ENROLLMENT(S)

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 9-266

"Handgun Possession 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. 9-91 on first and second readings, June 2, 1992, and July 7, 1992, respectively. Following the signature of the Mayor on July 21, 1992, this legislation was assigned Act No. 9-247, published in the July 31, 1992, edition of the D.C. Register, (Vol. 39 page 5676) and transmitted to Congress on January 5, 1993 for a 60-day review, in accordance with Section 602(c)(2) of the Act.

The Council of the District of Columbia hereby gives notice that the 60-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 9-266, effective May 7, 1993.

JOHN A. WILSON
Chairman of the Council

Dates Counted During the 60-day Congressional Review Period:

January   5,6,20,21,22,25,26,27

February   2,3,4,16,17,18,19,22,23,24,25,26

March   1,2,3,4,5,8,9,10,11,12,15,16,17,18,23,24,25,26,29,
           30,31

April   1,2,14,15,16,19,20,21,22,23,26,27,28,29,30

May   3,4,5,6

AN ACT

D.C. ACT 9-247

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 21, 1992

To amend the Firearms Control Regulations Act of 1975 and to amend
section 5 of An Act To control the possession, sale, transfer, and
use of pistols and other dangerous weapons in the District of
Columbia, to provide penalties, to prescribe rules of evidence, and
for other purposes, to authorize the possession of handguns by
retired police officers.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Handgun Possession Amendment Act
of 1992".

Sec. 2. The Firearms Control Regulations Act of 1975, effective
September 24, 1976 (D.C. Law 1-85; D.C. Code §6-2301 et seq.), is
amended as follows:

(a) Section 201(a) (D.C. Code §6-2311(a)) is amended to read as
follows:

Section
6-2311

"(a) Except as otherwise provided in this act, no person or
organization in the District of Columbia ("District") shall receive,
possess, control, transfer, offer for sale, sell, give, or deliver any
destructive device, and no person or organization in the District shall
possess or control any firearm, unless the person or organization holds
a valid registration certificate for the firearm. A registration certificate
may be issued:

"(1) To an organization if:
"(A) The organization employs at least 1 commissioned
special police officer or employee licensed to carry a firearm whom the
organization arms during the employee's duty hours; and
"(B) The registration is issued in the name of the
organization and in the name of the president or chief executive officer
of the organization; or
"(2) In the discretion of the Chief of Police, to a police officer
who has retired from the Metropolitan Police Department.".

(b) Section 202 (D.C. Code §6-2312) is amended to read as follows:

Section
6-2312

"Sec. 202. Registration of certain firearms prohibited.
"(a) A registration certificate shall not be issued for a:
"(1) Sawed-off shotgun;
"(2) Machine gun;
"(3) Short-barrel rifle; or

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"(4)   Pistol not validly registered to the current registrant in the District prior to September 24, 1976, except that the provisions of this section shall not apply to any organization that employs at least 1 commissioned special police officer or other employee licensed to carry a firearm and that arms the employee with a firearm during the employee's duty hours or to a police officer who has retired from the Metropolitan Police Department.

"(b)   Nothing in this section shall prevent a police officer who has retired from the Metropolitan Police Department from registering a pistol.".

(c)   Section 207 (D.C. Code §6-2317) is amended by adding new subsections (f), (g), (h), and (i) to read as follows:

Section 6-2317

"(f)   In the discretion of the Chief of Police, a registration certificate may be issued to a retired police officer who is a resident of the District of Columbia for a pistol and ammunition which conforms to the Metropolitan Police Department General Orders and policies.

"(g)   When the retired police officer ceases to be a resident of the District of Columbia the registration certificate expires.

"(h)   Nothing in this act shall create an entitlement to a registration certificate for a retired police officer. If the Chief of Police denies a retired police officer's registration certificate application, the Chief of Police shall state the reasons for the denial in writing.

"(i)   The District of Columbia shall not incur any liability by reason of the issuance or denial of a certificate, nor for any use made of the registered firearm.".

Sec. 3.   Section 5 of An Act To control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes, effective July 8, 1932 (47 Stat. 651; D.C. Code §22-3205), is amended as follows:

Section 22-3205

(a)   By designating the existing text as subsection (a); and

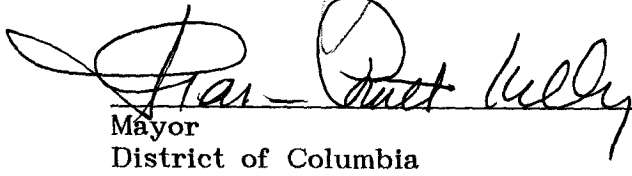(b)   By adding a new subsection (b) to read as follows:

"(b)   The provisions of section 4 with respect to pistols shall not apply to a police officer who has retired from the Metropolitan Police Department, if the police officer has registered a pistol and it is concealed on or about the police officer.".

Sec. 4.   This act shall take effect after a 60-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)(2) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(2)), 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 21, 1992

COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: __Bill 9-91__

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 _____ (_____)

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. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

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

CERTIFICATION RECORD

_____   July 8, 1992
Secretary to the Council   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 _____ (_____)

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. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

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

CERTIFICATION RECORD

_____   July 8, 1992
Secretary to the Council   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. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

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

CERTIFICATION RECORD

_____   _____
Secretary to the Council   Date