

AN ACT

Codification
District of
Columbia
Official Code

2001 Edition

2011 Summer
Supp.

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Bicycle Commuter and Parking Expansion Act of 2007 to require the Mayor to establish civil penalties for the bicycle parking requirements of that act and to give the Mayor civil enforcement authority regarding those requirements.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Bicycle Commuter and Parking Expansion Amendment Act of 2010".

Sec. 2. The Bicycle Commuter and Parking Expansion Act of 2007, effective February 2, 2008 (D.C. Law 17-103; D.C. Official Code § 50-1641.01 *et seq.*), is amended as follows:

Amend
§ 50-1641.05

(a) Section 6(a)(2)(A) (D.C. Official Code § 50-1641.05(a)(2)(A)) is amended by striking the word "spaces" and inserting the phrase "spaces, as determined by the Mayor," in its place.

Amend
§ 50-1641.07

(b) Section 8 (D.C. Official Code § 50-1641.07) is amended by striking the phrase "Within 90 days of the effective date of this act" and inserting the phrase "Within 90 days of the effective date of the Bicycle Commuter and Parking Expansion Amendment Act of 2010, passed on 2nd reading on December 21, 2010 (Enrolled version of Bill 18-1002)," in its place.

(c) A new section 8a is added to read as follows:

"Sec. 8a. Enforcement.

"(a) A violation of this act or the rules issued under authority of this act shall be a civil infraction for the purposes 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.*) ("Civil Infractions Act").

"(b) Civil fines, penalties, and fees may be imposed as sanctions for an infraction of section 6 or section 7, or any rule promulgated under authority of this act, pursuant to the Civil Infractions Act.

"(c) Six months after the effective date of the Bicycle Commuter and Parking Expansion Amendment Act of 2010, passed on 2nd reading on December 21, 2010 (Enrolled version of Bill 18-1002), the Mayor may begin enforcement of section 7(a).

"(d) Six months after the effective date of the rules issued pursuant to section 8, the Mayor may begin enforcement of section 6 and section 7(b) and (c).

"(e) Revenues collected from enforcement described in subsections (c) and (d) of this

section shall be dedicated to any costs associated with conducting such enforcement.”.

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 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