

# ENROLLMENT(S)

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# COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

### D.C. LAW 12-16

#### **"Motor Vehicle Excessive Idling Fine Increase Temporary Amendment Act of 1997".**

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. 12-188, on first and second readings, April 1, 1997 and May 6, 1997, respectively. Following the signature of the Mayor on May 23, 1997, pursuant to Section 404(e) of "the Act", and was assigned Act No. 12-93, and published in the June 27, 1997, edition of the D.C. Register (Vol. 44 page 3627) and transmitted to Congress on June 18, 1997 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 12-16, effective September 5, 1997.



LINDA W. CROPP  
Chairman of the Council

#### Dates Counted During the 30-day Congressional Review Period:

June	18,19,20,23,24,25,26,27
July	7,8,9,10,11,14,15,16,17,21,22,23,24,25,28,29,30,31
Aug.	1
Sept.	2,3,4

ENROLLED ORIGINAL

AN ACT  
D.C. ACT 12-93

*Codification  
District of  
Columbia  
Code  
1998 Supp.*

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 23, 1997

To amend, on a temporary basis, 16 DCMR 3224 and 18 DCMR 2601.2 to increase the civil infractions fine for violating the engine idling provisions of the District of Columbia Air Pollution Control Act of 1984 and the Traffic Adjudication Act of 1978 and to amend the idling restriction of 18 DCMR 2418.3 to make it comply with the District of Columbia Air Pollution Control Act of 1984.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Motor Vehicle Excessive Idling Fine Increase Temporary Amendment Act of 1997".

Sec. 2. Section 3224 of Title 16 of the District of Columbia Municipal Regulations (Consumers, Commercial Practices & Civil Infractions) is amended as follows: DCMR

(a) Subsection 3224.2 is amended by adding a new paragraph (g) to read as follows:

"(g) 20 DCMR § 900.1 (idling the engine of a gasoline or diesel powered motor vehicle on public or private space for more than three (3) minutes except as provided for in § 900.1(a), § 900.1(b), or § 900.1(c)).".

(b) Subsection 3224.3(e) is repealed.

Sec. 3. Title 18 of the District of Columbia Municipal Regulations (Vehicles and Traffic), is amended as follows: DCMR

(a) Subsection 2418.3 is amended to read as follows:

"2418.3 No person operating or having control over the engine of a gasoline or diesel powered motor vehicle, including private passenger vehicles, on public or private space shall not allow that engine to idle for more than three (3) minutes while the motor vehicle is parked, stopped, or standing, except as follows:

"(a) To operate power takeoff equipment such as, but not limited to, dumping, cement mixers, refrigeration systems, content delivery, winches, or shredders;

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"(b) To operate for fifteen (15) minutes air conditioning equipment on buses with an occupancy of twelve (12) or more persons; or

"(c) To operate heating equipment when the local temperature is thirty-two degrees Fahrenheit (32°F) or below."

(b) Subsection 2601.2 is amended by striking the phrase "Idling, excessive [§2415.3].....\$50.00" and inserting the phrase "Idling, excessive [§2418.3].....\$500.00" in its place.

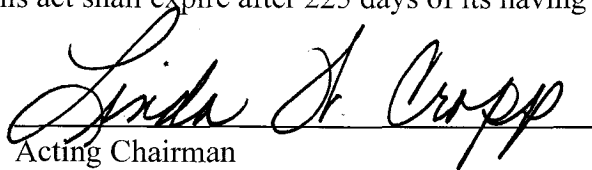
Sec. 4. Fiscal impact statement.

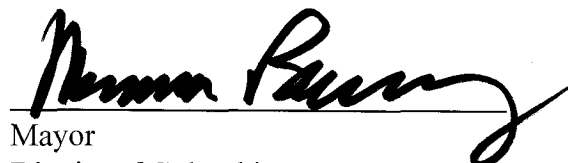
As required by section 602(c)(3) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(3)), this act would have a positive fiscal impact as the result of fines collected by the District of Columbia. The projected annual amount of fines collected is not possible to calculate at this time.

Sec. 5. 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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), a 30-day period of Congressional review 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 the District of Columbia Register.

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

  
Acting Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED: May 23, 1997



## COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TWELVE

## RECORD OF OFFICIAL COUNCIL VOTE

Docket No.

B12-188

| | ITEM ON CONSENT CALENDAR

☒ ACTION & DATE

ADOPTED FIRST READING, 04-01-97

☒ VOICE VOTE  
RECORDED VOTE ON REQUEST

APPROVED

ABSENT

CHAVOUS AND THOMAS

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Jarvis					Evans					Thomas, Sr.				
Allen					Mason									
Brazil					Patterson									
Chavous					Schwartz									
Cropp					Smith, Jr.									

X - Indicates Vote      AB - Absent      NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

  
Date☒ ITEM ON CONSENT CALENDAR☒ ACTION & DATE

ADOPTED FINAL READING, 05-06-97

☒ VOICE VOTE  
RECORDED VOTE ON REQUEST

APPROVED

ABSENT

ALL PRESENT

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Jarvis					Thomas, Sr.				
Allen					Mason									
Brazil					Patterson									
Chavous					Schwartz									
Evans					Smith, Jr.									

X-indicates no      AB-Absent      NV-Present not voting

CERTIFICATION RECORD

Secretary to the Council

  
Date

| | ITEM ON CONSENT CALENDAR

| | ACTION &amp; DATE

☐ VOICE VOTE  
RECORDED VOTE ON REQUEST

ABSENT

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Jarvis					Thomas, Sr.				
Allen					Mason									
Brazil					Patterson									
Chavous					Schwartz									
Evans					Smith, Jr.									

X - Indicates Vote      AB - Absent      NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date