COUNCIL OF THE DISTRICT OF COLUMBIA
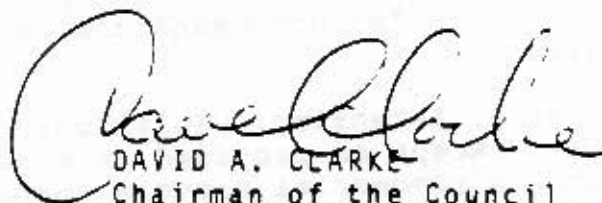
NOTICE

D.C. LAW 7-97

"Commercial Bicycle Operators Licensing Act
of 1987".

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. 7-289 on first and second readings, January 5, 1988, and
January 19, 1988, respectively. Following the signature of the
Mayor on February 9, 1988, this legislation was assigned Act
7-141, published in the February 19, 1988, edition of the D.C.
Register, (Vol. 35 page 1045) and transmitted to Congress on
February 16, 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 7-97, effective
March 29, 1988.

DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

February   16,17,18,19,22,23,24,25,26,29

March   1,2,3,4,7,8,9,10,11,14,15,16,17,18,21,22,23,24,25,
            28

AN ACT

D.C. ACT 7 - 14 1

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

FEB 0 9 1988

To regulate commercial bicycle operators in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Commercial Bicycle Operators Licensing Act of 1987".

Sec. 2. Definitions.
For purposes of this act, the term:
(1) "Commercial bicycle operator" means an individual at least 16 years of age who receives financial compensation for the delivery or pick-up of goods or services by bicycle as a substantial part of his or her business or earnings, as defined by the Mayor in rules developed pursuant to section 3(d)(3).
(2) "Courier company" means any firm, partnership, company, corporation, or organization operating within the District of Columbia that employs, compensates, utilizes, or contracts with a commercial bicycle operator.
(3) "Mayor" means the Mayor of the District of Columbia.

Sec. 3. Licensing; violations; identification numbers.
(a) Except as provided in subsection (e) of this section, no commercial bicycle operator shall operate within the District of Columbia without a license issued by the Mayor. A commercial bicycle operator shall pass a bicycle safety test developed by the Mayor in order to receive a commercial bicycle operator's license.
(b) It shall be a violation of this act for a commercial bicycle operator licensed under this section to:
(1) Fail to pay a license fee not to exceed $50.00 per year;
(2) Fail to carry a valid commercial bicycle operator's permit that shall include a photo identification listing the commercial bicycle operator's name, address,

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permit number, and any other information required by the
Mayor pursuant to subsection (d)(3) of this section;
     (3) Fail to display, in a manner visible from the
rear, a valid commercial bicycle operator identification
number issued by the Mayor pursuant to subsection (d)(2) of
this section and, if employed by, compensated by, utilized
by, or under contract to a courier company, the name and
telephone number of the courier company, or if not employed
by, compensated by, utilized by, or under contract to a
courier company, the commercial bicycle operator's telephone
number and address;
     (4) Use a commercial bicycle operator's permit or
identification number assigned to someone other than the
commercial bicycle operator; or
     (5) Violate any other requirement created by rule
related to commercial bicycle operators.
    (c) After notice and an opportunity to be heard, the
commercial bicycle license shall not be renewed or shall be
suspended or revoked upon the accumulation of a substantial
number of bicycle traffic law violations and unpaid fines as
determined by rules promulgated by the Mayor.
    (d) The Mayor shall:
     (1) Issue a commercial bicycle operator's permit
to each commercial bicycle operator who has passed the
required bicycle safety test and paid the license fee
required under section 3 (b)(1);
     (2) Issue commercial bicycle operator
identification numbers upon request to courier companies and
to commercial bicycle operators not employed by, compensated
by, utilized by, or under contract to a courier company;
     (3) Issue rules to implement the provisions of
this act pursuant to 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.), within 120 days
of the effective date of this act; and
     (4) Develop a public education program to inform
the public of the requirements of this act.
    (e) Commercial bicycle operators operating in the
District of Columbia as of the effective date of this act
shall obtain a license from the Mayor within 180 days of the
effective date of this act.

    Sec. 4. Courier company responsibility.
    No courier company shall employ, compensate, utilize,
or contract with a commercial bicycle operator who does not
have a valid commercial bicycle operator's permit and a
properly registered bicycle.

New,
D.C. Code,
sec. 40-1413
(1988 supp.)

    Sec. 5. Enforcement.

New,
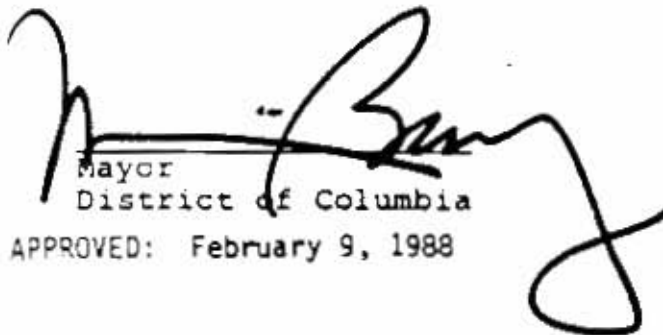D.C. Code,
sec. 40-1414
(1988 supp.)

(a)   The Mayor shall promulgate a schedule of civil fines not to exceed $50.00 for violations of the provisions of this act and rules promulgated pursuant to section 3(d)(3).

(b)   The proposed schedule of fines shall be submitted to the Council of the District of Columbia within 60 days of the effective date of this act for approval, in whole or in part, by resolution. Nothing in this act shall affect any requirements imposed upon the Mayor 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.).

Sec. 6.   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: February 9, 1988

COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Seven

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B7-289

X Item on Consent Calendar

X ACTION & DATE: Adopted First Reading, 1-5-88

X VOICE VOTE: Approved

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					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

Rosann Smith
Secretary to the Council

1-25-88
Date

X Item on Consent Calendar

X ACTION & DATE: Adopted Final Reading, 1-19-88

X VOICE VOTE: Approval

Recorded vote on request

Absent: Jarvis

☐ 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

Rosann Smith
Secretary to the Council

1-25-88
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

_____
Secretary to the Council

_____
Date

87—P6070 ed33