

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

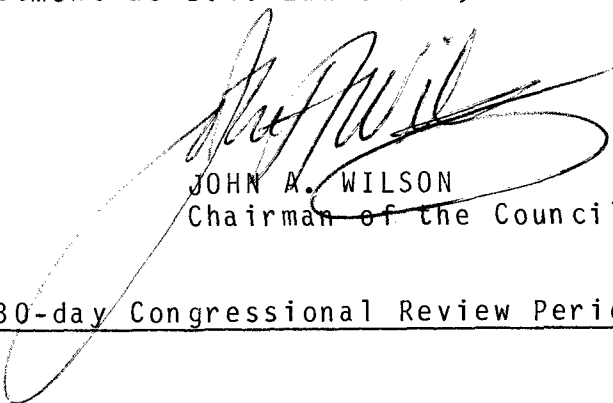
NOTICE

D.C. LAW 9-168

"Health-Care and Community Residence Facility,  
Hospice and Home Care Licensure Act of 1983  
Amendment Act of 1992".

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. 9-418 on first and second readings, June 2, 1992, and July 7, 1992, respectively. Following the signature of the Mayor on July 23, 1992, this legislation was assigned Act No. 9-266, published in the August 7, 1992, edition of the D.C. Register, (Vol. 39 page 5822) and transmitted to Congress on July 27, 1992 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 9-168, effective October 1, 1992.



JOHN A. WILSON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 27,28,29,30,31

August 3,4,5,6,7,10,11,12

September 8,9,10,11,14,15,16,17,18,21,22,23,24,25,28,29,30

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 23, 1992

To amend the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to permit rules to be promulgated for each category of facility independently, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 Amendment Act of 1992".

Sec. 2. The Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Code §32-1301 *et seq.*), is amended as follows:

(a) Section 5(b) (D.C. Code §32-1304(b)) is repealed.

Sec. 32-1304  
Sec. 32-1304

(b) Section 5 (D.C. Code §32-1304) is amended by adding a new subsection (j) to read as follows:

"(j) The proposed rules shall be submitted to the Council for a 45-day period of 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. Nothing in this section shall affect any requirements imposed upon the Mayor by title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code §1-1501 *et seq.*)."

(c) Section 12(1) (30 DCR 5791) is repealed.

Note, Sec. 32-1304

(d) Section 15(b) (30 DCR 5792) is amended to read as follows: Note, § 32-1304

"(b)(1) The Health Care Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 20 DCR 1423) shall no longer apply:

"(A) To any community residence facility upon final adoption of licensure standards for community residence facilities pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3));

"(B) To any group home for mentally retarded persons upon final adoption of licensure standards for group homes for mentally retarded persons pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)); and

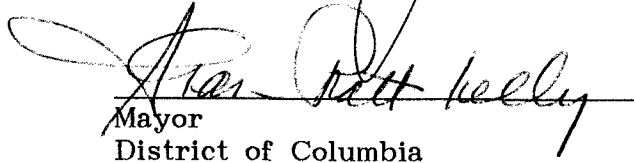
"(C) To any nursing home upon final adoption of licensure standards for nursing homes pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)).

"(2) Provisions of the Health Care Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 20 DCR 1423) that are inconsistent with the provisions of this act, are repealed."

Sec. 3. 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 §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: July 23, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-418

X Item on Consent Calendar

X ACTION & DATE: Adopted First Reading, 6-2-92

X VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 3 times). Rows include CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: July 8, 1992

Date

X Item on Consent Calendar

X ACTION & DATE: Adopted Final Reading, 7-7-92

X VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 3 times). Rows include CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: July 8, 1992

Date

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 3 times). Rows include CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Secretary to the Council

Date

AN ACT

District of Columbia Code

D.C. ACT 9-167

( 1993 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MARCH 20, 1992

To amend, on an emergency basis, the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to permit rules to be promulgated for each category of facility independently, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 Emergency Amendment Act of 1992".

Sec. 2. The Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Code §32-1301 *et seq.*), is amended as follows:

(a) Section 5(b) (D.C. Code §32-1304(b)) is repealed.

(b) Section 12(1) is repealed.

(c) Section 15(b) is amended to read as follows:

"(b)(1) The Health Care and Community Residence Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 24 DCR 1158), as amended by D.C. Laws 2-35 and 3-27, shall no longer apply:

"(A) To any community residence facility upon final adoption of licensure standards for community residence facilities pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3));

"(B) To any group home for mentally retarded persons upon final adoption of licensure standards for group homes for mentally retarded persons pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)); and

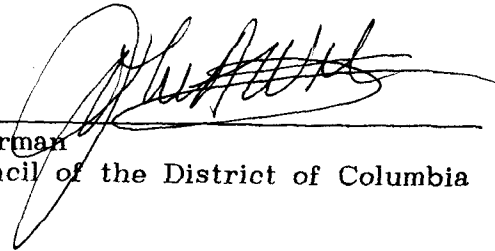
"(C) To any nursing home upon final adoption of licensure standards for nursing homes pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)).

"(2) Provisions of the Health Care and Community Residence Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 24 DCR 1158) that are inconsistent with the provisions of D.C. Law 5-48, are repealed."

Sec. 3. This act shall take effect upon its enactment (approval by the Mayor, or in the event of veto by the Mayor, override of the veto by the Council) and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Self-Government and


Note,  
Section  
32-1304  
Note,  
Section  
32-1304

Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 788; D.C. Code §1-229(a)).



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Chairman  
Council of the District of Columbia



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Mayor  
District of Columbia

APPROVED: March 20, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-416

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 3-3-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names (CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Date: March 6, 1992

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names (CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Secretary to the Council

Date

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: -- RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names (CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Secretary to the Council

Date



AN ACT  
D.C. ACT 9-196

**Codification**  
**District of Columbia Code**  
 1993  
**Supplement**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 1992

To amend, on a temporary basis, the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to permit rules to be promulgated for each category of facility independently, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 Temporary Amendment Act of 1992".

Sec. 2. The Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Code §32-1301 *et seq.*), is amended as follows:

- (a) Section 5(b) (D.C. Code §32-1304(b)) is repealed.
- (b) Section 12(1) (Note, D.C. Code §32-1304) is repealed.
- (c) Section 15(b) (Note, D.C. Code §32-1304) is amended to read

as follows:

"(b)(1) The Health Care and Community Residence Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 24 DCR 1158), as amended by D.C. Laws 2-35 and 3-27, shall no longer apply:

"(A) To any community residence facility upon final adoption of licensure standards for community residence facilities pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3));

"(B) To any group home for mentally retarded persons upon final adoption of licensure standards for group homes for mentally retarded persons pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)); and

"(C) To any nursing home upon final adoption of licensure standards for nursing homes pursuant to section 5(a)(3) (D.C. Code §32-1304(a)(3)).



"(2) Provisions of the Health Care and Community Residence Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 24 DCR 1158) that are inconsistent with the provisions of D.C. Law 5-48, are repealed."

Sec. 3. (a) This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of a 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

Note,  
 Section  
 32-1304

of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §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.

(b) This act shall expire on the 225th day of its having taken effect or upon the effective date of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 Amendment Act of 1992, whichever occurs first.

  
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Chairman  
Council of the District of Columbia  
\_\_\_\_\_  
Mayor  
District of Columbia

APPROVED: April 24, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-417

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 3-3-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and rows for CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Signature of Phyllis Jones

Secretary to the Council

Date: 4-10-92

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 4-7-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and rows for CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Signature of Phyllis Jones

Secretary to the Council

Date: 4-10-92

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and rows for CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Secretary to the Council

Date