

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 7-109

"District of Columbia Taxicab Commission Establishment Act of 1985 Amendment Act of 1988".

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. 7-377 on first and second readings, February 16, 1988, and March 1, 1988, respectively. Following the signature of the Mayor on March 16, 1988, this legislation was assigned Act No. 7-151, published in the March 25, 1988, edition of the D.C. Register, (Vol. 35 page 2181) and transmitted to Congress on March 21, 1988 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 7-109, effective May 10, 1988.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

March 21,22,23,24,25,28,29,30,31  
April 11,12,13,14,15,18,19,20,21,22,25,26,27,28,29  
May 2,3,4,5,6,9

EFFECTIVE DATE MAY 10 1988

AN ACT

D.C. ACT 7 - 151

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAR 16 1988

To amend the District of Columbia Taxicab Commission Establishment Act of 1985 to provide the District of Columbia Taxicab Commission with final authority for rulemaking and ratemaking, to provide assistance in adjudication matters, and to require proposed Commission rules to be submitted to the Council of the District of Columbia for review.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Taxicab Commission Establishment Act of 1985 Amendment Act of 1988".

Sec. 2. The District of Columbia Taxicab Commission Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Code, sec. 40-1701 et seq.), is amended as follows:

(a) Section 7(d) (D.C. Code, sec. 40-1706(d)) is amended by striking the word "All" and inserting the phrase "Except as provided in section 9(c), all" in its place.

D.C. Code  
sec. 40-1  
(1989 sup

(b) Section 8 (D.C. Code, sec. 40-1707) is amended as follows:

D.C. Code  
sec. 40-1  
(1989 sup

(1) Subsection (b)(1) is amended by striking the word "the" and inserting the word "original" in its place.

(2) Subsection (b)(2) is amended as follows:

(A) In subparagraph (F) by striking the phrase "; and" and inserting a semi-colon in its place;

(B) In subparagraph (G) by striking the period and inserting the phrase "; and" in its place; and

(C) By adding a new paragraph (H) to read as follows:

"(H) Consider appeals taken from acts, decisions, or orders of a 3-member component of the panel exercising adjudicatory functions, as determined by a majority of the panel."

(3) Subsection (c) is amended by striking the word "Each" and inserting the phrase "Except as provided in section 9(c), each" in its place.

(c) Section 9 (D.C. Code, sec. 40-1708) is amended as follows:

D.C. Code,  
sec. 40-1708  
(1989 supp.)

(1) Subsection (b) is amended by adding the following language at the end:

"In exercising its rulemaking and ratemaking authority, the Panel on Rates and Rules shall have 45 days, excluding Saturdays, Sundays, and legal holidays, to act upon rulemaking and ratemaking matters after a majority of the full Commission has voted to require the panel to take action on proposed rules or rates. Rulemaking and ratemaking matters that are not acted upon by the panel within the time specified in this subsection may be acted upon by the full Commission."

(2) Subsection (c) is amended by striking the phrase "qualified members of the panel" and inserting the phrase "full Commission" in its place.

(d) Section 10(b) (D.C. Code, sec. 40-1709(b)) is amended by inserting the following sentence after the phrase "to an established schedule.":

D.C. Code,  
sec. 40-1709  
(1989 supp.)

"The Chairperson may, when deemed appropriate, call any member of the Commission to serve on a 3-member component of the Panel on Adjudication."

(e) Section 10 (D.C. Code, sec. 40-1709) is amended by adding a new subsection (e) to read as follows:

D.C. Code,  
sec. 40-1709  
(1989 supp.)

"(e) Appeals from decisions of a 3-member component of the panel shall be considered in accordance with section 8(b)(2)(H). For the purposes of title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code, sec. 1-1501 et seq.), an order of a 3-member component of the Panel that is appealed to the Panel on Adjudication shall not be considered final pending the consideration of the appeal by the Panel."

(f) Section 11 (D.C. Code, sec. 40-1710) is amended by designating existing text as subsection (a) and adding a new subsection (b) to read as follows:

D.C. Code,  
sec. 40-1710  
(1989 supp.)

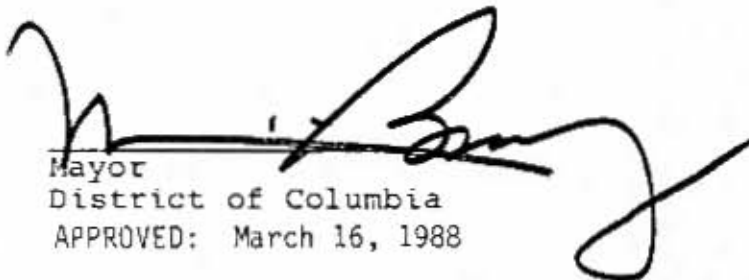
"(b) The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed disapproved. Nothing in this section shall affect any requirements imposed upon the Commission by title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code, sec. 1-1501 et seq.)."

(g) Section 18(b) (D.C. Code, sec. 40-1717(b)) is amended by inserting the phrase "and the full Commission" after the word "panel".

D.C. Code,  
sec. 40-1717  
(1989 sup)

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 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: March 16, 1988



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
Council Period Seven

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: B7-377

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 2-16-88

VOICE VOTE: Approved

Recorded vote on request

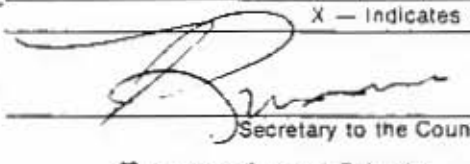
Absent: Schwartz and Wilson

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					NATHANSON					THOMAS SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

  
Secretary to the Council

3-3-88  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 3-1-88

VOICE VOTE: Approved

Recorded vote on request

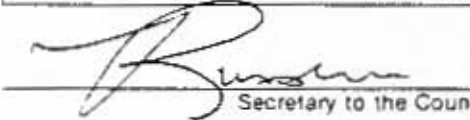
Absent: Crawford

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					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

  
Secretary to the Council

3-3-88  
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					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD