

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

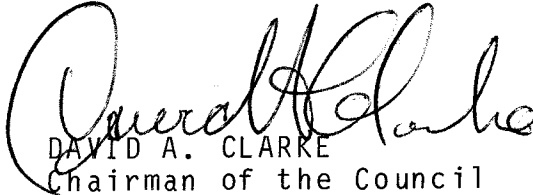
NOTICE

D.C. LAW 10-53

"Anti-Stalking Amendment Act of 1993".

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. 10-42 on first and second readings, June 1, 1993, and June 29, 1993, respectively. Following the signature of the Mayor on July 16, 1993, this legislation was assigned Act No. 10-46, published in the July 30, 1993, edition of the D.C. Register, (Vol. 40 page 5446) and transmitted to Congress on July 21, 1993 for a 60-day review, in accordance with Section 602(c)(2) of the Act.

The Council of the District of Columbia hereby gives notice that the 60-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 10-53, effective November 17, 1993.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 60-day Congressional Review Period:

July 21,22,23,26,27,28,29,30  
August 2,3,4,5,6  
September 7,8,9,10,13,14,15,16,17,20,21,22,23,24,27,28,29,30  
October 1,4,5,6,7,12,13,14,15,18,19,20,21,22,25,26,27,28,29  
November 1,2,3,4,5,8,9,10,15,16

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 16, 1993

To amend An Act To establish a code of law for the District of Columbia by prohibiting the willful, malicious, and repeated following or harassing of another person.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Anti-Stalking Amendment Act of 1993".

Sec. 2. Section 806 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1322; D.C. Code § 22-504), is amended as follows:

Section  
22-504

(a) The existing text is designated as subsection (a).

(b) New subsections (b), (c), and (d) are added to read as follows:

"(b) Stalking --- Any person who on more than one occasion engages in conduct with the intent to cause emotional distress to another person or places another person in reasonable fear of death or bodily injury by willfully, maliciously, and repeatedly following or harassing that person, or who, without a legal purpose, willfully, maliciously, and repeatedly follows or harasses another person, is guilty of the crime of stalking and shall be fined not more than \$500 or be imprisoned not more than 12 months, or both. Constitutionally protected activity, such as conduct by a party to a labor dispute in furtherance of labor or management objectives in that dispute, is not included within the meaning of this definition.

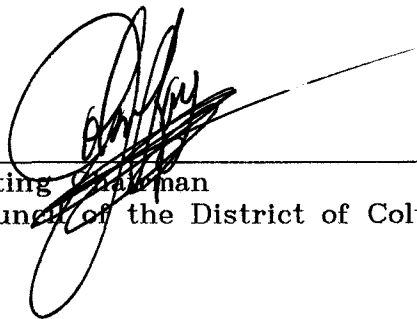
"(c) Any person who violates subsection (b) of this section when there is in effect a court order imposing a temporary restraining order, an injunction, a temporary protection order, civil protection order, stay-away or no contact order, civil restraining order or any combination thereof, prohibiting contact between that person and the individual who is the victim of the conduct described in subsection (b) of this section shall be subject to the penalties set forth therein and in addition shall be required to give bond, for a period not exceeding 1 year, to ensure compliance with the provisions of this act.

"(d) A second conviction occurring within 2 years of a first conviction for an offense under subsection (b) or (c) of this section, or for a similar offense under the law of any other jurisdiction, shall result in a fine of up to 1 1/2 times the maximum fines authorized for the offenses in subsections (b) and (c) of this section and imprisonment for a term of up to 1 1/2 times the maximum term of imprisonment

authorized for the offense. If such person was previously convicted more than once of an offense described in subsection (b) or (c) of this section, such person may be subject to a fine of up to 3 times the maximum fines authorized for the offenses in subsections (b) and (c) of this section and imprisonment for a term of up to 3 times the maximum term of imprisonment authorized for each offense. No conviction with respect to which a person has been pardoned on the grounds of innocence shall be taken into account in applying this section.

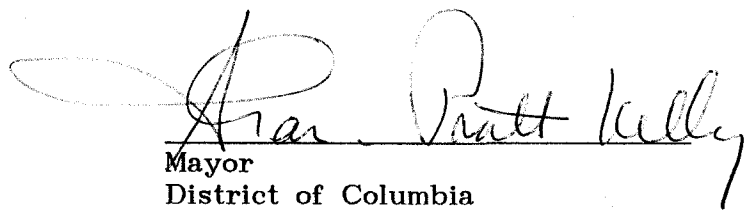
"(e) For the purpose of this section, the term "harassing" means engaging in a course of conduct either in person, by telephone, or in writing, directed at a specific person, which seriously alarms, annoys, frightens, or torments the person, or engaging in a course of conduct either in person, by telephone, or in writing, which would cause a reasonable person to be seriously alarmed, annoyed, frightened, or tormented."

Sec. 3. This act shall take effect after a 60-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)(2) of the District of Columbia Self Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(2)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



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Acting Chairman  
Council of the District of Columbia



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Mayor  
District of Columbia

July 16, 1993



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TEN

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-42

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted First Reading, 6-1-93

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: Chavous and Jarvis

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names (CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: June 30, 1993

Date

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted Final Reading, 6-29-93

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: Barry and Chavous

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names (CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: June 30, 1993

Date

[ ] Item on Consent Calendar

[ ] ACTION & DATE:

[ ] VOICE VOTE:

Recorded vote on request

Absent:

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names (CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.).

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

CERTIFICATION RECORD

Secretary to the Council

Date