

COUNCIL OF THE DISTRICT OF COLUMBIA

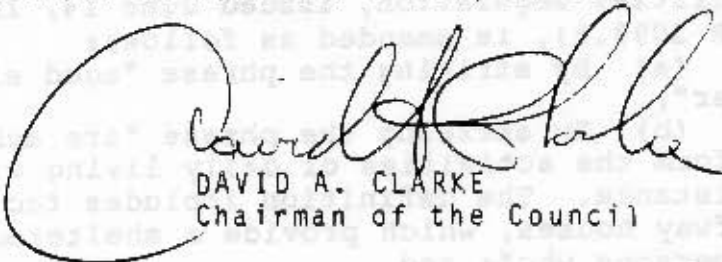
NOTICE

D.C. LAW 7-131

"Community Residence Facilities Licensure Amendment
Temporary 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. 7-469 on first and second readings, April 19, 1988, and May 3, 1988, respectively. Following the signature of the Mayor on May 19, 1988, this legislation was assigned Act No. 7-181, published in the June 3, 1988, edition of the D.C. Register, (Vol. 35 page 4106) and transmitted to Congress on May 20, 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 7-131, effective July 8, 1988.



DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

May	20,23,24,25,26,27
June	1,2,3,6,7,8,9,10,13,14,15,16,17,20,21,22,23,24,27 28,29,30
July	6,7

AN ACT

D.C. ACT 7 - 18 1

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 19 1988

To amend, on a temporary basis, the Health Care Facilities Regulation to provide that community residence facilities may accept residents who have mobility limitations or who are in need of more than minimal assistance with the activities of daily living and to amend, on a temporary basis, the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to allow community residence facilities to seek a waiver of licensure requirements in order to accept residents under 18 years of age.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Community Residence Facilities Licensure Amendment Temporary Act of 1988".

Sec. 2. The definition of "Community Residence Facility" in section 3 of Title I of the Health Care Facilities Regulation, issued June 14, 1974 (Reg. 74-15; 22 DCMR 3099.1), is amended as follows:

D.C.M.R.

(a) By striking the phrase "aged eighteen years or older";

(b) By striking the phrase "are ambulatory and able to perform the activities of daily living with minimal assistance. The definition includes facilities, including halfway houses, which provide a sheltered living arrangement to persons who"; and

(c) By inserting at the end the following sentence: "All residents of a community residence facility shall be 18 years of age or older, unless this requirement is waived in accordance with section 6(b) (22 D.C.M.R. 3015)."

Sec. 3. Section 2(a)(4) of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Code, sec. 32-1301(a)(4)), is amended as follows:

D.C. Code, sec
32-1301
(1989 supp.)


(a) By striking the phrase "aged 18 or older (except that, in the case of group homes for mentally retarded persons, no minimum age shall apply)"; and

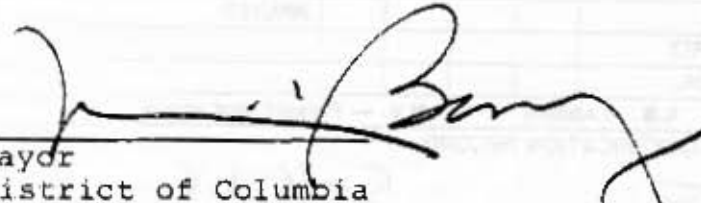
(b) By inserting at the end the following sentence: "All residents of a community residence facility shall be 18 years of age or older (except that, in the case of group homes for mentally retarded persons, no minimum age shall apply), unless this requirement is waived in accordance with section 6 (e)."

Sec. 4. (a) 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)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.

(b) This act shall expire on the 225th day of its having taken effect.

Note,
D.C. Code,
sec. 32-1301
(1989 supp.)


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED: May 19, 1988



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Seven

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B7-469

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 4-19-88

VOICE VOTE: Approved

Recorded vote on request

Absent: Rolark, Winter, 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

5-4-88
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 5-3-88

VOICE VOTE: Approved

Recorded vote on request

Absent: Thomas, Winter, Kane, 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

5-4-88
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