

Amend
§ 1-604.06

(b) Section 903(a)(6C) (D.C. Official Code § 1-609.03(a)(6C)) is amended by striking the phrase “Advisory Commission on Sentencing” and inserting the phrase “District of Columbia

Amend
§ 1-609.063

Sentencing Commission” in its place.

Sec. 4. 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. 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), 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