

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to amend the Vending Regulation Act of 2009 to maintain criminal penalties for violations of the act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Vending Regulations Emergency Declaration Resolution of 2015”.

Sec. 2(a) In 2009, the Council passed the Vending Regulation Act of 2009, D.C. Law 18-71, which authorized the Mayor to regulate vending in the District and required any proposed rules to be submitted to the Council for review and approval.

(b) On March 8, 2013, the “Vending Business License Regulation Resolution of 2013” was introduced in the Office of the Secretary by Chairman Mendelson at the request of the Mayor. These regulations were adopted in part by the Council on June 4, 2013 with the passage of the Vending Regulation Emergency Amendment Act of 2013 (D.C. Act 20-84; 60 DCR 9534), and the subsequent adoption of the Vending Regulation Second Emergency Amendment Act of 2013 (D.C. Act 20-90; 60 DCR 9551).

(c) On September 20, 2013, the Office of the City Administrator published final rules in the D.C. Register.

1 (d) The “Vending Business License Regulation Resolution of 2013” proposed in March
2 2013 inadvertently removed provisions establishing criminal penalties for violations of the
3 vending regulations.

4 (e) The Council approved the Vending Regulations Temporary Amendment Act of 2014
5 on June 3, 2014, which reinstated criminal penalties for vending until March 21, 2015. No
6 legislation has addressed criminal penalties for vending since that time.

7 (f) In order to permit complete enforcement of vending violations occurring in the
8 District of Columbia, and thereby avoid disruption of proper vending operations, it is necessary
9 to adopt emergency legislation to maintain criminal penalty provisions for violations of the act.

10 Sec. 3. The Council of the District of Columbia determines that the circumstances
11 enumerated in section 2 constitute emergency circumstances making it necessary that the
12 Vending Regulations Emergency Act of 2015 be adopted after a single reading.

13 Sec. 4. This resolution shall take effect immediately.