

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend title 18 of the District of Columbia Municipal Regulations to provide limited free and unrestricted parking for disabled individuals, to authorize the establishment of additional parking spaces for the exclusive use of disabled individuals with special license tags or permits, to provide that all parking meters shall meet the standards of the American with Disability Act Accessibility Guidelines, to require the Director of the Department of Motor Vehicles to determine whether non-residents of the District of Columbia desiring to take advantage of the limited free parking, meet the eligibility requirement for a handicapped permit, to provide for a public education program on changes in the disabled parking procedures and to increase the fines for the unauthorized use of reserved spaces.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Individuals with Disabilities Parking Reform Amendment Act of 2000".

Sec. 2. Title 18 of the District of Columbia Municipal Regulations is amended as follows:

(a) Section 2400 is amended as follow:

(1) Subsection 2406.9 is amended to read as follows:

"2406.9 The Director of the Department of Public Works is authorized to establish reserved on-street parking spaces for the exclusive use of disabled individuals provided:

"(a) Parking in spaces established pursuant to this subsection shall be permitted only for the use of disabled individuals utilizing vehicles displaying special license tags or special permits issued pursuant to Chapter 27;

"(b) To the extent deemed practical and lawful by the Director, such spaces shall be located adjacent to or nearby a curb cut or driveway;

"(c) All parking meters shall meet the standards of the American with Disability Act Accessibility Guidelines; and

"(d) Unauthorized vehicles parked in such spaces shall be in violation of and subject to the fine set forth in § 2601."

(2) New subsections 2406.10 and 2406.11 are added to read as follows:

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"2406.10 The Director may establish the parking spaces authorized by § 2406.9, without first publishing the notice provided for in section 6 of the District of Columbia Administrative Procedures Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code § 1-1506), but shall provide affected Advisory Neighborhood Commissions with thirty-days (30) written notice of the intent to establish such spaces.

"2406.11 The Department shall implement a public education program on changes in the handicapped procedures consisting of the following:

"(a) The placing of informational cards in all Department of Motor Vehicles offices in collaboration with the Department of Public Works;

"(b) Notifying District and federal agencies, community and civic organizations, businesses, and property managers for dissemination to their tenants;

"(c) Providing reminder notices to the disabled community;

"(d) Providing notices to all District hotels and visitor centers; and

"(e) Undertaking any additional public education and information efforts deemed appropriate by the Director of the Department of Public Works."

(3) Subsection 2411.2 is repealed.

(b) Subsection 2601.1 is amended as follows:

(1) The infraction beginning with the phrase "Handicapped reserved residential space " is amended to read as follows:

"Reserved residential space for persons with disabilities; unauthorized use of [§ 2718.4] \$250.00".

(2) The infraction beginning with the phrase "Handicapped visitors" is amended to read as follows:

"Individuals with disabilities only; unauthorized use of space reserved for; [§2406.9] \$250.00".

(c) Section 2700 is amended as follows:

(1) Subsection 2701.1 is amended by inserting the phrase "or non-resident" after the phrase "disabled resident".

(2) Subsection 2704.3 is amended to read as follows:

"2704.3 Individuals issued special license tags or special parking permits pursuant to this section may park in parking zones with restricted length of time parking identified on the signs or meters denoting such spaces, for a period not to exceed double the posted time limit, without cost. After the expiration of the double posted time limit, individuals issued such special tags or parking permits shall be subject to the same time limitation and payment requirements applicable to all other persons."

(3) Subsection 2717.1 is amended to read as follows:

"2717.1 An individual who is not a resident of the District of Columbia shall meet the eligibility requirements of § 2701 prior to being granted the special parking privileges established pursuant to § 2704.3."

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(4) Subsection 2718.4 is amended to read as follows:

"2718.4 Any person who violates any provision of this chapter for which a fine is not specified in § 2601.1 shall, upon determination of liability for the violation, be subject to a fine of two hundred fifty (\$250) dollars. The Mayor may increase the fines established in this subsection, and the fines for violations of this chapter provided for in §2601.1, through the procedures set forth in section 105(a)(1) of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Code § 40-605 (a)(1)).".

Sec. 3. 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. Code § 1-233(c)(3)).

Sec. 4. This act shall take effect upon its 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) the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia