

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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District of
Columbia
Official Code*

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To amend, on a temporary basis, the District of Columbia Revenue Act of 1937 and the District of Columbia Traffic Act, 1925, to allow residents to register their vehicles and renew their operating permits where they have alleged unpaid parking fines, penalties, and fees imposed on their motor vehicles prior to January 1, 1997.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Motor Vehicle Registration and Operator's Permit Issuance Enhancement Temporary Amendment Act of 2002".

Sec. 2. Section 2 of the District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 680; D.C. Official Code § 50-1501.02), is amended as follows:

Note,
§ 50-1501.02

(a) Subsection (c)(2) is amended by striking the phrase "Has paid all applicable fines" and inserting the phrase "Except as provided by subsection (c-1) of this section, has paid all applicable fines" in its place.

(b) A new subsection (c-1) is added to read as follows:

"(c-1)(1) For the purposes of issuing a registration certificate and identification tag or tags pursuant to subsection (c) of this section, the Mayor shall not refuse to issue a certificate and identification tag or tags because the owner has not paid all applicable parking fines, penalties and fees for the motor vehicle or trailer, if those parking fines, penalties, and fees were first imposed prior to January 1, 1997.

"(2) An owner of a motor vehicle or trailer shall not be liable for any parking fines, penalties and fees for a motor vehicle or trailer imposed prior to January 1, 1997, that have remained uncollected as of the effective date of the Motor Vehicle Registration and Operator's Permit Issuance Enhancement Emergency Amendment Act of 2002. Any such uncollected parking fines, penalties and fees are hereby forgiven."

Sec. 3. Section 7(a) of the District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-1401.01(a)), is amended by adding a new paragraph (1A) to read as follows:

Note,
§ 50-1401.01

"(1A)(A) For the purposes of issuing an operator's permit pursuant to this

subsection, the Mayor shall not refuse to issue an operator's permit because the applicant has not paid all applicable parking fines, penalties and fees for a motor vehicle or trailer, if those parking fines and fees were first imposed prior to January 1, 1997.

"(B) An owner of a motor vehicle or trailer shall not be liable for any parking fines, penalties or fees for a motor vehicle or trailer imposed prior to January 1, 1997, that have remained uncollected as of the effective date of the Motor Vehicle Registration and Operator's Permit Issuance Enhancement Emergency Amendment Act of 2002. Any such uncollected parking fines, penalties or fees are hereby forgiven."

Sec. 4. The Department of Motor Vehicles shall establish and implement an adjudication process for owners and applicants who have paid parking fines, penalties, and fees imposed for a motor vehicle or trailer that were imposed prior to January 1, 1997 and paid since January 1, 2002, and refund amounts only if there is proof that tickets were issued in error.

Sec. 5. Fiscal impact statement.
This act shall have no fiscal impact.

Sec. 6. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia