

COUNCIL OF THE DISTRICT OF COLUMBIA

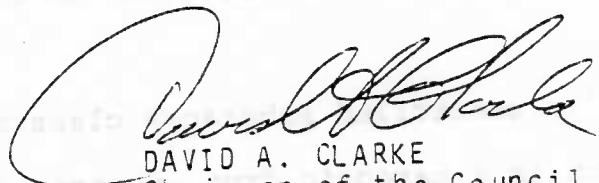
NOTICE

D.C. LAW 5-171

"District of Columbia Uniform Controlled Substance Penalty Amendment Act of 1984".

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. 5-443 on first and second readings, December 4, 1984 and December 18, 1984, respectively. Following the signature of the Mayor on January 11, 1985, this legislation was assigned Act No. 5-236, published in the February 8, 1985 edition of the D.C. Register, (Vol. 32 page 730) and transmitted to Congress January 23, 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 5-171, effective March 15, 1985.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January	23,24,25,28,29,30,31
February	1,4,5,6,7,19,20,21,22,25,26,27,28
March	1,4,5,6,7,8,11,12,13,14

EFFECTIVE DATE MAR 15 1985

D.C. ACT 5 - 236

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 11 1985

To amend the District of Columbia Uniform Controlled Substances Act of 1981 to increase the penalties for the manufacture, distribution or possession with intent to manufacture or distribute phencyclidine (PCP) or a phencyclidine immediate precursor; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Uniform Controlled Substance Penalty Amendment Act of 1984".

Sec. 2. The District of Columbia Uniform Controlled Substances Act of 1981, approved August 5, 1981 (D.C. Law 4-29; D.C. Code, sec. 33-501 et seq.), is amended as follows:

(a) Section 401 (D.C. Code, sec. 33-541) is amended as follows:

D.C. Code, sec. 33-541 (1985 supp.)

(1) Subsection (a)(2)(A) is amended to read as follows:

"(A) a controlled substance classified in Schedule I or II which is a narcotic drug, phencyclidine, or a phencyclidine immediate precursor, is guilty of a crime and upon conviction may be imprisoned for not more than fifteen (15) years, or fined not more than one hundred thousand dollars (\$100,000) or both; except that a person convicted of manufacturing phencyclidine or a phencyclidine immediate

precursor may be imprisoned for not more than 25 years, fined not more than two hundred thousand dollars (\$200,000), or both;"

(2) Subsection (a)(2)(B) is amended by adding the phrase "except for phencyclidine or a phencyclidine immediate precursor," after the phrase "Schedule I, II, or III,"

(3) Subsection (b)(2)(A) is amended by adding the phrase ", phencyclidine, or a phencyclidine immediate precursor" after the phrase "Schedule I or II which is a narcotic drug"; and

(4) Subsection (b)(2)(B) is amended by adding the phrase "except for phencyclidine or a phencyclidine immediate precursor," after the phrase "Schedule I, II, or III,".

(b) Section 406 (D.C. Code, sec. 33-546) is amended as follows:


D.C. Code,
sec. 33-546
(1985 supp.)

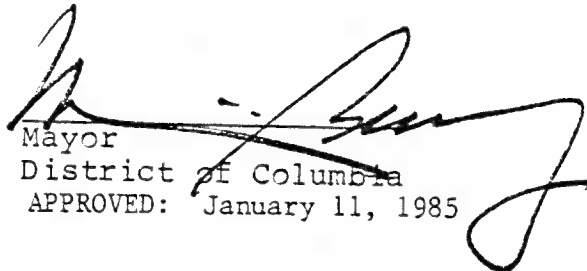
(1) Subsection (a) is amended by adding the phrase ", phencyclidine, or a phencyclidine immediate precursor" after the phrase "which is a narcotic drug"; and

(2) Subsection (b) is amended by adding the phrase ", except for phencyclidine or a phencyclidine immediate precursor," after the phrase "Schedule I, II, III, IV, or V".

Sec. 3. 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 for 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)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED: January 11, 1985



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Five — Second Session

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B5-443

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 12-04-84

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Smith

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.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Russell J. Smith
Secretary to the Council

12/04/84
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-18-84

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Winter

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.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Russell J. Smith
Secretary to the Council

12/18/84
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.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Date

83-9199-2-11