
Councilmember Vincent Bernard Orange, Sr.

Page (1) of (1)

AN AMENDMENT

1

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DATE: June 18, 2013

Amendment offered by: Councilmember Vincent Orange

To: The Vending Regulation Second Emergency Amendment Act of 2013 (Introduced version)

Section 2 Page 1-2 Line(s) 23-15

1. Sections 2-5 are amended to read as follows:

“Sec. 2. Notwithstanding any other provision of law, the proposed rules transmitted by the Mayor on March 8, 2013 and published at 60 DCR 2869, amending Chapter 5 of Title 24 of the District of Columbia Municipal Regulations to establish new rules for vendors, are amended as follows:

(1) Section 533.7 is amended by striking the phrase “five-hundred feet (500 ft.)” and inserting the phrase “two-hundred feet (200 ft.) or directly across the street”

(2) Section 535.2(c) is amended to read as follows:

“(c) Where the adjacent unobstructed sidewalk is less than six feet (6 ft.) wide.”

“Sec. 3. Notwithstanding section 11 of the Vending Regulation Act of 2009, effective October 22, 2009 (D.C. Law 18-71; D.C. Official Code § 37-131.10), the Council approves the following proposed rules transmitted by the Mayor on March 8, 2013 and published at 60 DCR 2869, and as amended by section 2, amending Chapter 5 of Title 24 of the District of Columbia Municipal Regulations to establish new rules for vendors:

(1) Sections 513 through 519.1; and

(2) Sections 533 through 543.

“Sec. 4. Notwithstanding section 105 of the Department of Consumer and Regulatory Affairs Civil Infraction Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.05), the Council approves proposed rule section 3313 transmitted by the Mayor on March 8, 2013 and published at 60 DCR 2869, amending Chapter 33 of Title 16 of the District of Columbia Municipal Regulations to establish vending business license infractions.

“Sec. 5. Notwithstanding section 2030 of the Omnibus Regulatory Reform Amendment Act of 1998, effective April 29, 1988 (D.C. Law 12-86; D.C. Official Code § 47-2851.04(c)(1)), the Council approves proposed rule subsection 516.1, transmitted by the Mayor on March 8, 2013 and published at 60 DCR 2869, amending Chapter 5 of Title 17 of the District of Columbia Municipal Regulations to establish new business license fees.”.

2. Change “Sec. 5. Fiscal impact statement.” to “Sec. 6. Fiscal impact statement.”
3. Change “Sec. 6. Effective date.” to “Sec. 7. Effective date.”.

Rationale:

This amendment clarifies the intent of the emergency, which is to approve and amend certain remaining proposed regulations for vendors that were transmitted by the Mayor on March 8, 2013, along with the Vending Business License Regulation Resolution of 2013 (PR 20-125) and to clarify that no further action by the Council is needed.

The Council, by this emergency act, affirmatively approves sections 513 through 519.1 and sections 533 through 543 of Chapter 5 of Title 24 of the District of Columbia Municipal Regulations; subsection 516.1 of Chapter 5 of Title 17 of the District of Columbia Municipal Regulations; and Section 3313 of Chapter 33 of Title 16 of the District of Columbia Municipal Regulations, by approving the proposed rules transmitted by the Mayor on March 8, 2013, to establish new rules for vendors, to establish vending business license infractions, to establish new business license fees, and to amend the newly enacted rules governing vendors.

The Committee on Business, Consumer, and Regulatory Affairs voted to disapprove the proposed regulations on May 31, 2013. Pursuant to section 11 of the Vending Regulation Act of 2009, effective October 22, 2009 (D.C. Law 18-71; D.C. Official Code § 37-131.10), the proposed rules not approved by this emergency act will be deemed disapproved on June 22, 2013.

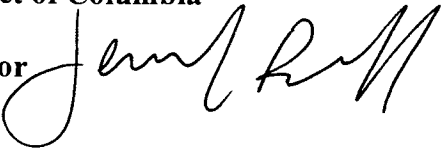
COUNCIL OF THE DISTRICT OF COLUMBIA
Office of the Budget Director



Jennifer Budoff
Budget Director

FISCAL IMPACT STATEMENT

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Jennifer Budoff - Budget Director 

DATE: June 18, 2013

SHORT TITLE: "Vending Regulation Second Emergency/Temporary Amendment Act of 2013 (Introduced Version)"

TYPE: Amendment

REQUESTED BY: Councilmember Vincent Orange, Sr.

Conclusion

This emergency will not have an adverse impact on the District's budget and financial plan because there is no cost associated with enacting the emergency/temporary.

Background

This amendment clarifies the intent of the emergency, which is to approve and amend remaining proposed regulations for vendors that were transmitted by the Mayor on March 8, 2013, along with the Vending Business License Regulation Resolution of 2013 (PR 20-125) and to clarify that no further action by the Council is needed.

Analysis of Impact on Spending

This amendment will not adversely impact spending.

Analysis of Impact on Revenue

This amendment will not adversely impact revenue.