

AN ACT

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District of
Columbia
Official Code

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Litter Control Administrative Act of 1985 to require pedestrians stopped by a police officer or other authorized official to inform the officer or official of his or her true name and address and to require the Mayor to provide the Council with annual statistics on the number of tickets issued and dismissed for violations of anti-littering regulations; to amend the District of Columbia Traffic Adjudication Act of 1978 to increase the fine to a pedestrian who refuses to provide an accurate name and address to a police officer after being stopped for jay walking; and to amend Title 18 of the District of Columbia Municipal Regulations to establish an offense for littering from vehicles and to provide a fine for that offense.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Anti-Littering Amendment Act of 2008".

Sec. 2. The Litter Control Administrative Act of 1985, effective January 28, 1986 (D.C. Law 6-100; D.C. Official Code § 8-801 *et seq.*), is amended as follows:

(a) Section 3(a)(1) (D.C. Official Code § 8-802(a)(1)) is amended by striking the phrase "§§ 2407.12 and 2407.13" and inserting the phrase "§§ 2221.6, 2407.12, and 2407.13" in its place.

Amend
§ 8-802

(b) New sections 12 and 13 are added to read as follows:

"Sec. 12. Identification of offenders.

"(a) A person who is stopped by a police officer or other officials authorized by the Mayor to enforce the regulations listed in section 3(a)(1) after the person has committed a violation of these regulations shall be required to inform the officer or other authorized official of his or her true name and address for the sole purpose of including that information on a notice of violation; provided, that no person shall be required to possess or display any documentary proof of his or her name or address in order to comply with the requirements of this section.

"(b) A person who refuses to provide his or her true name and address to a police officer or other officials authorized by the Mayor to enforce the regulations listed in section

3(a)(1) upon request after having been stopped for committing a violation of these regulations shall, upon conviction, be fined not less than \$100 nor more than \$250.

“Sec. 13. Annual reporting requirement.

“(a) The Mayor shall submit to the Council statistics on the number of notices of infractions and violations issued for violation of regulations listed in section 3(a)(1), and the number of notices subsequently dismissed.

“(b) The statistics shall identify, by Metropolitan Police Department district, the number of notices issued and dismissed.

“(c) Statistics shall be provided on a calendar-year basis and shall be transmitted to the Council by January 31st, with the first report due January 31, 2010.”.

Sec. 3. Section 3 of the District of Columbia Traffic Adjudication Act of 1978, effective October 8, 1981 (D.C. Law 4-36; D.C. Official Code § 50-2303.07), is amended by striking the phrase “not less than ten dollars (\$10) nor more than fifty (\$50) dollars.” and inserting the phrase “not less than \$100 nor more than \$250.” in its place.

Amend § 50-2303.07

Sec. 4. Section 2221 of Title 18 of the District of Columbia Municipal Regulations is amended by adding a new subsection 2221.6 to read as follows:

DCMR

“2221.6. No person shall dispose or cause or allow the disposal of litter from a vehicle upon any public or private property. Litter shall include all rubbish, waste matter, refuse, garbage, trash, debris, dead animals, or other discarded materials of every kind and description.”.

Sec. 5. Subsection 2600.1 of Title 18 of the District of Columbia Municipal Regulations is amended by adding to the table, after the infraction for “**Lights**,” a new infraction to read as follows:

DCMR

“**Littering**

“From a vehicle upon public or private property (§ 2221.6) \$100.00”.

Sec. 6. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 7. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia