

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 7-204

"Frigid Temperature Protection Amendment Act of 1988".

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. 7-401 on first and second readings November 29, 1988, and December 13, 1988, respectively. Following the signature of the Mayor on January 6, 1989, this legislation was assigned Act No. 7-275 published in the January 20, 1989, edition of the D.C. Register, (Vol. 36 page 454) and transmitted to Congress on January 23, 1989 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 7-202, effective March 16, 1989.

DAVID A. CLARKE
Chairman to the Council

Dates Counted During the 30-day Congressional Review Period:

January 24,25,26,27,30,31
February 1,2,3,6,7,8,9,21,22,23,24,27,28
March 1,2,3,6,7,8,9,10,13,14,15

Codification,
New Subchapter II of Chapter 6
of title 3,
District of Columbia Code
(1989 Supp.)

AN ACT

D.C. ACT 7 - 275

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 0 6 1989

To assure that there is a place for the homeless to seek protection from the cold on nights when the temperature falls below 26 degrees fahrenheit and to amend An Act To establish a District of Columbia Armory Board, and for other purposes, An Act To authorize the construction, maintenance, and operation by the Armory Board of the District of Columbia of a stadium in the District of Columbia, and for other purposes, and the Washington Convention Center Management Act of 1979 to specifically include emergency protection as permissable functions.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Frigid Temperature Protection Amendment Act of 1988".

Sec. 2. (a) Except as provided in subsection (b), on the nights when the temperature falls below 26 degrees fahrenheit, the Mayor shall make available appropriate space in District of Columbia ("District") buildings and facilities for any person in the District who does not have any other shelter. For the purposes of this section, "night" means the time between the hours of 6:00 p.m. on a given day and 6:00 a.m. on the following day.

New, Section
6-321

(b) The Mayor shall not use District of Columbia Public School buildings currently being used for educational purposes without the prior approval of the Board of Education.

Sec. 3. Section 1 of An Act To establish a District of Columbia Armory Board, and for other purposes, approved June 4, 1948 (62 Stat. 339; D.C. Code, sec. 2-301), is amended by inserting after the phrase "such other activities as may be in the interest of the District of Columbia" the phrase "including, but not limited to, the provision of emergency protection when the temperature falls below 26 degrees fahrenheit".

Section
2-301

Sec. 4. Section 5(a) of An Act To authorize the construction, maintenance, and operation by the Armory Board of the District of Columbia of a stadium in the District of Columbia, and for other purposes, approved September 7, 1957 (71 Stat. 620; D.C. Code, sec. 2-324), is amended by adding a new paragraph (12) to read as follows:

Section
2-324

"(12) To provide emergency protection when the temperature falls below 26 degrees fahrenheit."

Sec. 5. Section 2(d) of the Washington Convention Center Management Act of 1979, effective September 17, 1979 (D.C. Law 3-36; D.C. Code, sec. 9-601(4)), is amended by inserting after the phrase "and such other activities as may be in the interest of the citizens of the District of Columbia" the phrase "including, but not limited to, the provision of emergency protection when the temperature falls below 26 degrees fahrenheit".

Section
9-601

Sec. 6. Section 2(b) of the Emergency Shelter for Families Reform Amendment Act of 1987, effective March 11, 1988 (D.C. Law 7-68; D.C. Code, sec. 3-206.3), is amended by adding a new paragraph (3) to read as follows:

Section
3-206.3

"(3) The Mayor shall not place homeless families in congregate shelters. For purposes of this section, "congregate shelter" means a facility with 1 or more of the following characteristics:

"(1) Sleeping arrangements where different families share a common sleeping area or have individual cubicles that do not have floor to ceiling dividers and a door that can be locked; or

"(2) No private bathing or toilet facilities as prescribed by 14 D.C.M.R. sec. 401.2 (1967) or arrangements where more than 6 individuals share a bathtub shower, or toilet as prescribed by 14 D.C.M.R. sec. 602.2.(1967).

Sec. 7. Nothing in this act shall be construed to reduce the rights recognized by the District of Columbia Right to Overnight Shelter Initiative of 1984, effective May 14, 1985 (D.C. Law 5-146; D.C. Code, sec. 3-601 et seq.).

New, Sec
3-622
Note,
Sections

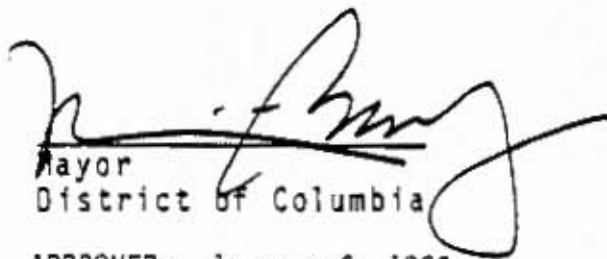
Sec. 8. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia

2-301,
2-324,
9-601 & 3-206.

Statutes-at-Large, or the District of Columbia Municipal
Regulations.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: January 6, 1989



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Seven

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: 37-401

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-29-88

VOICE VOTE: Approved

Recorded vote on request

Absent: Rolark

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					NATHANSON					THOMAS SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith Secretary to the Council 12-29-88 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-13-88

VOICE VOTE: Approved

Recorded vote on request

Absent: Wilson and Smith

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					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith Secretary to the Council 12-24-88 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					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD