

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 6-42

"Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

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. 6-187 on first and second readings, June 25, 1985, and July 9, 1985, respectively. Following the signature of the Mayor on July 16, 1985, this legislation was assigned Act No. 6-60, published in the August 2, 1985, edition of the D.C. Register, (Vol. 32 page 4450) and transmitted to Congress on July 24, 1985 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 6-42, effective October 5, 1985.

DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 24, 25, 26, 29, 30, 31

August 1

September 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30

October 1, 2, 3, 4

D.C. LAW 6 - 42

AN ACT

EFFECTIVE DATE OCT 05 1985**D.C. ACT 6 - 60**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUL 16 1985

To provide for the imposition of civil fines and other sanctions for infractions of certain District of Columbia laws and regulations, to establish a uniform and expeditious adjudicative system with respect to the infractions; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

TITLE I

PURPOSES; DEFINITIONS; HEARING EXAMINERS; SANCTIONS;

REGULATIONS

Sec. 101. Purpose.

It is the purpose of the Council of the District of Columbia in the adoption of this act to provide for the imposition of alternative civil sanctions for infractions of laws and regulations amended by title IV, and to provide for a uniform and expeditious system of administrative adjudication with respect to the infractions.

Sec. 102. Definitions.

For the purposes of this act, the term:

(1) "District" means the District of Columbia.

(2) "Infraction" means any act or failure to act

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for which a civil sanction may be imposed under the provisions of this act, and with respect to which either the Corporation Counsel or the United States Attorney for the District of Columbia is authorized to commence a criminal proceeding in the Superior Court of the District of Columbia.

(3) "Mayor" means the Mayor of the District of Columbia.

(4) "Person" means corporations, firms, agencies, companies, associations, organizations, partnerships, societies, and joint stock companies, as well as individuals.

(5) "Respondent" means any person charged with an infraction as defined in section 102(2).

Sec. 103. Hearing Examiners.

(a) The Mayor shall appoint 1 or more attorneys to serve as hearing examiners to implement the provisions of this act.

(b) Hearing examiners shall have the following powers:

(1) Presiding over hearings in contested matters under this act;

(2) Compelling the attendance of witnesses by subpoena, administering oaths, taking the testimony of witnesses under oath, and dismissing, rehearing, and continuing cases;

(3) Imposing sanctions for infractions under title II, including monetary fines, penalties, and hearing and inspection costs;

(4) Suspending permits or licenses for the purpose of enforcing the payment of monetary fines, penalties, or hearing and inspection costs;

(5) Permitting the payment of monetary fines, penalties, and hearing and inspection costs in excess of \$50 in monthly installments over a period not greater than 6 months;

(6) Suspending all or part of any fine or penalty imposed on grounds of past compliance or past good faith attempts to comply with applicable laws and regulations, or upon condition that the respondent correct the infraction by a date certain.

(c) Each licensing or permitting authority established by the laws and regulations amended by title IV may delegate to hearing examiners, who are appointed pursuant to this section, the authority to conduct hearings pursuant to the laws and regulations and to recommend appropriate action, including denial, suspension, or revocation of any permit or license, to the licensing or permitting authority.

(d) Prior to assuming any duties or responsibilities pursuant to titles I-III, hearing examiners shall have completed an orientation or training course established by the Mayor for the purpose of familiarizing themselves with relevant rules, procedures, and substantive law.

Sec. 104. Monetary Sanctions.

(a)(1) The Mayor shall prepare and periodically amend a schedule of fines. The schedule of fines shall be submitted to the Council of the District of Columbia

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("Council") for its approval or disapproval, in whole or in part, by resolution. The schedule of fines and subsequent amendments shall not become effective until approved by the Council, or 60 days after submission if the Council has not disapproved the schedule or amendments.

(2) In addition to the civil fine, the following penalties may be imposed:

(A) A respondent who fails to answer a notice of infraction within the time specified by section 202(e) may be assessed a penalty equal to the amount of the civil fine for the infraction set forth in the notice.

(B) A respondent who fails to answer a second notice of infraction within the time specified by section 202(e) may be assessed a penalty equal to twice the amount of the civil fine for the infraction set forth in the notice.

(b) In addition to any civil fines and penalties imposed following the adjudication of an infraction adverse to a respondent, a hearing examiner may, in accordance with rules issued by the Mayor, impose upon the respondent, by order, the costs to the District of any additional inspections before, during, or after the hearing, and other costs associated with the hearing.

Sec. 105. Regulations.

The Mayor may issue rules and regulations necessary to carry out the purposes of this act.

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TITLE II

PROCEDURES

Sec. 201. Notice of infraction.

(a) In order to initiate a proceeding under titles I-III, the Mayor shall serve a notice of infraction upon a respondent. The Mayor shall retain a copy of the notice of infraction, which shall bear a certification attesting to the matters set forth in the notice.

(b) The Mayor shall prepare the notice of infraction, which shall contain:

- (1) The name and address of the respondent;
- (2) A citation of the law or regulation alleged to have been violated;
- (3) The nature, time, and place of the infraction;
- (4) Where appropriate, the date by which the respondent must comply to avoid incurring a fine or penalty;
- (5) The amount of the fine applicable to the infraction;
- (6) The manner, place, and time in which the fine and penalties, if any, may be paid;
- (7) Notice that failure to pay monetary sanctions may result in suspension of respondent's permit or license;
- (8) Notice that failure to answer the notice of infraction within 15 calendar days from the date of service, or other period which the Mayor may establish by rule or regulation, may result in penalties, and the amount of those penalties; and
- (9) Notice of the respondent's right to request a hearing with respect to the infraction, and the procedure

for requesting a hearing.

(c) If a hearing examiner determines that a notice of infraction is defective on its face, the hearing examiner shall enter an order dismissing the notice of infraction and shall promptly notify the respondent.

Sec. 202. Answer.

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may:

(1) Admit the infraction;

(2) Admit the infraction with an explanation

which the hearing examiner may take into account in the imposition of a sanction for the infraction; or

(3) Deny commission of the infraction.

(b) A respondent who responds to a notice of infraction but fails to indicate whether the respondent admits, admits with explanation, or denies the infraction shall be considered to have admitted the infraction if the respondent pays the appropriate fine and penalties, and shall otherwise be considered to have denied the infraction.

(c) A respondent may answer the notice of infraction by mail or in person.

(d) A respondent admitting an infraction shall, at the time the respondent submits an answer, pay the applicable civil fine established pursuant to section 104(a)(1), and any applicable penalties pursuant to section 104(a)(2).

(e) A respondent shall answer a notice of infraction within 15 calendar days of the date the notice of infraction was served, or within any other time period the Mayor may

establish by rule or regulation.

(f) If a respondent has been served a notice of infraction and fails, without good cause, to answer within the time period established in subsection (e) of this section, the respondent shall be liable for the penalty established pursuant to subsection 104(a)(2)(A). The Mayor shall then serve a second notice of infraction upon the respondent. If the respondent fails to answer the second notice of infraction within 15 calendar days of service, or within any other time period the Mayor may establish by rule or regulation, the respondent shall be liable for the penalty established pursuant to section 104(a)(2)(B).

(g) No notice of infraction issued pursuant to titles I-III shall abridge or abrogate any time periods established by the laws and regulations amended by title IV, whether for notice, cure of an infraction, or otherwise.

Sec. 203. Hearing.

(a) The hearing examiner shall conduct a hearing on a notice of infraction in accordance with the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code, sec. 1-1501 et seq.), except as otherwise provided by this act. The Mayor shall bear the burden of establishing an infraction by a preponderance of the evidence.

(b) If a respondent fails, without good cause, to appear at a hearing of which the respondent has been served a notice, the hearing examiner may proceed with the hearing and enter a final order in the case.

(c) After due consideration of the evidence and arguments, the hearing examiner shall determine whether the Mayor has established the infraction. Where the Mayor has not established the infraction, the hearing examiner shall enter an order dismissing the notice of infraction. Where the Mayor has established the infraction, the hearing examiner shall enter an appropriate written order, which shall set forth findings of fact, conclusions of law, and a sanction.

(d) An order entered pursuant to this section is civil in nature.

(e) Upon a finding that the respondent has committed the infraction, the hearing examiner may order the respondent to pay a civil fine and, where appropriate, penalties pursuant to section 104(a)(2) and costs pursuant to section 104(b).

(f) The hearing examiner may suspend any permit or license which authorizes the respondent to engage in the activity to which the infraction relates if the respondent fails to pay any fines, penalties, or costs in accordance with the hearing examiner's order. Suspension of the permit or license shall continue until the respondent complies with the hearing examiner's order.

(g) Upon request of the respondent, the hearing examiner may stay the imposition of any sanction imposed pending administrative review.

(h) The Mayor may cause to be entered any final order requiring a respondent to pay fines, penalties, or costs as

a judgement against the respondent in the Civil Actions Branch of the Civil Division of the Superior Court of the District of Columbia. The Mayor may enforce the judgement in the same manner as any other civil judgement may be enforced under District law.

Sec. 204. Final decision.

The order of the hearing examiner shall become final 15 calendar days after service of the order upon the respondent, unless within that time the party files an administrative appeal pursuant to title III.

Sec. 205. Service.

Any notice or order served upon a respondent or other person pursuant to titles I-III may be personally served, delivered to the respondent's or other person's last known home or business address and left with a person of suitable age and discretion residing or employed therein, or mailed to the respondent or other person by first class mail to the respondent's last known home or business address. When service is by mail, 5 additional days shall be added to the time period within which the respondent or other person may, or is required to, take any action specified in the notice or order.

TITLE III

ADMINISTRATIVE REVIEW

Sec. 301. Jurisdiction to hear appeal.

The District of Columbia Board of Appeals and Review shall entertain and determine appeals timely filed by

persons aggrieved by final orders issued by hearing
examiners pursuant to this act or by the Mayor, except that
appeals involving infractions of the Act to regulate the
height of buildings in the District of Columbia, approved
March 1, 1899 (30 Stat. 923; D.C. Code, sec. 5-601 et seq.).

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or the District of Columbia Zoning Regulations shall be
entertained and determined by the District of Columbia Board
of Zoning Adjustment; appeals involving infractions of the

District of Columbia Alcoholic Beverage Control Act,

approved January 24, 1934 (48 Stat. 319; D.C. Code, sec.

25-101 et seq.), or of any regulation issued under the

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authority of that act shall be entertained and determined by
the District of Columbia Alcoholic Beverage Control Board;

appeals involving infractions of laws governing occupations

and professions, or of regulations issued under the authority

of those laws shall be entertained and determined by the

appropriate occupational or professional board or

commission; and appeals involving infractions of the Rental

Housing Act of 1985, signed by the Mayor on May 16, 1985

(Act 6-23; to be codified as D.C. Code, sec. 45-2501 et

seq.), or of any regulation issued under the authority of

that act shall be entertained and determined by the District

of Columbia Rental Housing Commission.

Sec. 302. Right to administrative appeal and costs of
appeal.

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Any person aggrieved by a final order of a hearing
examiner issued pursuant to titles I-III, or the Mayor, may
appeal to the reviewing agency specified in section 301.

The costs of any appeal, including, but not limited to, the expense of providing a transcript of the hearing, shall be borne by the appellant unless excused by the Mayor pursuant to rules issued by the Mayor.

Sec. 303. Scope of review.

The reviewing agency shall make a determination of each appeal on the basis of the record established before the hearing examiner. The reviewing agency shall set aside any hearing examiner order that is without observance of procedure required by law or regulations, including any applicable procedure required by titles I-III, or any hearing examiner order that is unsupported by a preponderance on the evidence on the record. The reviewing agency shall apply the rule of harmless error, and shall have power to affirm, reverse, or modify the order of the hearing examiner. The reviewing agency may remand a case for further proceedings before the hearing examiner. A reviewing agency may not modify a monetary sanction imposed by a hearing examiner if that sanction is within the limits established by law or regulation.

TITLE IV

AMENDMENTS TO OTHER LAWS AND REGULATIONS

Sec. 401. Section 17 of the Water Pollution Control Act of 1984, effective March 16, 1985 (D.C. Law 5-188; to be codified at D.C. Code, sec. 6-921 et seq.), is amended by adding a new subsection (f) to read as follows:

"(f) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the

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provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 402. Section 6 of the Automobile Consumer Protection Act of 1984, effective March 14, 1985 (D.C. Law 5-162; to be codified at D.C. Code, sec. 40-1301 et seq.), is amended by adding a new subsection (e) to read as follows:

"(e) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or the rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 403. Section 15 of the Employment Services Licensing and Regulation Act of 1984, effective March 13, 1985 (D.C. Law 5-136; to be codified at D.C. Code, sec. 36-1001 et seq.), is amended by adding a new subsection (g) to read as follows:

"(g) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the

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provisions of this act, or the rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infractions shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infraction Act of 1985.".

Sec. 404. Section 18 of the District of Columbia Funeral Services Regulation Act of 1984, effective May 22, 1984 (D.C. Law 5-84; D.C. Code, sec. 2-2817), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or the rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infractions shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 405. Section 27 of the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Code, sec. 45-1946), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of

the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 406. Section 4 of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Code, sec. 2-2501 et seq.), is amended as follows:

(a) Section 2-2532 is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

(b) Section 2-2533 is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant titles I-III of the Department of Consumer and Regulatory Affairs Civil

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Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 407. Section 15 of the District of Columbia Securities Act, effective March 5, 1981 (D.C. Law 3-133; D.C. Code, sec. 2-2614), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 408. Section 901 of the Rental Housing Act of 1985, signed by the Mayor on May 16, 1985 (Act 6-23; to be codified as D.C. Code, sec. 45-2591), is amended by adding a new subsection (f) to read as follows:

"(f) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of subsections (a) through (e) of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III

of the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985.".

Sec. 409. Section 21 of the District of Columbia
Pharmacist and Pharmacy Regulation Act of 1980, effective
September 16, 1980 (D.C. Law 3-98; D.C. Code, sec. 2-2020),
is amended by adding a new subsection (d) to read as
follows:

"(d) Civil fines, penalties, and fees may be imposed
as alternative sanctions for any infraction of the
provisions of this act, or any rules or regulations issued
under the authority of this act, pursuant to titles I-III of
the Department of Consumer and Regulatory Affairs Civil
Infractions Act of 1985. Adjudication of any infraction of
this act shall be pursuant to titles I-III of the Department
of Consumer and Regulatory Affairs Civil Infractions Act of
1985."

Sec. 410. The Rental Housing Conversion and Sale Act
of 1980, effective September 10, 1980 (D.C. Law 3-86; D.C.
Code, sec. 45-1601 et seq.), is amended as follows:

(a) Section 506 (D.C. Code, sec. 45-1656) is amended by
adding a new subsection (e) to read as follows:

"(e) Civil fines, penalties, and fees may be imposed
as alternative sanctions for any infraction of the
provisions of this act, or any rules or regulations issued
under the authority of this act, pursuant to titles I-III of
the Department of Consumer and Regulatory Affairs Civil
Infractions Act of 1985. Adjudication of any infraction of
this act shall be pursuant to titles I-III of the Department

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of Consumer and Regulatory Affairs Civil Infractions Act of
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(b) Section 507(b) (D.C. Code, sec. 45-1657(b)) is
amended by striking the period and inserting the phrase ";
or, upon adjudication for any infraction thereof, impose
civil fines, penalties, and fees as alternative sanctions,
pursuant to titles I-III of the Department of Consumer and
Regulatory Affairs Civil Infractions Act of 1985.
Adjudication of any infraction shall be pursuant to titles
I-III of the Department of Consumer and Regulatory Affairs
Civil Infractions Act of 1985." in its place.

Sec. 411. Section 7 of the District of Columbia
Smoking Restriction Act of 1979, effective September 28,
1979 (D.C. Law 3-22; D.C. Code, sec. 6-916), is amended by
adding a new subsection (d) to read as follows:

"(d) Civil fines, penalties, and fees may be imposed
as alternative sanctions for any infraction of the
provisions of this act, or any rules or regulations issued
under the authority of this act, pursuant to titles I-III of
the Department of Consumer and Regulatory Affairs Civil
Infractions Act of 1985. Adjudication of any infraction of
this act shall be pursuant to titles I-III of the Department
of Consumer and Regulatory Affairs Civil Infractions Act of
1985.".

Sec. 412. Section 11 of the Historic Landmark and
Historic District Protection Act of 1978, effective March 3,
1979 (D.C. Law 2-144; D.C. Code, sec. 5-1010), is amended by
adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 413. Section 17 of the District of Columbia Consumer Transmission of Money Act of 1978, effective October 5, 1978 (D.C. Law 2-114; D.C. Code, sec. 47-3116), is amended by adding 2 sentences to the end to read as follows:

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"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 414. Section 19 of the Pesticide Operations Act of 1979, effective April 18, 1978 (D.C. Law 2-70; 24 DCR 6867), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as

alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 415. Section 18 of the District of Columbia Occupational Therapy Practice Act of 1977, effective April 6, 1978 (D.C. Law 2-67; D.C. Code, sec. 2-1705.17), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 416. Section 503 of the D.C. Ambulatory Surgical Treatment Center Licensure Act, effective April 6, 1978 (D.C. Law 2-66; 24 DCR 6836), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the

authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 417. Section 21 of the District of Columbia Public Accountancy Act of 1977, effective March 16, 1978

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(D.C. Law 2-59; D.C. Code, sec. 2-120), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of section 6 or section 16, or any rules or regulations issued under the authority of those sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 418. Section 12 of the District of Columbia Hazardous Waste Management Act of 1977, effective March 16, 1978 (D.C. Law 2-64; D.C. Code, sec. 6-711(b)), is amended by adding a new subsection (d) to read as follows:

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"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 419. Section 3-105 of the Retail Service Station Act of 1976, effective April 19, 1977 (D.C. Law 1-123; D.C. Code, sec. 10-215), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of sections 3-101 through -105 or section 5-301, or any rules or regulations issued under the authority of those sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 420. Section 417 of the Condominium Act of 1976, effective March 29, 1977 (D.C. Law 1-89; D.C. Code, sec. 45-1877), is amended by designating the existing language as subsection (a) and inserting a new subsection (b) to read as follows:

"(b) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of

this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 421. Section 102 of the License Fees and Charges Act of 1976, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, sec. 1-326), is amended by striking the phrase "to revoke it." and inserting the phrase "to revoke it, or, upon determination of liability therefor, to impose civil fines pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985." in its place.

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Sec. 422. Section 3(e) of the District of Columbia Consumer Protection Act of 1976, effective July 22, 1976 (D.C. Law 1-76; D.C. Code, sec. 28-3902(e)), is amended by adding a sentence at the end to read as follows:

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"Any administrative law judge appointed pursuant to this subsection may hear cases pursuant to section 103 of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 423. Section 9 of the District of Columbia Boxing and Wrestling Commission Act, effective October 8, 1975 (D.C. Law 1-20; D.C. Code, sec. 2-608), is amended by adding a new subsection (d) to read as follows:

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"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 424. Section 11 of An Act To improve the laws relating to the regulation of insurance companies in the District of Columbia, approved August 24, 1974 (88 Stat. 762; D.C. Code, sec. 35-2010), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 425. Section 20 of the District of Columbia Professional Corporation Act, approved December 10, 1971 (85 Stat. 582; D.C. Code, sec. 29-620), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of

this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 426. Section 14 of the Practice of Psychology Act, approved January 8, 1971 (84 Stat. 1960; D.C. Code, sec. 2-1704.13), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 2-1
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(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 427. Section 10 of An Act To regulate within the District of Columbia the sale of milk, cream, and ice cream, and for other purposes, approved January 5, 1971 (84 Stat. 1938; D.C. Code, sec. 33-310), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 33-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department

of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 428. Section 11 of the District of Columbia Public Space Utilization Act, approved October 17, 1968 (82 Stat. 1168; D.C. Code, sec. 7-1040), is amended by adding a new subsection (e) to read as follows:

"(e) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 429. Section 3(i) of An Act To confer additional jurisdiction upon the Superintendent of Insurance for the District of Columbia to regulate domestic stock insurance companies and to exempt such companies from section 12(g)(1) of the Securities Exchange Act of 1934, approved April 18, 1966 (80 Stat. 125; D.C. Code, sec. 35-213(i)), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of

this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

Sec. 430. Section 5 of the District of Columbia Tissue Bank Act, approved September 10, 1962 (76 Stat. 535; D.C. Code, sec. 2-1604), is amended by designating the existing language as subsection (a) and adding a new subsection (b) to read as follows:

D.C. Cod
sec. 2-1
(1986 st)

"(b) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

D.C. Cod
sec. 29-
(1986 st)

Sec. 431. The District of Columbia Nonprofit Corporation Act, ⁶² approved August 6, 1942 (76 Stat. 265; D.C. Code, sec. 29-501 et seq.), is amended as follows:

(a) Section 82(c) (D.C. Code, sec. 29-583(c)) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of

this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(b) Section 87 (D.C. Code, sec. 29-588) is amended by adding 2 new sentences at the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(c) Section 93(e) (D.C. Code, sec. 29-594(e)) is amended to read as follows:

"(e) The Council of the District of Columbia may make and modify, and the Mayor may enforce, any regulations the Council deems necessary to carry out the provisions of this act. The Council may prescribe penalties, including civil fines, penalties, and fees, for violation of the regulations not exceeding a fine of \$300 or imprisonment for 90 days, or both, and the Mayor may prescribe the forms and procedures for use in the conduct of the business of any office or agency established by him as he may deem appropriate.".

(d) Section 105 (D.C. Code, sec. 29-599.7) is amended by adding a sentence to the end to read as follows:

"Adjudication of civil infractions shall be pursuant to

the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985.".

(e) Section 109 (D.C. Code, sec. 29-599.11) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 29-
11
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 432. The Physical Therapists Practice Act, approved September 22, 1961 (75 Stat. 578; D.C. Code, sec. 2-1703.1 et seq.), is amended as follows:

(a) Section 17 (D.C. Code, sec. 2-1703.15) is amended by adding a sentence to the end to read as follows:

D.C. Cod
sec. 2-1
15
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of section 4, 15, or 16, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 18 (D.C. Code, sec. 2-1703.16) is amended by adding a new subsection (c) to read as follows:

D.C. Cod
sec. 2-1
16
(1986 su)

"(c) Adjudication of any infraction of section 4, 15, or 16 shall be pursuant to titles I-III of the Department of

Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 433. An Act To authorize the bonding of persons engaging in the home improvement business, and for other purposes, approved September 6, 1960 (74 Stat. 816; D.C. Code, sec. 2-501 et seq.), is amended as follows:

(a) Section 4 (D.C. Code, sec. 2-504) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 5 (D.C. Code, sec. 2-505) is amended by adding a sentence to the end to read as follows:

"Adjudication of civil infractions shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 434. The District of Columbia Practical Nurses' Licensing Act, approved September 6, 1960 (74 Stat. 807; D.C. Code, sec. 2-1702.1 et seq.), is amended as follows:

(a) Section 17 (D.C. Code, sec. 2-1702.15) is amended by adding a sentence to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as

alternative sanctions for any infraction of the provisions of section 5 or 16, or any rules or regulations issued under the authority of those sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(b) Section 18 (D.C. Code, sec. 2-1702.16), is amended by adding a new subsection (c) to read as follows:

"(c) Adjudication of an infraction of any provision of section 5 or 16 shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 435. Section 8 of An Act To provide for the regulation of finance charges for retail installment sales of motor vehicles in the District of Columbia, and for other purposes, approved April 22, 1960 (74 Stat. 73; D.C. Code, sec. 40-1107), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 436. Section 6 of An Act To provide for the regulation of closing-out and fire sales in the District of

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sec. 2-1
1986 su

D.C. Cod
sec. 2-1
16
(1986 su

D.C. Cod
sec. 40-
(1986 su

D.C. Cod
sec. 47-
(1986 su

Columbia, approved September 1, 1959 (73 Stat. 450; D.C. Code, sec. 47-2106), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 437. Section 7 of the District of Columbia Taxicab Insurance Act of 1958, approved August 28, 1958 (72 Stat. 954; D.C. Code, sec. 44-307), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 438. Section 13 of the District of Columbia Charitable Solicitation Act, approved July 10, 1957 (71 Stat. 281; D.C. Code, sec. 2-712), is amended by adding a

new subsection (d) to read as follows:

"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 439. Section 16 of An Act To regulate and license pawnbrokers in the District of Columbia, approved August 16, 1956 (70 Stat. 1042; D.C. Code, sec. 2-1916), is amended by adding a new subsection (c) to read as follows:

D.C. Cod
sec. 2-1
(1986 s)

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 440. Section 16 of An Act to create a board for the condemnation of insanitary buildings in the District of Columbia, and for other purposes, approved August 28, 1954 (68 Stat. 889; D.C. Code, sec. 5-716), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 5-7
(1986 s)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction by any person violating or aiding and abetting in violating section 3, 4, 5, 7, 11, 12, or 15, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 441. The District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 179; D.C. Code, sec. 29-301 et seq.), is amended as follows:

(a) Section 99(e)(4) (D.C. Code, sec. 29-399(e)(4)), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions on any foreign corporation which fails to comply with the requirements of paragraph (1) of this subsection, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(b) Section 124 (D.C. Code, sec. 29-399.25) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(c) Section 129 (D.C. Code, sec. 29-399.30) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 29-
30

(1986 su

"Civil fines, penalties, and fees may be imposed as alternative sanctions on any corporation or foreign corporation which fails or refuses to maintain a registered office or a registered agent in the District of Columbia in accordance with the provisions of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(d) Section 131 (D.C. Code, sec. 29-399.32) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 29-
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(1986 su

"Civil fines, penalties, and fees may be imposed as alternative sanctions on any person or corporation who commits an infraction of any provisions of this act or fails to comply with any provisions thereof, for which infraction or failure no penalty is provided therein or elsewhere in

the laws of the District of Columbia, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any, infraction or failure shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(e) Section 149 (D.C. Code, sec. 29-399.49) is amended by adding a sentence to the end to read as follows:

"Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(f) Section 151 (D.C. Code, sec. 29-399.50) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions on any person who signs any instrument delivered to the Mayor pursuant to this act knowing it to contain a misstatement of fact, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 442. Section 14 of An Act Defining and regulating the practice of the profession of engineering and creating a Board of Registration for Professional Engineers in the District of Columbia, approved September 19, 1950 (64 Stat. 685; D.C. Code, sec. 2-2314), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

D.C. Cod
sec. 29-
49
(1986 su)
Sec. 443. Section 611 of the District of Columbia Revenue Act of 1949, approved May 27, 1949 (63 Stat. 139; D.C. Code, sec. 47-2410), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

D.C. Cod
sec. 2-2
(1986 su)
Sec. 444. Section 8 of An Act To regulate the placing of children in family homes, and for other purposes, approved April 22, 1944 (58 Stat. 195; D.C. Code, sec. 32-1009), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as

D.C. Cod
sec. 47-
(1986 su)

D.C. Cod
sec. 32-
(1986 su)

alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 445. Section 2 of An Act Relating to the sale of horse meat or food products thereof in the District of Columbia, approved July 3, 1943 (57 Stat. 372; D.C. Code, sec. 33-403), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 446. Section 7 of An Act To amend an Act entitled "An Act to create a board for the condemnation of insanitary buildings in the District of Columbia, and for other purposes", approved May 1, 1906, as amended, and for other purposes, approved December 17, 1942 (56 Stat. 1056; D.C. Code, sec. 1-316), is amended by inserting after the phrase

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"in addition to any fine," the phrase "or to prescribe civil fines or other civil sanctions".

Sec. 447. The Fire and Casualty Act, approved October 9, 1940 (54 Stat. 1063; D.C. Code, sec. 35-1501 et seq.), is amended as follows:

(a) Section 3(b) (D.C. Code, sec. 35-1506(b)) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 36(b) (D.C. Code, sec. 35-1540(b)) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(c) Section 43 (D.C. Code, sec. 35-1546) is amended by

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sec. 35-
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D.C. Code
sec. 35-1
(1986 sup

designating the existing text as subsection (a) and adding a new subsection (b) to read as follows:

"(b) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 448. The District of Columbia Cooperative Association Act, approved June 19, 1940 (54 Stat. 480; D.C. Code, sec. 29-1101 et seq.), is amended as follows:

(a) Section 34 (D.C. Code, sec. 29-1134) is amended by adding a new subsection (d) to read as follows:

"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions on any person who shall subscribe or make oath to such report containing a materially false statement, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(b) Section 37(b) (D.C. Code, sec. 29-1137(b)), is amended by adding 2 sentences to the end to read as follows:

"(b) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the

provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(c) Section 38 (D.C. Code, sec. 29-1138) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 29-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985".

(d) Section 39 (D.C. Code, sec. 29-1139) is amended by adding 2 sentences to the end to read as follows:

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sec. 29-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of

1985.".

(e) A new section 42a is inserted to read as follows:

"42a. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 449. Section 5 of An Act To regulate in the District of Columbia the disposal of certain refuse, and for other purposes, approved April 22, 1940 (54 Stat. 155; D.C. Code, sec. 6-604), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 450. Section 10 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other

tures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 800; D.C. Code, sec. 5-426), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions sections 1 through 16, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 451. Section 14(b) of the District of Columbia Consumer Act, approved June 7, 1938 (52 Stat. 623; D.C. Code, sec. 2-414(b)), is amended by adding 2 sentences to the end read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 452. Section 26 of An Act To provide for the examination and licensing of those engaging in the practice

of cosmetology in the District of Columbia, approved June 7, 1938 (52 Stat. 619; D.C. Code, sec. 2-926), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 453. Section 2 of title II of the District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 675; D.C. Code, sec. 47-2602), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 454. Section 13 of the Boiler Inspection Act of the District of Columbia, approved June 25, 1936 (49 Stat. 1919; D.C. Code, sec. 1-1014), is amended by adding 2

sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 455. The District of Columbia Alcoholic Beverage Control Act, approved January 24, 1934 (48 Stat. 319; D.C. Code, sec. 25-101 et seq.), is amended as follows:

(a) Section 27 (D.C. Code, sec. 25-127) is amended by adding a new subsection (d) to read as follows:

"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

D.C. Cod
sec. 25-
(1986 su

(b) Section 33 (D.C. Code, sec. 25-132) is amended by adding a new subsection (e) to read as follows:

"(e) A civil fine may be imposed as an alternative sanction for any infraction of this act for which no

D.C. Cod
sec. 25-
(1986 su

specific penalty is provided, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 456. Section 1 of chapter VI of the Life Insurance Act, approved June 19, 1934 (48 Stat. 1176; D.C. Code, sec. 35-801), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act for which no penalty is provided elsewhere, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 457. Section 4 of An Act To regulate the erection, hanging, placing, painting, display, and maintenance of outdoor signs and other forms of exterior advertising within the District of Columbia, approved March 3, 1931 (46 Stat. 1486; D.C. Code, sec. 1-327), is amended by designating the existing text as subsection (a) and adding a new subsection (b) to read as follows:

"(b) Civil fines, penalties, and fees may be imposed

is alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 458. Section 4 of An Act Authorizing the acquisition of land in the District of Columbia and the construction thereon of two modern high-temperature incinerators for the destruction of combustible refuse, and for other purposes, approved March 4, 1929 (45 Stat. 1549; D.C. Code, sec. 6-508), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 459. Section 5 of An Act To regulate the manufacture, renovation, and sale of mattresses in the District of Columbia, approved July 3, 1926 (44 Stat. 839; D.C. Code, sec. 6-805), is amended by adding 2 sentences to

the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of section 2 or section 7, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these sections shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 460. Section 30 of the Architects' Registration Act, approved December 13, 1924 (43 Stat. 718; D.C. Code, sec. 2-230), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 461. Section 2 of An Act To regulate the practice of optometry in the District of Columbia, approved May 28, 1924 (43 Stat. 177; D.C. Code, sec. 2-1802), is amended by adding a new subsection (c) to read as follows:

"(c) Civil fines, penalties, and fees may be imposed

as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 462. Section 28 of An Act To regulate marine insurance in the District of Columbia, and for other purposes, approved March 4, 1922 (42 Stat. 412; D.C. Code, sec. 35-1425), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 35-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 463. Section 32 of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures, and Markets of the District of Columbia; and for other purposes, approved March 3, 1921 (41 Stat. 1225; D.C. Code, sec. 10-136), is amended by adding 2 sentences to the end to read

D.C. Cod
sec. 10-
(1986 su)

as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 464. An Act To regulate the practice of podiatry in the District of Columbia, approved May 23, 1918 (40 Stat. 560; D.C. Code, sec. 2-2201 et seq.), is amended by adding a new section 20 to read as follows:

"Sec. 20. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 465. Section 7 of An Act To prevent fraud at public auctions in the District of Columbia, approved September 8, 1916 (39 Stat. 847; D.C. Code, sec. 47-2707), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 466. Section 7 of An Act To regulate the business of loaning money on security of any kind by persons, firms and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, and real estate brokers in the District of Columbia, approved February 4, 1913 (37 Stat. 659; D.C. Code, sec. 26-707), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 26-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 467. Section 8 of An Act To define the term of "registered nurse" and to provide for the registration of

nurses in the District of Columbia, approved February 9, 1907 (34 Stat. 889; D.C. Code, sec. 2-1701.9), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 468. Section 14 of An Act To create a board for the condemnation of insanitary buildings in the District of Columbia, and for other purposes, approved May 1, 1906 (34 Stat. 160; D.C. Code, sec. 5-714), is amended to read as follows:

"Sec. 14. The owner of any building or part of building condemned under the provisions of this act may, within 15 days from the date on which the owner receives notice that an order of condemnation has been reviewed by the Condemnation Review Board ('Board') pursuant to section 2 and has been affirmed and modified by the Board, appeal to the District of Columbia Court of Appeals for judicial review pursuant to section 110 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1209; D.C. Code, sec. 1-1510).".

Sec. 469. Section 7 of An Act Making appropriations to

provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and three, and for other purposes, approved July 1, 1902 (32 Stat. 622; D.C. Code, sec. 47-2801 et seq.), is amended as follows:

D.C. Cod
sec. 47-
(1986 su)

(a) Paragraph 9 (D.C. Code, sec. 47-2808) is amended by inserting immediately prior to the last sentence 2 sentences to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Paragraph 48 (D.C. Code, sec. 47-2846) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 47-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section or section 9 or 10 of An Act To regulate the keeping of employment agencies in the District of Columbia where fees are charged for procuring employment or situations, approved June 19, 1906 (34 Stat. 308; D.C. Code, secs. 47-3010 & -3011), or any rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985. Adjudication of any infraction of this section or section 9 or 10 of An Act To regulate the keeping of employment agencies in the District of Columbia where fees are charged for procuring employment or situations, approved June 19, 1906 (34 Stat. 308; D.C. Code, secs. 47-3010 & -3011), shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 470. An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1189), is amended as follows:

(a) Section 586f (D.C. Code, sec. 29-819) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section, shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 631 (D.C. Code, sec. 29-227) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of

the Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985. Adjudication of any infraction of
 this section shall be pursuant to titles I-III of the
 Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985.".

(c) Section 632 (D.C. Code, sec. 29-228) is amended by
 adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as
 alternative sanctions for any infraction of the provisions
 of this section, or any rules or regulations issued under
 the authority of this section, pursuant to titles I-III of
 the Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985. Adjudication of any infraction of
 this section shall be pursuant to titles I-III of the
 Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985.".

(d) Section 648 (D.C. Code, sec. 35-201) is amended by
 adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as
 alternative sanctions for any infraction of the provisions
 of this section, or any rules or regulations issued under
 the authority of this section, pursuant to titles I-III of
 the Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985. Adjudication of any infraction of
 this section shall be pursuant to titles I-III of the
 Department of Consumer and Regulatory Affairs Civil
 Infractions Act of 1985.".

(e) Section 653 (D.C. Code, sec. 35-202) is amended by

D.C. Cod
 sec. 29-
 (1986 su

D.C. Cod
 sec. 35-
 (1986 su

D.C. Cod
 sec. 35-
 (1986 su

adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(f) Section 655 (D.C. Code, sec. 35-1302) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(g) Section 762 (D.C. Code, sec. 35-1214) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of sections 749 through 763 by any association, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory

Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these sections shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

(h) Section 763 (D.C. Code, sec. 35-1215) is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 35-
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of sections 749 through 763 by any person acting as officer, agent, or otherwise for any association, or any rules or regulations issued under the authority of these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these sections shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 471. Section 1 of An Act To cause the removal of weeds from lands in the city of Washington, District of Columbia, and for other purposes, approved March 1, 1899 (30 Stat. 959; D.C. Code, sec. 6-1101), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 6-1
(1986 sup)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules or regulations issued under the authority of this section, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this section shall be pursuant to titles I-III of the

Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985.".

Sec. 472. An Act To authorize the Commissioners of the District of Columbia to remove dangerous or unsafe buildings and parts thereof, and for other purposes, approved March 1, 1899 (30 Stat. 923; D.C. Code, sec. 5-601 et seq.), is amended as follows:

(a) Section 5 (D.C. Code, sec. 5-605) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction by any person, corporation, partnership, syndicate, or company subject to the provisions of sections 1 through 3 who shall neglect or refuse to perform any act required by these sections, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.

Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 8 (D.C. Code, sec. 5-608) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction by any person occupying, or permitting the occupancy of, a building or part thereof in violation of the order of the Mayor, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles

d Orig. III of the Department of Consumer and Regulatory Affairs

Civil Infractions Act of 1985.".

Sec. 473. Section 4 of An Act To regulate the construction of barbed-wire fences in the District of Columbia, and for other purposes, approved July 8, 1898 (30 Stat. 725; D.C. Code, sec. 7-804), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 7-8
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules and regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 474. Section 8 of An Act To regulate plumbing and gas fitting in the District of Columbia, approved June 18, 1898 (30 Stat. 477; D.C. Code, sec. 2-2108), is amended by adding 2 sentences to the end thereof to read as follows:

D.C. Cod
sec. 2-2
(1986 su)

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules and regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of

1985."

Sec. 475. Section 2 of An Act To prevent the adulteration of candy in the District of Columbia, approved May 5, 1898 (30 Stat. 398; D.C. Code, sec. 33-202), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules and regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 476. Section 9 of An Act Relating to the adulteration of foods and drugs in the District of Columbia, approved February 17, 1898 (30 Stat. 248; D.C. Code, sec. 33-109), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules and regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 477. Section 3 of An Act To provide for the drainage of lots in the District of Columbia, approved May 19, 1896 (29 Stat. 126; D.C. Code, sec. 6-403), is amended by adding 2 sentences to the end thereof to read as follows:

D.C. Cod
sec. 6-4
(1986 su

"Civil fines, penalties, and fees may be imposed as alternative sanctions if the owners of any lots neglect or refuse to make the corrections required by section 1 within 30 days after the receipt of the notice, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 478. The 6th paragraph (under the heading "HEALTH DEPARTMENT") of section 1 of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, eighteen hundred and ninety-five, and for other purposes, approved August 7, 1894 (28 Stat. 257; D.C. Code, sec. 6-112), is amended by adding 2 sentences to the end to read as follows:

D.C. Cod
sec. 6-1
(1986 su

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infractions of the late Board of Health of the District of Columbia, as legalized by the Joint resolution legalizing the health ordinances and regulations for the District of Columbia, approved April 24, 1880 (21 Stat. 304; D.C. Code, secs. 6-110 & -111), or any rules or regulations issued under the authority of that

joint resolution, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 479. An Act for the regulation of the practice of dentistry in the District of Columbia, and for the protection of the people from empiricism in relation thereto, approved June 6, 1892 (27 Stat. 42; D.C. Code, sec. 2-1201 et seq.), is amended by adding a new section 32 to read as follows:

"Sec. 32. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or any rules and regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this act shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 480. Section 1 of An Act to authorize the appointment of an inspector of plumbing in the District of Columbia, and for other purposes, approved April 23, 1892 (27 Stat. 21; D.C. Code, sec. 1-1023), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the regulations pursuant to titles I-III of the Department of Consumer and

Regulatory Affairs Civil Infractions Act of 1985.

Adjudication of any infraction shall be pursuant to titles

I-III of the Department of Consumer and Regulatory Affairs

Civil Infractions Act of 1985.".

Sec. 481. An act to regulate the construction and

D.C. Code,
1-323

operation of elevators within the District of Columbia, and

(1986 supp

for other purposes, approved March 3, 1887 (24 Stat. 580;

D.C. Code, sec. 1-323), is amended by adding a new section 3

to read as follows:

"Sec. 3. Civil fines, penalties, and fees may be

imposed as alternative sanctions for any infraction of the

orders made pursuant to this act in accordance with titles

I-III of the Department of Consumer and Regulatory Affairs

Civil Infractions Act of 1985. Adjudication of any

infraction of this act shall be pursuant to titles I-III of

the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985.".

Sec. 482. An act to regulate steam-engineering in the

New,
D.C. Code,
2-2408
(1986 supp

District of Columbia, approved February 28, 1887 (24 Stat.

427; D.C. Code, sec. 2-2401 et seq.), is amended by adding a

new section 8 to read as follows:

"Sec. 8. Civil fines, penalties, and fees may be

imposed as alternative sanctions for any infraction of the

provisions of this act, or any rules and regulations issued

under the authority of this act, pursuant to titles I-III of

the Department of Consumer and Regulatory Affairs Civil

Infractions Act of 1985. Adjudication of any infraction of

this act shall be pursuant to titles I-III of the Department

Enrolled

of Consumer and Regulatory Affairs Civil Infractions Act of
1985.".

Sec. 483. The 11th paragraph of section 1 of An act to
authorize the Commissioners of the District of Columbia to
make police regulations for the District of Columbia,
approved January 26, 1887 (24 Stat. 369; D.C. Code, sec.
1-315(9)), is amended to read as follows:

"Eleventh. To prescribe reasonable penalties,
including civil penalties, for the infraction of the [of
the] regulations mentioned in this act. The penalties may
be enforced in any court or administrative tribunal of the
District of Columbia having jurisdiction of minor offenses
or civil infractions, and in the same manner that minor
offenses or civil infractions are by law prosecuted or
adjudicated and punished."

Sec. 484. Section 2 of the Act of the Legislative
Assembly, adopted June 20, 1872 (D.C. Code, sec. 47-2906),
is amended by adding 2 sentences to the end to read as
follows:

"Civil fines, penalties, and fees may be imposed as
alternative sanctions for any infraction of the provisions
of section 1, or any rules or regulations issued under the
authority of this section, pursuant to titles I-III of the
Department of Consumer and Regulatory Affairs Civil
Infractions Act of 1985. Adjudication of any infraction of
section 1 shall be pursuant to titles I-III of the
Department of Consumer and Regulatory Affairs Civil
Infractions Act of 1985."

Sec. 485. The Air Quality Control Regulations,

Note,
D.C. Code,
6-905
(1986 supp)

effective March 15, 1985 (D.C. Law 5-165; 20 DCMR chapters

1-9), are amended as follows:

(a) Section 100.4 (20 DCMR 100.4) is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties and fees may be imposed as alternative sanctions for any infraction of the provisions of this act, or the rules or regulations issued under the authority of this act, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infractions shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

(b) Section 105.1 (20 DCMR 105.1) is amended after the first sentence by inserting 2 sentences to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of these regulations pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these regulations shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."

Sec. 486. Section 301 of the Child Development Facilities Regulation, enacted December 14, 1974 (Reg. 74-34; 29 DCMR 310), is amended by adding a new subsection (d) to read as follows:

"(d) Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of these regulations pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these regulations shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 487. Section 1(a) of title III of the Health Care Facilities Regulation, enacted June 14, 1974 (Reg. 74-15; 22 DCMR 3100.1), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of these regulations pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these regulations shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 488. Section 8-5:118 of the District of Columbia Health Regulations, issued June 20, 1961 (C.O. No. 61-1117; 22 DCMR 200.4), is amended by adding 2 sentences to the end to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of these regulations pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Infractions Act of 1985. Adjudication of any infraction of these regulations shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

Sec. 489. The Housing Regulations of the District of Columbia, issued August 11, 1955 (C.O. No. 55-1502; 14 DCMR chapters 1-13), is amended as follows:

(a) The first sentence of section 1302.1 (14 DCMR 107.1) is amended to read as follows:

"1302.1 Any owner, licensee, or operator of any premises subject to the provisions of these regulations adversely affected by a determination made pursuant to these regulations or titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985 may file an appeal in writing with the Board of Appeals and Review.".

(b) Section 2104 (14 DCMR 102) is amended as follows:

(1) By inserting after the first sentence 2 sentences to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this Code, or any rules or regulations issued under the authority of this Code, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of this Code shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985."; and

(2) By adding at the end a sentence to read as follows:

"Any person, including a tenant, who causes a violation of any provision of these regulations is subject to the same penalties as those provided in this section.".

(c) The first sentence of section 2703 (14 DCMR 107.1) is amended to read as follows:

"Any person, owner, licensee, or operator of any premises subject to the provisions of these regulations who is adversely affected by a determination made pursuant to these regulations or titles I or III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985 may file an appeal in writing with the Board of Appeals and Review.".

(d) Section 3303 (14 DCMR 102.3) is amended after the first sentence by inserting 2 sentences to read as follows:

"Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of these regulations, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of these regulations shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.".

TITLE V

Sec. 501. Effective date.

(a) 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)).

(b) The provisions of this act shall apply only to

Note,
D.C. Code,
6-2701 to
6-2723 and
D.C.Code
sections
amended by
Title IV
(1986 supp

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infractions which occur or are discovered by inspection
after the effective date of this act.



Chairman
Council of the District of Columbia

Mayor
District of Columbia

APPROVED: July 16, 1985

COUNCIL
CHMN. C.
CRAWFO
JARVIS
KANE
MASON

COUNCIL M
CHMN. CLA
CRAWFORD
JARVIS
KANE
MASON

COUNCIL MEM
CHMN. CLAR
CRAWFORD
JARVIS
KANE
MASON



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Six — First Session

RECORD OF OFFICIAL COUNCIL VOTE

B 6-187

DOCKET NO: _____

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 6-25-85

VOICE VOTE: By Majority, Member Crawford voted present

Recorded vote on request

all present

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.
CLARKE					RAY					SPAULDING				
FORD					ROLARK					WILSON				
IS					SCHWARTZ					WINTER				
NE					SHACKLETON									
SON					SMITH, JR.									

X — Indicates Vote

A.B. — Absent

N.V. — Present, not voting

CERTIFICATION RECORD

Rusden *[Signature]*
Secretary to the Council

7/12/85

Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 7-9-85

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Wilson

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.
CLARKE					RAY					SPAULDING				
FORD					ROLARK					WILSON				
IS					SCHWARTZ					WINTER				
NE					SHACKLETON									
SON					SMITH, JR.									

X — Indicates Vote

A.B. — Absent

N.V. — Present, not voting

CERTIFICATION RECORD

Rusden *[Signature]*
Secretary to the Council

7/12/85

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.
CLARKE					RAY					SPAULDING				
FORD					ROLARK					WILSON				
IS					SCHWARTZ					WINTER				
NE					SHACKLETON									
SON					SMITH, JR.									

X — Indicates Vote

A.B. — Absent

N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date