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COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 8-117

"Judiciary Square Detention Facility
Construction Act of 1990".

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. 8-405 on first and second readings, January 30, 1990, and February 13, 1990, respectively. The legislation was deemed approved without the signature of the Mayor on March 6, 1990, pursuant to Section 404(e) of "the Act", and was assigned Act No. 8-171, published in the March 16, 1990, edition of the D.C. Register, (Vol. 37 page 1733) and transmitted to Congress on March 13, 1990 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 8-117, effective May 4, 1990.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

March 13,14,15,16,19,20,21,22,23,26,27,28,29,30

April 2,3,4,5,18,19,20,23,24,25,26,27,30

May 1,2,3

MAY 04 1990

AN ACT

Codification,
District of Columbia Code
(1990 Supplement)

D.C. ACT 8 - 171

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAR 06 1990

To require the establishment of a detention facility in the
Judiciary Square area of the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Judiciary Square
Detention Facility Construction Act of 1990".

Sec. 2. Definitions.

For the purposes of this act, the term:

(1) "Council" means the Council of the District
of Columbia.

(2) "Judiciary Square" means the area generally
bounded by H Street, N.W. to the north, 6th Street, N.W. to
the west, Pennsylvania Avenue, N.W. and Constitution Avenue,
N.W. to the south, and 1st Street, N.W. and 3rd Street, N.W.
to the east.

(3) "Mayor" means the Mayor of the District of
Columbia.

New,
Section
32-1601

Sec. 3. Judiciary Square Detention Facility
Requirements.

(a) The Mayor shall construct or renovate a building
within or near Judiciary Square for use as a detention
facility for the District of Columbia ("District") to house
not more than 1,500 inmates. The facility shall comply with
the American Correctional Association standards for
correctional facilities.

(b) The facility shall house primarily pre-trial
detainees, persons convicted of misdemeanors, and parole
violators held pending a parole revocation hearing.

(c) The Mayor shall issue proposed rules to classify
inmates in an incoming inmate reception and diagnostic
program of the facility according to rehabilitative needs,
the crime committed, any drug abuse history, and appropriate
housing requirements. The proposed rules shall be submitted
to the Council for a 45-day period of review, excluding

New,
Section
32-1602

Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed approved.

Sec. 4. Responsibilities of the Mayor.

(a) The Mayor shall submit to the Council a proposal for a detention facility within or near Judiciary Square within 90 days of the effective date of the Judiciary Square Detention Facility Construction Emergency Act of 1989, effective November 7, 1989 (D.C. Act 8-116; 36 DCR 8219).

(b) If the Mayor has not entered into a design construction contract for the detention facility within 180 days of the effective date of this act, the Mayor shall submit a report to the Council that details the progress of the plans for a detention facility and the reason that a contract has not been executed.


(c) The Mayor shall not dispose of any property owned by or under the jurisdiction of the District government within or near Judiciary Square until a site for a detention facility has been selected or acquired, except that an appropriate disposition may be made for the National Law Enforcement Officers Memorial ("Memorial"), which is to be built pursuant to the Joint Resolution Authorizing the Law Enforcement Officers Memorial Fund to establish a memorial in the District of Columbia or its environs, approved October 19, 1984 (98 Stat. 2712). The detention facility shall not be located on private property or on the same property or property immediately adjacent to the planned site of the Memorial, which is to be built on the block bounded by F Street, N.W. to the north, E Street, N.W. to the south, 5th Street, N.W. to the west, and 4th Street, N.W. to the east, provided that the construction of the Memorial in no way prevents or delays the construction of the detention facility. Nothing in this subsection shall be construed to limit the District's powers of eminent domain.

Sec. 5. Effective Date.

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

New,
Section
32-1603

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



Chairman
Council of the District of Columbia

DEEMED APPROVED WITHOUT
SIGNATURE UPON EXPIRATION
OF 10-DAY MAYORAL REVIEW PERIOD.

NOT SIGNED

Mayor
District of Columbia

March 6, 1990



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Eight

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 8-405

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 1-30-90

VOICE VOTE: Approved

Recorded vote on request

Absent: Smith and Lightfoot

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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

2-15-90
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 2-13-90

VOICE VOTE: Approved

Recorded vote on request

Absent: Kane

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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

2-15-90
 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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

 Secretary to the Council

 Date