

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 6-15

"Legislative Veto Amendments Act of 1985".

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. 6-141 on first and second readings, May 14, 1985, and May 28, 1985, respectively. Following the signature of the Mayor on June 7, 1985, this legislation was assigned Act No. 6-30, published in the June 28, 1985, edition of the D.C. Register, (Vol. 32 page 3570) and transmitted to Congress on June 12, 1985 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 6-15, effective August 1, 1985.



DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

June 12,13,14,17,18,19,20,21,24,25,26,27

July 8,9,10,11,12,15,16,17,18,19,22,23,24,25,26,29,30,31

D.C. LAW 6 - 15

AN ACT

EFFECTIVE
DATE AUG 01 1985D.C. ACT 6 - 30

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUN 07 1985

To amend the District of Columbia Redevelopment Act of 1945, the District of Columbia Community Development Act of 1975, the Minority Contracting Act of 1976, the Education Licensure Commission Act of 1976, the District of Columbia Traffic Adjudication Act of 1978, the District of Columbia Government Comprehensive Merit Personnel Act of 1978, the District of Columbia Housing Finance Agency Act, the District of Columbia Uniform Controlled Substances Act of 1981, and the Cable Television Communications Act of 1981 to modify legislative regulation of actions by District of Columbia agencies.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Legislative Veto Amendments Act of 1985".

Sec. 2. Section 30(c)(3) of the Cable Television Communications Act of 1981, effective March 16, 1985 (D.C. Law 5-195; D.C. Code, sec. 43-1829(c)(3)), is amended to read as follows:

D.C. Code,
sec. 43-182
(1986 supp.)

"Within 90 days of the initial meeting of the Public Access Corporation, the Board of Directors shall submit articles of incorporation and bylaws of the Public Access Corporation to the Council for its review, and the articles of incorporation and the bylaws shall not be filed pursuant to the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 265; D.C. Code, sec. 29-501 et seq.), until 30 days after the date that the

articles of incorporation and the bylaws have been submitted to the Council for review, but Saturdays, Sundays, legal holidays, and days that pass during a Council recess shall not be counted as part of the 30-day review period described in this paragraph."

Sec. 3. The Minority Contracting Act of 1976, effective March 29, 1977 (D.C. Law 1-95; D.C. Code, sec. 1-1141 et seq.), is amended as follows:

(a) Section 4(c) (D.C. Code, sec. 1-1143(c)) is amended by adding at the end a new sentence to read as follows:

D.C. Code,
sec. 1-1143
(1986 supp.)

"Within 30 days after a term expires or a vacancy occurs, the Mayor shall nominate someone to fill the vacancy or to begin the new term."

(b) Section 12a (D.C. Code, sec. 1-1150.1) is amended by adding at the end a new sentence to read as follows:

D.C. Code,
sec. 1-1150
(1986 supp.)

"The 45-day period of review shall not include Saturdays, Sundays, legal holidays, and days that pass during a recess of the Council."

Sec. 4. Section 7(c)(2) of the District of Columbia Redevelopment Act of 1945, effective August 17, 1982 (D.C. Law 4-140; D.C. Code, sec. 5-806(c)(2)), is amended by adding at the end a new sentence to read as follows:

D.C. Code,
sec. 5-806
(1986 supp.)

"The thirty-day period for Council review shall not include Saturdays, Sundays, legal holidays, and days that pass during a recess of the Council."

Sec. 5. Section 201(b) of the District of Columbia Uniform Controlled Substances Act of 1981, effective August

D.C. Code,
sec. 33-51
(1986 supp.)

5, 1981 (D.C. Law 4-29; D.C. Code, sec. 33-511(b)), is amended to read as follows:

"(b)(1) After considering the factors enumerated in subsection (a) and after complying with title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Code, sec. 1-1501 et seq.), the Mayor shall make findings with respect to the factors and issue a proposed rule either controlling the substance if the Mayor finds that the substance has a potential for abuse or deleting the substance if the Mayor finds that the substance does not have a potential for abuse.

"(2) The Mayor shall transmit the proposed rule to the Council of the District of Columbia and if the Council of the District of Columbia does not, within sixty (60) days, adopt a resolution disapproving the proposed rule, then the proposed rule shall become effective.

"(3) The sixty (60) days for Council review shall not include days that pass during a recess of the Council.

"(4) The Council of the District of Columbia may, by resolution, approve the proposed rule before the end of the sixty (60)-day period and it shall become effective upon that date.

"(5) The rule shall be published by the Mayor in the District of Columbia Register upon its becoming effective."

Sec. 6. Section 6(a) of the Education Licensure Commission Act of 1976, effective September 6, 1980 (D.C.

D.C. Code,
sec. 31-160
(1986 supp

Law 3-83; D.C. Code, sec. 31-1606(a)), is amended by adding at the end a new sentence to read as follows:

"The sixty (60)-day period for review shall not include days that pass during a recess of the Council."

Sec. 7. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.), is amended as follows:

(a) By adding at the end of section 801(c)(3) (D.C. Code, sec. 1-608.1(e)(3)) a new sentence to read as follows: D.C. Code, sec. 1-608.1 (1986 supp.)

"The forty-five (45) calendar days for Council review shall not include Saturdays, Sundays, legal holidays, and days that pass during a recess of the Council."

(b) By adding at the end of section 801A(d)(3) (D.C. Code, sec. 1-609.1(d)(3)) a new sentence to read as follows: D.C. Code, sec. 1-609.1 (1986 supp.)

"The forty-five (45) calendar days for Council review shall not include Saturdays, Sundays, legal holidays, and days that pass during a recess of the Council."

(c) Section 1106 (D.C. Code, sec. 1-612.6) is amended as follows: D.C. Code, sec. 1-612.6 (1986 supp.)

(1) by adding at the end of subsection (a) a new sentence to read as follows:

"The sixty (60) calendar days for Council review shall not include days that pass during a recess of the Council."; and

(2) by adding at the end of subsection (c) a new sentence to read as follows:

"The ten (10) days for Council review shall not include

Saturdays, Sundays, legal holidays, and days that pass during a recess of the Council."

(d) By adding at the end of section 1107(d) (D.C. Code, sec. 1-612.7(d)) a new sentence to read as follows:

D.C. Code, sec. 1-612.7 (1986 supp.)

"The sixty (60) calendar days for Council review shall not include days that pass during a recess of the Council."

(e) Section 1111 (D.C. Code, sec. 1-612.11) is amended as follows:

D.C. Code, sec. 1-612.11 (1986 supp.)

(1) by adding at the end of subsection (i)(5) a new sentence to read as follows:

"The sixty (60) calendar days for Council review shall not include days that pass during a recess of the Council.";

(2) subsection (i)(6) is amended to read as follows:

"If the Council desires to revise the proposal from the Board of Education, then, within the sixty (60) calendar days for Council review, the Council may not only disapprove the proposal by resolution according to paragraph (5), but may, also, inform the Board of the Council's suggested revisions to the proposal and, subsequently, the Board may submit a new proposal."; and

(3) by adding at the end of subsection (i)(8) a new sentence to read as follows:

"The sixty (60) calendar days for Council review shall not include days that pass during a recess of the Council."

(f) Section 1717(i) (D.C. Code, sec. 1-618.17(j)) is amended to read as follows:

D.C. Code, sec. 1-618.17 (1986 supp.)

"Within the sixty (60) day review period in this

subsection, the Council may accept or reject, by resolution, a settlement. All labor relations settlements negotiated or otherwise determined pursuant to this section shall become effective by their terms, unless the Council rejects the settlement by a two-thirds (2/3) vote of its members within sixty (60) calendar days of its submission by the Mayor. The sixty (60) calendar days for Council review shall not include days that pass during a recess of the Council. If the Council rejects a settlement with a two-thirds (2/3) vote of its members, then the settlement shall be returned to the parties for renegotiation, with specific reasons for the rejection appended to the document disclosing the rejection of the settlement."

Sec. 8. The District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Code, sec. 45-2101 et seq.), is amended as follows:

(a) The 2nd from the last sentence in section 202(c) (D.C. Code, sec. 45-2112(c)) is amended to read as follows: D.C. Code,
sec. 45-2112
(1986 supp.)

"Within thirty (30) days after a vacancy occurs or a term expires, the Mayor shall nominate someone to fill the vacancy or to begin the new term."

(b) Section 302(b)(1)(B) (D.C. Code, sec. 45-2122(b)(1)(B)) is amended by adding at the end a new sentence to read as follows: D.C. Code,
sec. 45-2122
(1986 supp.)

"The sixty (60) days for Council review shall not include days that pass during a recess of the Council."

Sec. 9. Section 105(a)(1) of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, D.C. Code,
sec. 40-605
(1986 supp.)

1978 (D.C. Law 2-104; D.C. Code, sec. 40-605(a)(1)), is amended to read as follows:

"The civil fine for an infraction shall be an amount equal to the collateral or bond established for the offense, equivalent to the infraction, by the Board of Judges of the Superior Court of the District of Columbia on the day before the effective date of this act. The Mayor may modify this schedule of fines by an order which shall be presented to the Council. The order shall be effective forty-five (45) days after the Mayor presents it to the Council unless the Council adopts a resolution either disapproving or approving the Mayor's order, and does so during the review period of forty-five (45) days, which shall not include Saturdays, Sundays, legal holidays, and days of recess for the Council."

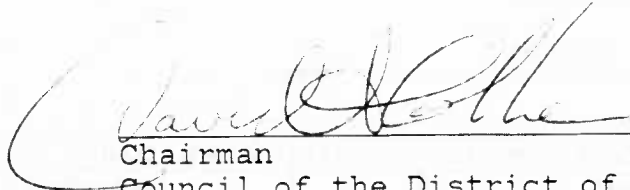
Sec. 10. Section 3(c) of the District of Columbia Community Development Act of 1975, effective December 16, 1975 (D.C. Law 1-39; D.C. Code, sec. 5-902(c)), is amended by adding at the end the following new sentence:

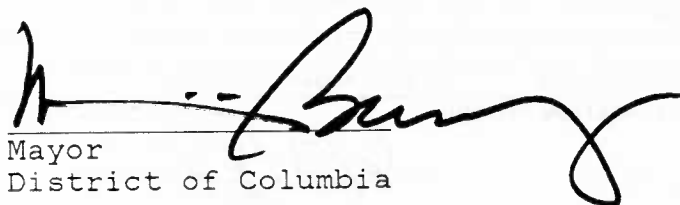
D.C. Code,
sec. 5-902
(1986 supp.

"The 30-day period for Council review shall not include Saturdays, Sundays, legal holidays, or days that pass during a recess of the Council."

Sec. 11. 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, sec. 1-233(c)(1)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED: June 7, 1985



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Six — First Session

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B 6-141

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 5-14-85

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT _____ (/ /)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					RAY					SPAULDING				
CRAWFORD					ROLARK					WILSON				
JARVIS					SCHWARTZ					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

6/3/85
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 5-28-85

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT _____ (/ /)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					RAY					SPAULDING				
CRAWFORD					ROLARK					WILSON				
JARVIS					SCHWARTZ					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

6/3/85
 Date

Item on Consent Calendar

ACTION & DATE: _____

VOICE VOTE: _____

Recorded vote on request

Absent: _____

ROLL CALL VOTE: — RESULT _____ (/ /)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					RAY					SPAULDING				
CRAWFORD					ROLARK					WILSON				
JARVIS					SCHWARTZ					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

Secretary to the Council

Date