

ENROLLMENT(S)



(5)

COUNCIL OF THE DISTRICT OF COLUMBIA

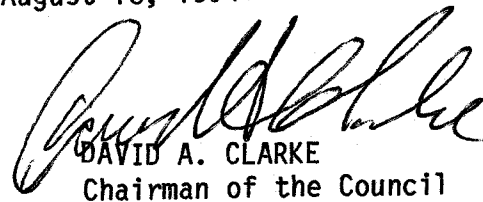
NOTICE

D.C. LAW 10-150

"Youth Facilities Firearm Prohibition Amendment Act of 1994".

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. 10-265 on first and second readings, March 1, 1994, and April 12, 1994, respectively. Following the signature of the Mayor on April 28, 1994, this legislation was assigned Act No. 10-233, and published in the May 13, 1994, edition of the D.C. Register (Vol.41 page 2594) and transmitted to Congress on May 5, 1994 for a 60-day review, in accordance with Section 602(c)(2) of the Act.

The Council of the District of Columbia hereby gives notice that the 60-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 10-150 effective August 18, 1994.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 60-day Congressional Review Period:

May	5,6,9,10,11,12,13,16,17,18,19,20,23,24,25,26
June	8,9,10,13,14,15,16,17,20,21,22,23,24,27,28,29,30
July	12,13,14,15,18,19,20,21,22,25,26,27,28,29
August	1,2,3,4,5,8,9,10,11,12,15,16,17

AN ACT

Codification

D.C. ACT 10-233

District of Columbia Code

(1994 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 28, 1994

To amend section 16-2307 of the District of Columbia Code to increase from 500 feet to 1000 feet the area surrounding a public school building, public school property, or public school-sponsored event in which a child under 18 years of age charged with the illegal possession or control of a firearm may be charged as an adult, and to also include private schools, public swimming pools, playgrounds, video arcades, and youth centers as covered areas; and to amend An Act To control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes, to make all areas within 1000 feet of a public or private school, college, public swimming pool, playground, video arcade, or youth center, or the location for an event sponsored by one of these entities, a gun free zone, and to establish additional penalties for gun violations in a gun free zone.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Youth Facilities Firearm Prohibition Amendment Act of 1994".

Sec. 2. Section 16-2307(a) of the District of Columbia Code is amended as follows:

Section
16-2307

(a) Paragraph (2) is amended by striking the phrase "; or" and inserting a semicolon in its place.

(b) Paragraph (3) is amended by striking the period and inserting the phrase "; or" in its place.

(c) Paragraph (4) is amended to read as follows:

"(4) a child under 18 years of age is charged with the illegal possession or control of a firearm within 1000 feet of a public or private day care center, elementary school, vocational school, secondary school, college, junior college, or university, or any public swimming pool, playground, video arcade, or youth center, or an event sponsored by any of the above entities. For the purposes of this paragraph "playground" means any facility intended for recreation, open to the public, and with any portion of the facility that contains 1 or more separate apparatus intended for the recreation of children, including, but not limited to, sliding boards, swingsets, and teeterboards. For the purposes of this paragraph "video arcade" means any facility legally accessible to persons under 18 years of age, intended primarily for the

use of pinball and video machines for amusement, and which contains a minimum of 10 pinball or video machines. For the purposes of this paragraph "youth center" means any recreational facility or gymnasium (including any parking lot appurtenant thereto), intended primarily for use by persons under 18 years of age, which regularly provide athletic, civic, or cultural activities."

Sec. 3. An Act To control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Code § 22-3201 *et seq.*), is amended as follows:

(a) Section 1 (D.C. Code § 22-3201) is amended by adding 3 new subsections to read as follows:

Section
22-3201

"(h) "Playground" means any facility intended for recreation, open to the public, and with any portion of the facility that contains 1 or more separate apparatus intended for the recreation of children, including, but not limited to, sliding boards, swingsets, and teeterboards.

"(i) "Video arcade" means any facility legally accessible to persons under 18 years of age, intended primarily for the use of pinball and video machines for amusement, and which contains a minimum of 10 pinball or video machines.

"(j) "Youth center" means any recreational facility or gymnasium (including any parking lot appurtenant thereto), intended primarily for use by persons under 18 years of age, which regularly provide athletic, civic, or cultural activities."

(b) A new section 2a is added to read as follows:

"Sec. 2a. Gun free zones; enhanced penalty.

New
Section
22-3202.1

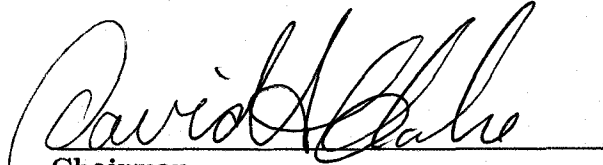
"(a) All areas within 1000 feet of a public or private day care center, elementary school, vocational school, secondary school, college, junior college, or university, or any public swimming pool, playground, video arcade, or youth center, or an event sponsored by any of the above entities shall be declared a gun free zone.

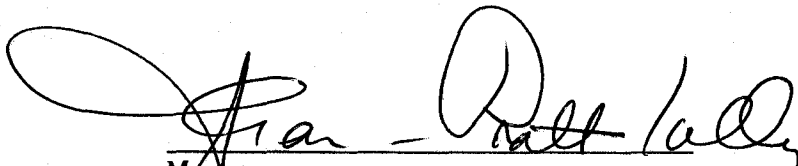
"(b) Any person illegally carrying a gun within a gun free zone shall be punished by a fine up to twice that otherwise authorized to be imposed, by a term of imprisonment up to twice that otherwise authorized to be imposed, or both.

"(c) The provisions of this section shall not apply to a person legally licensed to carry a firearm in the District of Columbia who lives or works within 1000 feet of a gun free zone or to members of the Army, Navy, Air Force, or Marine Corps of the United States; the National Guard or Organized Reserves when on duty; the Post Office Department or its employees when on duty; marshals, sheriffs, prison, or jail wardens, or their deputies; policemen or other duly-appointed law-enforcement officers; officers or employees of the United States duly authorized to carry such weapons; banking institutions; public carriers who are engaged in the business of transporting mail, money, securities, or other valuables; and licensed wholesale or retail dealers."

Sec. 4. This act shall take effect after a 60-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)(2) of the District of

Columbia Self-Government and Governmental Reorganization Act,
approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(2)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED: April 28, 1994



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Ten

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-265

X Item on Consent Calendar

X ACTION & DATE: Adopted First Reading, 3-1-94

X VOICE VOTE: Approved

Recorded vote on request

Absent: All Present

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 4 times). Rows include CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Secretary to the Council (Signature)

Date: April 15, 1994

X Item on Consent Calendar

X ACTION & DATE: Adopted Final Reading, 4-12-94

X VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 4 times). Rows include CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Secretary to the Council (Signature)

Date: April 15, 1994

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. (repeated 4 times). Rows include CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

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

CERTIFICATION RECORD

Secretary to the Council

Date