

# ENROLLMENT(S)

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# COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

### D.C. LAW 12-134

#### **"Motor Vehicle Excessive Idling Fine Increase Temporary Amendment Act of 1998"**

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P.L. 93-198 "the Act", the Council of the District of Columbia adopted Bill No. 12-575, on first and second readings, March 3, 1998 and April 7, 1998, respectively. Following the signature of the Mayor on April 20, 1998, pursuant to Section 404(e) of "the Act", and was assigned Act No. 12-334 and published in the May 15, 1998, edition of the D.C. Register (Vol. 45 page 2935) and transmitted to Congress on May 19, 1998 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 12-134, effective July 24, 1998.



LINDA W. CROPP  
Chairman of the Council

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

May	19,20,21,22
June	1,2,3,4,5,9,10,11,12,15,16,17,18,19,22,23,24,25
July	14,15,16,17,20,21,22,23

**ENROLLED ORIGINAL**

AN ACT

D.C. ACT 12-334

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 1998

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

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Motor Vehicle Excessive Idling Fine Increase Temporary Amendment Act of 1998".

Sec. 2. Section 3224 of Title 16 of the District of Columbia Municipal Regulations (Consumers, Commercial Practices & Civil Infractions) (September 1997) is amended as follows:

DCMR

(a) Subsection 3224.3 is amended by adding a new paragraph (aaa) to read as follows:  
"(aaa) 20 DCMR § 900.1 (idling the engine of a gasoline or diesel powered motor vehicle on public or private space for more than three (3) minutes except as provided for in § 900.1(a), § 900.1(b), or § 900.1(c)).".

(b) Subsection 3224.4(p) is repealed.

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

DCMR

(a) Subsection 2418.3 is amended to read as follows:  
"2418.3 No person operating or having control over the engine of a gasoline or diesel powered motor vehicle, including private passenger vehicles, on public or private space shall allow that engine to idle for more than three (3) minutes while the motor vehicle is parked, stopped, or standing, except as follows:

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

**ENROLLED ORIGINAL**

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

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

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

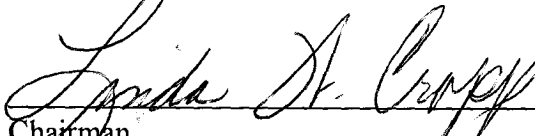
**Sec. 4. Fiscal impact statement.**

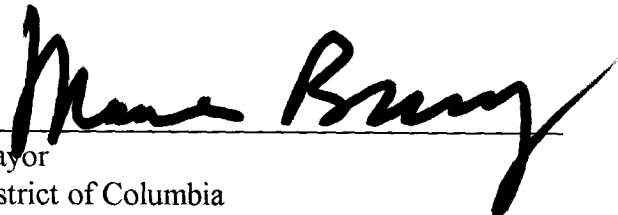
As required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(3)), this act would have a positive fiscal impact as the result of fines collected by the District of Columbia. The projected annual amount of fines collected is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

**Sec. 5. Effective date.**

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in the District of Columbia Register.

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

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

  
\_\_\_\_\_  
Mayor  
District of Columbia

APPROVED: April 20, 1998



## COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TWELVE

RECORD OF OFFICIAL COUNCIL VOTE

B12-575

Docket No.

| | ITEM ON CONSENT CALENDAR

☒ ACTION & DATE

ADOPTED FIRST READING, 3-3-98

☒ VOICE VOTE

APPROVED

RECORDED VOTE ON REQUEST

CHAVOUS AND THOMAS

ABSENT

| | ROLL CALL VOTE - Result

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

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date

April 8, 1998

☒ ITEM ON CONSENT CALENDAR☒ ACTION & DATE

ADOPTED FINAL READING, 4-7-98

☒ VOICE VOTE

APPROVED

RECORDED VOTE ON REQUEST

ALL PRESENT

ABSENT

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Chavous					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
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X - Indicates Vote

AB - Absent

NV - Present not voting

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ENROLLED ORIGINAL

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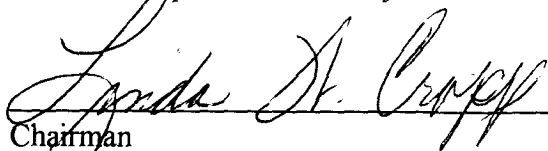
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CERTIFICATION RECORD

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