

COUNCIL OF THE DISTRICT OF COLUMBIA

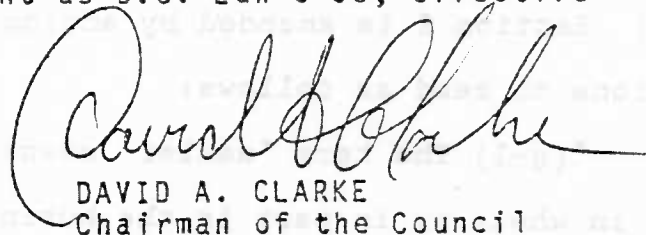
NOTICE

D.C. LAW 5-58

"District of Columbia Boat Titling Act of 1983".

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. 5-80 on first and second readings, October 18, 1983 and November 1, 1983, respectively. Following the signature of the Mayor on December 2, 1983, this legislation was assigned Act No. 5-86, published in the December 9, 1983 edition of the D.C. Register, (Vol. 30 page 6293) and transmitted to Congress December 6, 1983 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 5-58, effective March 14, 1984.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January	23,24,25,26,27,30,31
February	1,2,3,6,7,8,9,21,22,23,24,27,28,29
March	1,2,5,6,7,8,9,12,13

EFFECTIVE DATE MAR 14 1984

AN ACT

DC. ACT 5 - 86

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DEC 02 1983

To amend article 29 of the Police Regulations of the District of Columbia to modify administrative fees, to provide for the administration of titles and security interests in boats, and to provide for the licensing and bonding of manufacturers and dealers in boats; 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 Boat Titling Act of 1983".

Sec. 2. Commissioners' Order No. 298426/38, effective April 26, 1940 (Article 29 of the Police Regulations of the District of Columbia), as amended by the Harbor and Boat Safety Act of 1979, effective September 26, 1979 (D.C. Law 3-25; 26 DCR 497), is amended as follows:

(a) Section 2 is amended by adding the following new subsections to read as follows:

"(g-1) The term 'dealer' means any person who engages in whole or in part in the business of buying, selling, or exchanging new and unused vessels, or used vessels, or both, either outright or on conditional sale, bailment, lease, chattel mortgage, or otherwise, and who has an established place of business for sale, trade, and display of vessels. A yacht broker is a dealer.

"(g-2) The term 'District' means the District of

Columbia.

"(n-1) The term 'lien holder' means any person holding a security interest.

"(n-2) The term 'manufacturer' means any person engaged in the business of manufacturing or importing new and unused vessels for the purpose of sale or trade.

"(z) The term 'vessel principally used' means a vessel used mostly on District of Columbia Waters during a calendar year."

(b) Section 4(a)(4) is amended to read as follows:

"(4) The owners of all vessels required to be registered under subsection (a) other than recreational type public vessels of the United States government, shall remit the following fees at the same time that the owners submit an application for registration or an application for registration renewal:

"(A) For each vessel equipped with propulsion machinery of any type, and the length of which is under 16 feet, \$10.00 per registration year or fraction thereof.

"(B) For each vessel equipped with propulsion machinery of any type and the length of which is at least 16 feet but no greater than 26 feet, \$20.00 per registration year or fraction thereof.

"(C) For each vessel equipped with propulsion machinery of any type and the length of which is over 26 feet but no greater than 40 feet, \$30.00 per registration year or fraction thereof.

"(D) For each vessel equipped with propulsion machinery of any type and the length of which is over 40 feet, \$40.00 per registration year or fraction thereof.

"(E) For each vessel not equipped with propulsion machinery of any type, \$5.00 per registration year or fraction thereof.

"(F) For replacement of a lost or destroyed certificate, \$3.00."

(c) By inserting the following new sections to read as follows:

"Sec. 4-a. Certificate of Title

"(a) Any vessel principally used on District of Columbia Waters and required to be registered and numbered under section 4 shall have a certificate of title issued by the Harbor Master: PROVIDED, That a person who, on the date of enactment of this section, is the owner of a vessel with a valid Certificate of Number issued by the District is not required to file an application for a certificate of title for the vessel unless the person transfers any part of his interest in the vessel or renews the Certificate of Number for the vessel.

"(b) The certificate of title shall show the name and address of the holder, the trade name and engine, serial, or identification number of the vessel, and shall be signed by the parties.

"(c) A Certificate of Number shall not be issued or renewed for any vessel required to be registered and

numbered in the District unless the Harbor Master shall first have issued a certificate of title to the owner of the vessel.

"(d) Every owner of a vessel subject to titling under the provisions of this section shall apply to the Harbor Master for issuance of a certificate of title for the vessel within 30 days of acquisition of the vessel.

"(e) If a dealer buys or acquires a used, District-numbered vessel for resale, the dealer shall report the acquisition to the Harbor Master on the form prescribed by the Harbor Master. If a dealer buys or acquires a used, non-District-numbered vessel, the dealer shall apply for a certificate of title in his name within 15 days of acquisition. If a dealer buys or acquires a new vessel for resale, the dealer may apply for a certificate of title in his name. These transactions are exempt from the title tax required by section 4-b(b).

"(f) Every dealer transferring a vessel required to have a certificate of title under this section shall assign the title to the new owner, or in the case of a new vessel assign the certificate of origin. Within 15 days, the dealer shall forward all fees and applications for a title or a registration to the Harbor Master.

"(g) No person may sell, assign, or transfer a vessel required to be titled by the District without delivering to the purchaser or transferee a certificate of title with an assignment on it showing title in the purchaser or transferee. No person shall purchase or otherwise acquire a

vessel required to be titled by the District without obtaining a certificate of title for it in his or her name.

"(h) If ownership of a vessel is transferred by operation of law, such as inheritance, order in bankruptcy, insolvency, replevin, or execution sale, the transferee, within 30 days after the transferee has acquired the right to possession of the vessel by operation of law, shall deliver to the Harbor Master the proof of ownership which the Harbor Master may require, together with the application for a new certificate of title and the required fees.

"(i) If a lien holder repossesses a vessel by operation of law and holds it for resale, he shall secure a new certificate of title and shall pay the required fees.

"(j) Each certificate of title shall contain the information and shall be issued in the form as the Harbor Master shall prescribe.

"Sec. 4-b. Certificate of Title Fees; Title Tax

"(a) The Harbor Master shall charge a fee of \$2.00 to issue a certificate of title, a duplicate, a corrected certificate of title, or a transfer of title.

"(b) Except as provided in section 4-a(e) and in subsection (c), a title tax is levied on the issuance of every original certificate of title required for a vessel under section 4-a and on the issuance of every subsequent certificate of title following the sale, resale, or transfer of the vessel as follows:

"(1) The Harbor Master shall collect the title tax at the rate of 6 percent of the gross sales price of the

vessel or, if no sale immediately precedes the application for a certificate of title, the fair market value of the vessel for which a certificate of title is applied for and issued. The Harbor Master may require the applicant to submit satisfactory proof of the vessel's gross sales price or fair market value in order to establish the tax due.

"(2) The tax imposed by this subsection is in lieu of collecting any tax which may have been due as a result of a sale required under the District of Columbia Revenue Act of 1949, approved May 27, 1949 (63 Stat. 115; D.C. Code, sec. 47-2001 et seq.).

Note, D.C. Code,
sec. 47-2005
(1981 ed.)

"(3) Any person aggrieved by the assessment established by this section may, within 6 months after payment of the tax, appeal from the assessment to the Superior Court of the District of Columbia in the same manner as set forth in section 3 of title 9 of the District of Columbia Revenue Act of 1937, approved May 16, 1938 (52 Stat. 371; D.C. Code, sec. 47-3303).

Note, D.C. Code,
sec. 47-3003
(1983 supp.)

"(c) A person is not required to pay the tax provided for in subsection (b) to obtain a certificate of title:

"(1) resulting from a transfer between spouses or between parent and child;

"(2) resulting from a transfer between licensed dealers in vessels for resale;

"(3) if the owner of the vessel for which a certificate of title is sought was the owner of the vessel prior to the date of enactment of this section, and if the applicant paid District sales tax on the vessel as required

by law at the time of acquisition. The Harbor Master may require the applicant for titling to submit satisfactory proof that he owned the vessel prior to the date of enactment of this section;

"(4) resulting from the repossession of a vessel by a lien holder; and

"(5) resulting from the transfer of ownership by operation of law.

"(d) If the Harbor Master determines there has been an overpayment of the title tax on a vessel, the overpayment shall be refunded if an application under oath is filed with the Harbor Master within 1 year from the overpayment.

"Sec. 4-c. Application for Certificate of Title

"(a) The application shall be on the forms prescribed by the Harbor Master, and shall be accompanied by the fee and title tax required by section 4-b.

"(b) The application shall be signed and sworn to before a notary public or other person who administers oaths, or shall be certified in writing that the statements made are true and correct to the best of the applicant's knowledge under penalty of perjury.

"(c) The application shall contain the date of sale and the gross price of the vessel or the fair market value if no sale immediately preceded the transfer. If the application is made for a vessel last registered or titled in another jurisdiction the application shall contain this information and any other information the Harbor Master may require.

"(d) The application shall show whether or not there are any liens against the vessel or any of the equipment or the accessories affixed to the vessel. If there are liens, the application shall list the lien holders in the order of their priority and shall be accompanied by written instruments or any other papers necessary to entitle liens to be entered on the certificate of title.

"Sec. 4-d. Duplicate Certificate of Title if Original Missing or Damaged

"(a) If a certificate of title is lost, stolen, mutilated, destroyed, or becomes illegible, the 1st lien holder or, if there is no lien holder, the owner named in the certificate as shown by the Harbor Master's records, shall within 30 days obtain a duplicate by applying to the Harbor Master. The applicant shall furnish information concerning the original certificate of title and the circumstances of its loss, mutilation, or destruction as the Harbor Master may require. Mutilated or illegible certificates of title shall be returned to the Harbor Master with the application for a duplicate.

"(b) The duplicate certificate of title shall be marked plainly 'duplicate' across its face and shall be delivered to the applicant.

"(c) If a lost or stolen original certificate of title for which a duplicate has been issued is recovered, the original shall be surrendered promptly to the Harbor Master for cancellation.

"Sec. 4-e. Acquiring Title to an Abandoned Vessel

"(a) This section applies only to vessels apparently abandoned for over 6 months.

"(b) Subject to the provisions of this section, a landowner, his lessee, or his agent may acquire title to any vessel apparently abandoned on the landowner's land or on the waters immediately adjacent to the landowner's land. Acquisition of title divests any other person of any interest in the vessel.

"(c)(1) If a vessel has an identification number or other means of identifying its owner, the landowner desiring to acquire a title shall secure, if possible, the last known address of the owner and of the lien holder, if any, appearing on the Harbor Master's records. The landowner shall notify the owner and the lien holder by registered letter to their last known addresses that, unless their ownership is claimed and the vessel removed within 30 days, the landowner will apply for title to the vessel in his name. If the vessel's owner or lien holder cannot be identified or address ascertained from the Harbor Master's records, it is not necessary to send the letter.

"(2) The landowner desiring to acquire title also shall place in a newspaper of general circulation published in the District a notice describing the vessel, the vessel's location, and any identifying number. The landowner shall state in the notice that unless the vessel is claimed and removed within 30 days after the publication date of the paper, the landowner will apply for title to the vessel in his name.

"(3) At the end of the 30-day period the person desiring to acquire title shall apply to the Harbor Master for title to the vessel in his name on forms approved by the Harbor Master, and the landowner shall provide the Harbor Master the following affidavits:

"(A) a statement that the vessel apparently has been abandoned for at least 6 months;

"(B) proof that the registered letter was mailed at least 30 days before the application or a detailed explanation of the unsuccessful steps taken to identify the owner or lien holder and secure his address; and

"(C) proof that a notice was published in a newspaper as required in paragraph (2).

"(4) Upon receipt of the material required in subsection (c)(3) and payment of any fees and taxes due, the Harbor Master shall issue title to the vessel to the applicant.

"(5) The applicant shall be responsible for any costs incurred in receiving title to a vessel under this section.

"(6) After receiving title, if the applicant destroys or otherwise disposes of the vessel, the applicant shall report this information to the Harbor Master within 15 days and describe in detail the destruction of the vessel.

"(7) The Harbor Master may receive title to any vessel apparently abandoned on District of Columbia Waters or on any land owned by the District by proceeding in the same manner as described in this section.

"(d) A person shall not obtain title to a vessel under the provisions of this section through any fraudulent means.

"Sec. 4-f. Processing a Certificate of Title

"(a) A lien shall not be entered upon a certificate of title unless:

"(1) the vessel has been previously titled or registered in the District or some other jurisdiction and the lien is shown upon such previous certificate, title, registry, or proof of ownership;

"(2) an instrument is presented in writing for recording pursuant to this article; or

"(3) the lien is shown on the application for a certificate of title and was created prior to the date of enactment of this section, or was created while the vessel was titled or registered in some other jurisdiction.

"(b) Upon receipt of an application for a certificate of title and accompanying documents, if any, or upon receipt of an application for a duplicate certificate, the Harbor Master shall compare the statements as to liens in the application with his records and the documents and instruments accompanying the application. If the statements are incorrect or incomplete or if any of the liens shown on the application are not entitled to be entered on the certificate of title in the same order as they appear on the application, the Harbor Master shall return all of the papers to the applicant and advise the applicant of the reasons for their return.

"(c) If the statements as to liens are found to be

accurate and complete and all liens shown on the application are found to be entitled to entry upon the certificate of title in the same order as they appear on the application, the Harbor Master shall:

"(1) stamp on the application the words 'Statements as to liens in accordance with records', facsimile of his signature, and the date;

"(2) accept all instruments accompanying the application for recording and assign a record number to each instrument;

"(3) stamp the record number of the lien on the application for certificate of title;

"(4) stamp the reverse side of that portion of the application for a certificate of registration known as 'Collector's Coupon' with the words 'lien recorded';

"(5) enter the lien information on the face of certificate of title in the space so provided and on the lien card; and

"(6) collect from the applicant or his representative all fees and charges in connection with the issuance of the certificate of title.

"(d) If the application for certificate of title shows no liens, and if this is found to be accurate, the Harbor Master shall stamp on the certificate of title and on the 'Collector's Coupon' the words 'No Liens Shown By Records' and the date.

"(e) The Harbor Master shall then deliver the certificate of title to the record holder of the 1st lien

shown on the certificate of title or to his representative;
or if there are no liens, then to the owner or his
representative.

"Sec. 4-g. Previously Issued Certificates of Title -
Liens

"(a) When it is desired to have a lien entered on a
certificate of title previously issued, the lien instrument
and the certificate of title shall be presented to the
Harbor Master. Upon receiving the fees for recording liens
on vessels, the Harbor Master shall accept the lien
instrument for recording and, unless he has a lien card
covering the vessel, shall stamp a lien card pursuant to
section 4-f.

"(b) The Harbor Master shall enter the lien
information on the certificate of title in the space
provided on the lien card and shall deliver the certificate
of title to the record holder of the 1st unsatisfied lien
shown thereon or to his representative.

"(c) Whenever it is desired to enter a lien or an
assignment upon a previously issued certificate of title
while the certificate of title is not available, upon the
delivery of the instrument of assignment to the Harbor
Master, the Harbor Master shall demand that the person
possessing the certificate of title surrender it for the
purpose of entering the lien or the assignment on the
certificate of title. Upon receiving the certificate of
title the Harbor Master shall perform the same acts as in
cases where the certificate of title was presented with the

instrument. This section shall not be deemed to affect the priority given under section 4-i to a lien where the instrument is presented together with the certificate.

"Sec. 4-h. Outstanding Certificates of Title - Liens

"(a) During the time a certificate of title is outstanding for any vessel, no lien against the vessel or any equipment or accessories affixed or sold to be affixed to the vessel shall be valid except as between the parties and as to other persons having actual notice, unless the lien is entered on the certificate of title. This shall not apply to a lien in existence on the date of enactment of this section, to a vessel for which a certificate of title is outstanding at the effective date of this section, or to any equipment or accessories affixed to the vessel.

"(b) The filing provisions of article 9 of subtitle 1 of title 28 of the District of Columbia Code do not apply to liens recorded pursuant to this article, and a lien accrues no greater validity from the fact that the lien has been filed in accordance with article 9 of subtitle 1 of title 28 of the District of Columbia Code.

Note, D.C. Code,
sec. 28:9-401
(1983 supp.)

"Sec. 4-i. Priority of Liens

"In the absence of agreement of all parties affected and in the absence of circumstances estopping a lienholder from establishing the priority of his security interest, liens shall be entered on the certificates of title and shall have priority among themselves in the following order:

"(a) If the vessel has been previously titled or registered in the District or some other jurisdiction,

unsatisfied liens shown by a previous certificate of title, by a registry, or by other proofs of ownership shall be entered in the order in which they appear on the previous certificate, title, registry, or proof of their listing.

"(b) Liens for which lien instruments are presented for recording together with the certificate of title, irrespective of the fact that 1 or more instruments not entered on the certificate of title may have been previously presented for recording without the certificate of title, shall have priority in the order of their presentment.

"(c) Liens where the instruments are presented for recording without the certificate of title shall have priority in the order of their presentment.

"Sec. 4-j. Assignment of Lien

"(a) The rights of the holder of an unsatisfied lien shown on a certificate of title may be assigned by an assignment in writing which shall show the name and address of the assignee; the trade name, the engine number, the serial number, or the identification number of the vessel; and the Harbor Master's record number of the instrument or, if none, a brief description sufficient to identify the lien. The assignment in writing shall also be signed by the holder of the lien.

"(b)(1)(A) When an assignee of a lien on a vessel presents to the Harbor Master the written assignment of the lien, the certificate of title, and the fee for recording the lien, the Harbor Master shall mark upon the certificate of title and upon the lien card the record number of the

lien on the vessel.

"(B) If the Harbor Master has the lien instrument in the Harbor Master records, then the Harbor Master shall attach the lien instrument to the written assignment.

"(2)(A) If the Harbor Master does not have the lien instrument in the Harbor Master records, then the Harbor Master shall:

"(i) briefly describe the lien in a separate memorandum;

"(ii) mark on the memorandum the date of the assignment of the lien;

"(iii) mark on the memorandum the words 'Assigned to' and alongside the words 'Assigned to' the name and the address of the assignee; and

"(iv) mark on the memorandum the date that the Harbor Master recorded the lien.

"(B) If the Harbor Master does not have records of the lien instrument, the Harbor Master shall mark the record number of the lien:

"(i) on the written assignment of the lien;

"(ii) on the certificate of title; and

"(iii) on the lien card in the space next to the information concerning the written assignment of the lien.

"(c) The certificate of title shall be delivered to the record holder of the 1st unsatisfied lien shown thereon

or to his representative.

"Sec. 4-k. Priority of Unsatisfied Liens

"(a)(1) The record holder of the 1st unsatisfied lien shown on a certificate of title shall be entitled to possess the certificate of title.

"(2)(A) If the lien becomes satisfied, then the record holder shall mark on the certificate of title:

"(i) the record number of the lien;

"(ii) either the word 'satisfied' or a synonym of 'satisfied'; and

"(iii) the record holder's signature.

"(B) If the Harbor Master does not have the lien instrument in the Harbor Master records, then the record holder shall:

"(i) briefly describe the lien in a separate memorandum;

"(ii) mark either the word 'satisfied' or a synonym of 'satisfied' on the memorandum describing the lien; and

"(iii) sign the memorandum.

"(3)(A) If the lien becomes satisfied, then the record holder of the lien shall swear or affirm before a notary public that the lien has been satisfied, and shall deliver the certificate of title to the holder of the lien next in priority.

"(B) If after satisfaction of a lien there is no unsatisfied lien lower in priority than the satisfied lien, then the record holder of the satisfied lien shall

deliver the certificate of title to the owner of the vessel or to the person designated in writing by the owner of the vessel.

"(b) Upon the satisfaction of any lien other than the 1st unsatisfied lien shown on the certificate of title, the record holder of the satisfied lien shall, within 72 hours, make the entries described in subsection (a) on the certificate of title. It shall be the duty of the person in possession of the certificate of title, upon demand, to permit the lienholder to make these entries.

"Sec. 4-1. Satisfied Liens

"(a)(1) When the Harbor Master receives a certificate of title marked 'satisfied' according to section 4-k, the Harbor Master shall mark on both the certificate of title and the lien instrument:

- "(A) the lien's record number;
- "(B) the word 'released';
- "(C) the Harbor Master's signature; and
- "(D) the date.

"(2) If the Harbor Master does not have the lien instrument in the Harbor Master records, then the record holder shall:

"(A) briefly describe the lien in a separate memorandum;

"(B) mark on both the certificate of title and the memorandum describing the lien the record number of the lien and the word 'released';

"(C) sign both the memorandum and the

certificate of title; and

"(D) mark on both the memorandum and the certificate of title the date of the Harbor Master's signature.

"(b) Where for any reason a lien holder, upon satisfaction of his lien, has failed to mark the certificate of title as provided in sections 4-j and 4-k and the lien-holder cannot be located, or where the certificate of title after being so marked has been lost or destroyed and a duplicate certificate issued, the Harbor Master upon receipt of evidence satisfactory to him that the lien has been satisfied, shall indicate in the manner described in subsection (a) the satisfaction of the lien. Whenever any lien has been released as provided in this section for a period of more than 3 years, the Mayor may destroy the instrument which created the lien.

"Sec. 4-m. Fee for Recording Liens

"The fee for recording liens or assignments of liens upon a certificate of title shall be \$1.00 for each lien or for each assignment of a lien on each vessel contained in the lien instrument. This fee shall include the charge for recording the release of the lien.

"Sec. 4-n. Manufacturer's or Dealer's License

"(a) No manufacturer or dealer may conduct business in the District unless licensed as a manufacturer or dealer pursuant to the provisions of this section.

"(b) Application for a manufacturer's or dealer's license shall be made on the form prescribed by the Mayor

Note,
D.C. Code, sec.
47-1814.1
(1981 ed.)

and shall contain the name and address of the applicant. If the applicant is a partnership, the applicant shall include the name and address of each partner. If the applicant is a corporation, the application shall contain the names of the principal officers of the corporation, the state of incorporation, the address of every place where business is conducted, the nature of the business, and any other information the Mayor may require. Every application shall be verified by oath or affirmation of the applicant if the applicant is a partnership or corporation. A fee of \$25.00 shall accompany every application for a new or renewed license.

"(c) After receiving the required application fee, the Mayor may issue a license to the applicant which entitles the applicant to conduct business as a manufacturer or dealer during the calendar year in which the license is issued. Every license expires on December 31 of the year in which issued. The license may be renewed upon annual application and payment of the required fee.

"(d) The Mayor may refuse to issue a license or, after written notice to the licensee and a hearing, may cancel a license when it is determined that the applicant or licensee has failed to comply with the provisions of this article.

"(e) If, during the period for which a dealer's or manufacturer's license is issued, there is any change in the factual information furnished to the Mayor by the licensee in connection with obtaining, retaining, or renewing the license, the change shall be promptly communicated in

writing to the Mayor on the form prescribed by the Mayor.

The applicant shall sign the form and certify that the information given is correct.

"(f) A manufacturer or dealer may not transfer ownership of a new vessel without supplying the transferee with the manufacturer's or importer's certificate of origin signed by the manufacturer's or importer's authorized agent. The certificate shall contain any information the Mayor may require.

"(g) Every dealer shall maintain for 3 years a record of any vessel he bought, sold, exchanged, or received for sale or exchange. This record shall be open to inspection by the Mayor during reasonable business hours.

"Sec. 4-o. Bonds For Manufacturers or Dealers

"(a) Prior to the issuance of a dealer's or manufacturer's license, each applicant shall file with the Mayor acceptable evidence of a bond or other security deemed sufficient by the Mayor for the payment of fees and taxes received, and the bond shall be based upon the volume of sales and the class of dealer's or manufacturer's license which the applicant has requested. The bond shall be for the use and benefit of the Mayor and any member of the public who suffers any loss by reason of any violation of this article by the licensee, his agents, or his employees.

"(b) If any licensee under this article fails to file acceptable evidence that the bond required by this section has been extended prior to the expiration of the bond, the license is automatically suspended upon expiration of the

bond. The license shall be reinstated when the licensee files with the Mayor acceptable evidence of a bond or other security that would be adequate under the standards described in subsection (a).

"Sec. 4-p. Penalty

"(a) Any person intentionally making a false statement with respect to liens in an application for a certificate of title or willfully violating any of the provisions of sections 4-a through 4-p shall upon conviction be punished by a fine of not more than \$500.00 or be imprisoned for not more than 1 year, or both.

"(b) Prosecutions for violations of sections 4-a through 4-p shall be by the Corporation Counsel of the District of Columbia or any of his assistants and in the name of the District of Columbia."

Sec. 3. Section 128 of the District of Columbia Revenue Act of 1949, (63 Stat. 115; D.C. Code, sec. 47-2005), is amended by adding a new subsection (v) to read as follows:

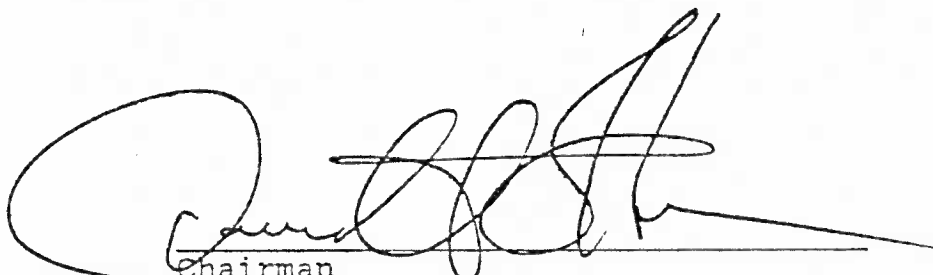
D.C. Code, sec.
47-2005
(1981 ed.)

"(v) Sales of vessels which are subject to the provisions of article 29 of the Police Regulations."

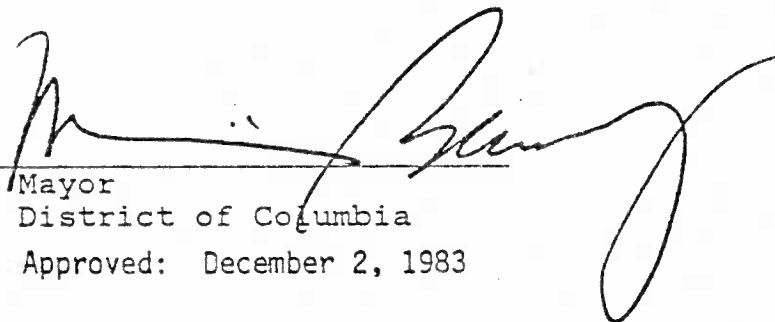
Sec. 4. If any provision of this act, or application thereof, to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or application, and to this end the provisions of this act are declared to be severable.

Sec. 5. 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)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
Approved: December 2, 1983



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Five — First Session

RECORD OF OFFICIAL COUNCIL VOTE

B 5-80

DOCKET NO: _____

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 10-18-83

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Wilson and 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 Smith
Secretary to the Council

Nov. 15, 1983
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 11-1-83

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

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 Smith
Secretary to the Council

Nov. 15, 1983
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

Secretary to the Council

Date