

COUNCIL OF THE DISTRICT OF COLUMBIA

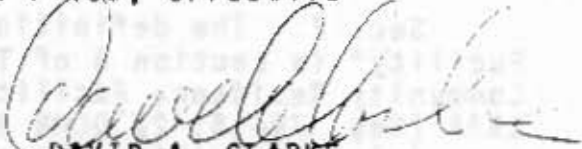
NOTICE

D.C. LAW 7-199

"Community Residence Facilities Licensure 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. 7-473 on first and second readings November 29, 1988, and December 13, 1988, respectively. Following the signature of the Mayor on December 21, 1988, this legislation was assigned Act No. 7-264 published in the January 6, 1989, edition of the D.C. Register, (Vol. 36 page 3) and transmitted to Congress on January 23, 1989 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 7-199, effective March 16, 1989.

  
DAVID A. CLARKE  
Chairman to the Council

Dates Counted During the 30-day Congressional Review Period:

January 24,25,26,27,30,31  
February 1,2,3,6,7,8,9,21,22,23,24,27,28  
March 1,2,3,6,7,8,9,10,13,14,15

EXECUTIVE  
MARCH 16 1988

Codification,  
District of Columbia Code  
(1989 Supp.)

AN ACT

D.C. ACT 7 - 204

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DEC 1 1988

To amend the Health Care and Community Residence Facilities Regulations 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 the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983 to allow community residence facilities to establish an exception to the licensure requirements to permit the acceptance of 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 Act of 1988".

Sec. 2. The definition of "Community Residence Facility" in section 3 of Title I of the Health Care and Community Residence Facilities Regulations, issued July 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 (except that, in the case of group homes for mentally retarded persons, no minimum age limitation will apply)";

(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 and group homes for mentally retarded persons, which provide a sheltered living arrangement for persons who"; and

(c) By adding at the end of the definition 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(b)."

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:

Section  
32-1301

(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 adding at the end of the paragraph the following sentence:

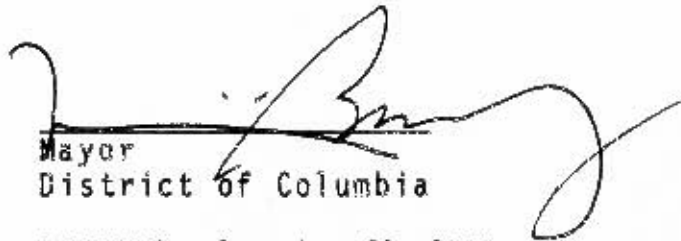
"All residents of a community residence facility shall be 18 years of age or older, except that, in the case of group homes for mentally retarded persons, no minimum age shall apply, unless this requirement is waived in accordance with section 6 (e)."

Sec. 4. 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

Enrolled Original

Statutes-at-Large, or the District of Columbia Municipal  
Regulations.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED: December 21, 1988



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

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: B7-473

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-29-88

VOICE VOTE: Approved

Recorded vote on request

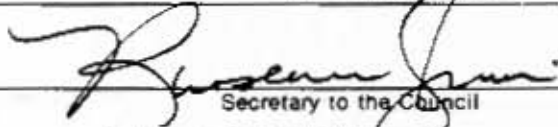
Absent: Rolark

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

12-16-88  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-13-88

VOICE VOTE: Approved

Recorded vote on request

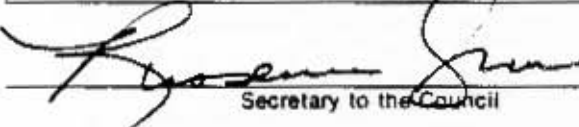
Absent: Wilson and Smith

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					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

12-16-88  
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