

# ENROLLMENT(S)

5



COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 8-162

"Food Delivery Insurance Requirements  
Act of 1990".

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. 8-401 on first and second readings, May 29, 1990, and June 12, 1990, respectively. Following the signature of the Mayor on June 29, 1990, this legislation was assigned Act No. 8-225, published in the July 20, 1990, edition of the D.C. Register, (Vol. 37 page 4671) and transmitted to Congress on July 10, 1990 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 8-162, effective September 20, 1990.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 10,11,12,13,16,17,18,19,20,23,24,25,26,27,30,31

August 1,2,3

September 5,6,7,10,11,12,13,14,17,18,19

D.C. LAW 8 - 162  
SEP 20 1990

Revelled Original

Codification  
New Chapter 19 of Title 40  
District of Columbia Code  
(1991 Supplement)

AN ACT

D.C. ACT 8 - 225

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUN 29 1990

To establish safety requirements for a business that offers food delivery service to consumers in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Food Delivery Insurance Requirements Act of 1990".

Sec. 2. Definitions.

For the purposes of this act:

New Section  
40-1901

(1) "Consumer" means the purchaser of any food or any person who eats the purchased food.

(2) "Driver safety course" means an employer-sponsored course designed to teach defensive driving and road safety skills.

(3) "Food delivery service" means a service offered by a restaurant or retail business for the delivery of food or food products directly to a consumer.

(4) "Motor vehicle" means any vehicle propelled by an internal combustion engine, electricity, or steam. The term "motor vehicle" shall not include a road roller, farm tractor, vehicle propelled only upon a stationary rail or track, or a battery-operated wheelchair operated by a handicapped person at a speed not exceeding 10 miles per hour.

(5) "Restaurant" means a place in the District of Columbia ("District") that sells or prepares food, drinks, or refreshments to be consumed by persons on or off the premises where prepared or sold.

New Section  
40-1902

Sec. 3. Insurance, inspection, and registration required.

(a) Any motor vehicle used for food delivery service shall be insured for the business purpose of food delivery by the food delivery service employer. The food delivery

service employer shall certify quarterly with the Mayor that the motor vehicle is insured.

(b) Any motor vehicle used for food delivery service, but not required to be registered in the District of Columbia under title IV of the District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 679; D.C. Code, sec. 40-101 et seq.), shall be inspected annually pursuant to Chapter 6 of Title 18 of the District of Columbia Municipal Regulations. For this inspection, the Mayor shall prescribe an annual inspection fee of not less than \$25, to be collected in the same manner as prescribed for motor vehicles registered in the District.

Sec. 4. Driver safety programs.

New Section  
40-1903

Any food delivery service driver shall complete a driver safety course within the 1st 90 days of employment. The driver safety course shall be approved by the Bureau of Motor Vehicle Services.

Sec. 5. Penalty.

New Section  
40-1904

Any person who violates this act shall be subject to a civil fine of not less than \$100 or more than \$500 for the 1st offense or not less than \$500 or more than \$1000 for the 2nd or subsequent offense, a suspension of the restaurant or other business license for up to 60 days, or both.

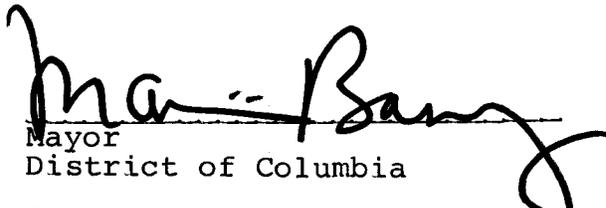
Sec. 6. Rules.

New Section  
40-1905

The Mayor shall, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code, sec. 1-1501 et seq.) ("APA"), issue proposed rules to implement the provisions of this act. The proposed rules shall be submitted to the Council for a 45-day review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed approved.

Sec. 7. 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 Statutes-at-Large, or the District of Columbia Municipal Regulations.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED: June 29, 1990



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Council Period Eight**

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: Bill 8-401

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 5-29-90

VOICE VOTE: \_\_\_\_\_  
 Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE: — RESULT Approved ( 8 / 3 / 1 / 1 )

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

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

CERTIFICATION RECORD

Secretary to the Council

6-15-90  
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 6-12-90

VOICE VOTE: Approved, Member Rolark voted no  
 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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Secretary to the Council

6-15-90  
 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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Secretary to the Council

Date