

# ENROLLMENT(S)

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# COUNCIL OF THE DISTRICT OF COLUMBIA


## NOTICE

### D.C. LAW 11-157

#### **"Interference with Medical Facilities and Health Professionals Amendment Act of 1996".**

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 11-385 on first and second readings, May 7, 1996 and June 4, 1996 respectively. Following the signature of the Mayor on June 19, 1996, pursuant to Section 404(e) of "the Act", and was assigned Act 11-286 and published in the July 19, 1996 edition of the D.C. Register (Vol. 43 page 3699) and transmitted to Congress on July 10, 1996 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 11-157, effective September 20, 1996.



DAVID A. CLARKE  
Chairman of the Council

#### Dates Counted During the 30-day Congressional Review Period:

July	10,11,12,16,17,18,19,22,23,24,25,26,29,30,31
Aug.	1,2
Sept.	3,4,5,6,9,10,11,12,13,16,17,18,19

AN ACT

D.C. ACT 11-286

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 19, 1996

*Codification  
District of  
Columbia  
Code  
1997 Supp.*

To amend An act for the preservation of the public space and the protection of certain persons and property within the District of Columbia to prohibit a person from interfering with the free access to or egress from a medical facility or the home of a health professional.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Interference with Medical Facilities and Health Professionals Amendment Act of 1996".

Sec. 2. An act for the preservation of the public peace and the protection of property within the District of Columbia, approved July 29, 1892 (27 Stat. 322; D.C. Code §§ 22-1107 through 22-1118), is amended by adding new sections 11a and 11b to read as follows:

"Sec. 11a. Definitions.

For the purpose of section 11b, the term:

"(1) "Health professional" means a person licensed to practice a health occupation in the District pursuant to section 101 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Code § 2-3301.1).

"(2) "Medical facility" includes a hospital, clinic, physician's office, or other facility that provides health or surgical services.

"(3) "Person" shall not include:

"(A) The chief medical officer of the medical facility or his or her designee;

"(B) The chief executive officer of the medial facility or his or her designee;

"(C) An agent of the medical facility; or

"(D) A law enforcement officer in the performance of his or her official duty.

"Sec. 11b. Prohibited acts.

**New Section  
22-1114.1**

**New Section  
22-1114.2**

**ENROLLED ORIGINAL**

"(a) It shall be unlawful for a person, except as otherwise authorized by District or federal law, alone or in concert with others, to willfully or recklessly interfere with access to or from a medical facility or to willfully or recklessly disrupt the normal functioning of such facility by:

"(1) Physically obstructing, impeding, or hindering the free passage of an individual seeking to enter or depart the facility or from the common areas of the real property upon which the facility is located;

"(2) Making noise that unreasonably disturbs the peace within the facility;

"(3) Trespassing on the facility or the common areas of the real property upon which the facility is located;

"(4) Telephoning the facility repeatedly to harass or threaten owners, agents, patients, and employees, or knowingly permitting any telephone under his or her control to be so used for the purpose of threatening owners, agents, patients, and employees; or

"(5) Threatening to inflict injury on the owners, agents, patients, employees, or property of the medical facility or knowingly permitting any telephone under his or her control to be used for such purpose.

"(b) A person shall not act alone or in concert with others with the intent to prevent a health professional or his or her family from entering or leaving the health professional's home.

"(c) Subsections (a) and (b) of this section shall not be construed to prohibit any otherwise lawful picketing or assembly.

"(d) Any person who violates subsections (a) or (b) of this section, upon conviction, shall be fined not more than \$1,000, imprisoned for not more than 180 days, or both."

DCMR

Sec. 3. Section 5 of the Safe Streets Anti-Prostitution Amendment Act of 1996, signed by the Mayor on March 15, 1996 (D.C. Act 11-237; 43 DCR 1570), is amended as follows:

(a) By striking subsection (c) with the intent of re-enacting chapter 26 of title 18 of the District of Columbia Municipal Regulations (Vehicles and Traffic) (18 DCMR 2600); and

(b) By redesignating subsection (d) as subsection (c) and amending it to read as follows:

"(c) Section 2603.1 (Lawful Order or Direction of Police Officer) is repealed."

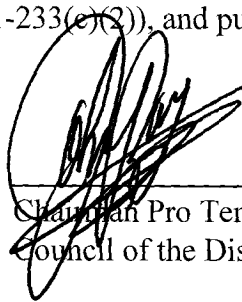
Sec. 4. Fiscal impact statement.

(a) The Metropolitan Police Department's ("MPD") Office of Finance and Budget estimates that \$91,000 in personal service funds and \$10,200 in nonpersonal services funds will be required to implement the Interference with Medical Facilities and Health Professionals Amendment Act of 1996 during the current fiscal year. These funds are available.

(b) Protests and demonstrations which are more likely to be subject to this act are included in the regular MPD budget planning activities. The funding source for current and future expenditures is appropriated funds.

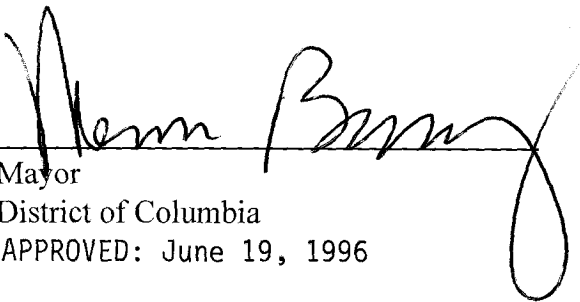
**ENROLLED ORIGINAL**

Sec. 5. 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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Authority Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), and a 60-day period of Congressional review 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(e)(2)), and publication in the District of Columbia Register.



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Chairman Pro Tempore  
Council of the District of Columbia



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Mayor  
District of Columbia  
APPROVED: June 19, 1996



COUNCIL OF THE DISTRICT OF COLUMBIA  
COUNCIL PERIOD ELEVEN  
RECORD OF OFFICIAL COUNCIL VOTE

B11-385

ITEM ON CONSENT CALENDAR  
 ACTION & DATE ADOPTED FIRST READING, 5-7-96  
 VOICE VOTE APPROVED  
 RECORDED VOTE ON REQUEST  
 ABSENT ALL PRESENT  
 ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote      AB - Absent      NV - Present not Voting  
 \_\_\_\_\_  
 Secretary to the Council      June 11, 1996  
 Date

ITEM ON CONSENT CALENDAR  
 ACTION & DATE ADOPTED FINAL READING, 6-4-96  
 VOICE VOTE APPROVED  
 RECORDED VOTE ON REQUEST  
 ABSENT CHAVOUS AND EVANS  
 ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates no      AB - Absent      NV - Present not voting  
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 Secretary to the Council      June 11, 1996  
 Date

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 Secretary to the Council      \_\_\_\_\_  
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AN ACT

Codification  
District of  
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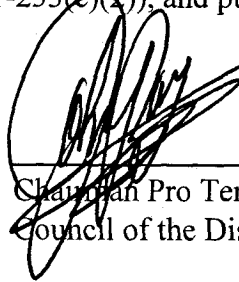
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Council of the District of Columbia

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Mayor  
District of Columbia



COUNCIL OF THE DISTRICT OF COLUMBIA  
COUNCIL PERIOD ELEVEN  
RECORD OF OFFICIAL COUNCIL VOTE

B11-385

Docket No. \_\_\_\_\_

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ABSENT ALL PRESENT

ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

*Charles J. ...*  
Secretary to the Council

*June 11, 1996*  
Date

ITEM ON CONSENT CALENDAR  
 ACTION & DATE ADOPTED FINAL READING, 6-4-96  
 VOICE VOTE APPROVED  
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