

AN ACT

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*Codification  
District of  
Columbia  
Code  
2001 Supp.*

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on a temporary basis, section 10 of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to revise criminal and civil penalties and fines for violations of the act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Health Care and Community Residence Facility, Hospice and Home Care Licensure Penalties Temporary Amendment Act of 2000".

Sec. 2. Section 10 of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 is amended by adding a new subsection (f) to read as follows:

"(f)(1) Any person who violates this act, or any rules or regulations promulgated pursuant to this act, shall be subject to a fine for each offense not to exceed \$10,000. For each violation, each day of violation shall constitute a separate offense, and the penalties prescribed shall apply to each separate offense. The total fine for a series of related offenses shall not exceed \$100,000. Procedures for adjudication of violations under this subsection shall be those established pursuant to titles I through III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.

"(2) Any person who knowingly violates this act, or any rules or regulations promulgated pursuant to this act, shall be guilty of a misdemeanor, and, upon conviction, shall be fined not more than \$25,000, or imprisoned for not more than 180 days, or both. For each violation, each day of violation shall constitute a separate offense, and the penalties prescribed shall apply to each separate offense. Prosecutions for violation of this act pursuant to this subsection shall be brought in the Superior Court of the District of Columbia by the Corporation Counsel for the District of Columbia."

Sec. 3. Fiscal impact.

This act shall have no negative fiscal impact.

**ENROLLED ORIGINAL**

Sec. 4. 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 or upon the effective date of the Health Care and Community Residence Facility, Hospice and Home Care Licensure Penalties Amendment Act of 2000, whichever occurs first.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia