

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 5-14

"District of Columbia Revenue Act of 1983".

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. 5-74 on first and second readings, April 12, 1983 and April 26, 1983, respectively. Following the signature of the Mayor on May 4, 1983, this legislation was assigned Act No. 5-29, published in the June 3, 1983 edition of the D.C. Register, (Vol. 30 page 2632) and transmitted to Congress May 6, 1983 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 5-14, effective June 22, 1983.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

May 6,9,10,11,12,13,16,17,18,19,20,23,24,25,26
June 1,2,3,6,7,8,9,10,13,14,15,16,17,20,21

D.C. LAW 5-14

AN ACT

EFFECTIVE DATE JUN 2 2 1983

D.C. ACT 5-29

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 04 1983

To enhance the revenues of the District of Columbia, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Revenue Act of 1983".

TITLE I

Sec. 101. This title may be cited as the "Public Utilities Tax Reform Act of 1983".

Sec. 102. Section 6(5) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and three, and for other purposes, approved July 1, 1902 (32 Stat. 619; D.C. Code, sec. 47-2501), is amended to read as follows:

CODIFICATION
D.C. Code,
sec. 47-2501;
Note,
D.C. Code,
secs. 47-2507 &
-1807.1
(1981 ed.)

"On or before the twentieth day of each calendar month, all gas, electric lighting and telephone companies, through their proper officers, shall file an affidavit with the Mayor, indicating the amount of its or their gross receipts for the preceding calendar month from the sale of public utility commodities and services within the District of Columbia, and each gas, electric lighting and telephone company shall pay to the Mayor six and seven-tenths per

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centum per month of such gross receipts:

PROVIDED, That the tax on gross receipts for the months July nineteen hundred and eighty-three through December nineteen hundred and eighty-three shall be six and seven-tenths per centum and shall be paid at the same time and in the same manner as the monthly tax on gross receipts payment is made in August nineteen hundred and eighty-four under this section and that the one-half of one per centum payment due on or before September thirtieth, nineteen hundred and eighty-three, shall be credited toward the amount of gross receipts tax due for the months July nineteen hundred and eighty-three through December nineteen hundred and eighty-three. In addition, the real property owned by each gas, electric lighting and telephone company in the District of Columbia shall be taxed as other real property in the District. Each gas, electric lighting and telephone company shall pay, in addition to the other taxes specified in this section, the franchise tax imposed by the District of Columbia Income and Franchise Tax Act of 1947, approved July 16, 1947 (61 Stat. 331; D.C. Code, sec. 47-1801.1 et seq.)."

Sec. 103. Section 501(b) of title V of the Revenue Act of 1975, effective November 1, 1975 (D.C. Law 1-30; D.C. Code, sec. 47-2509), is amended by striking in the first sentence thereof the phrase "all gas, electric lighting and telephone companies,".

D.C. Code,
sec. 47-2509;
Note,
D.C. Code,
sec. 47-2507
(1981 ed.)

Sec. 104. Effective Dates.

(a) That portion of section 102 which requires both

Note,
D.C. Code,
sec. 47-2501;
(1981 ed.)

the monthly payment of the gross receipts tax on gas, electric lighting, and telephone companies and filing of an affidavit therefor shall apply with respect to gross receipts for the calendar month beginning January 1, 1984, and ending January 31, 1984, and for each succeeding calendar month:

EXCEPT, That nothing contained in the provisions of section 102 shall affect the annual payment of the gross receipts and gross earnings tax due and payable on or before August 1, 1983, based on gross receipts for the period beginning July 1, 1982, and ending June 30, 1983.

(b) Section 103 shall apply after September 30, 1983, and to each year thereafter:

EXCEPT, That nothing contained in the provisions of section 103 shall affect the estimated payment of the gross receipts and gross earnings tax due and payable on or before September 30, 1983.

Note,
D.C. Code,
sec. 47-2509
(1981 ed.)

TITLE II

Sec. 201. This title may be cited as the "License Fees and Charges Cost Recovery Act of 1983".

Sec. 202. The License Fees and Charges Act of 1976, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, sec. 47-2711 et seq.), is amended as follows:

(a) Section 301 (D.C. Code, sec. 47-2712), including the Electrical Fee Schedule attached thereto, is amended to read as follows:

D.C. Code,
sec. 47-2712
(1981 ed.)

"Sec. 301.(a) The Mayor of the District of Columbia shall amend from time to time the schedule of fees to be

charged by the District of Columbia for the inspection of electrical equipment and for the issuance of permits to perform electrical services. The Mayor shall amend the schedule by rule to provide for fees in amounts as in his judgment will defray the approximate costs of performing inspections and issuing permits.

"(b) Until the schedule of fees is amended by the Mayor in accordance with subsection (a), the schedule of fees to be charged by the District of Columbia for the inspection of electrical equipment and for the issuance of permits to perform electrical services is as follows:

"ELECTRICAL FEE SCHEDULE

| | <u>Fee</u> |
|--|------------|
| "Group 1. Wiring Only | |
| "Outlets-each 10 | \$ 7.00 |
| Outlet means and includes receptacle, switch and fixture outlet | |
| "Group 2. Fixtures and Lampholders | |
| "Each 10 | 3.00 |
| "Group 3. Electrical Discharge Signs | |
| "1st 500 va | 12.00 |
| "Each additional 500 va | 7.00 |
| "Group 4. Heating Equipment | |
| "Baseboard or spaceheaters | |
| "1st 10 KW-per each KW | 3.00 |
| "Each Additional KW | 2.00 |
| "Unit heaters, furnaces-motors not included | 15.00 |
| "Each additional | 7.00 |
| "Controls only-each | 9.00 |
| "For units with motors-add appropriate motor from Group 6 | |
| "Group 5. Commercial Heating and Cooking | |
| "Appliances Other than Group 4 | |

| | |
|------------------------|-------|
| "1st 1-8 KW | 12.00 |
| "Each additional | 7.00 |
| "1st - over 8 KW | 15.00 |
| "Each additional | 7.00 |

"Group 6. Motors and Generators

| | |
|-------------------------------|---------------|
| "Less than 1/4 H.P. | Apply Group 2 |
| "1/4 H.P to 1 H.P. | 12.00 |
| "Each Additional | 7.00 |
| "Over 1 H.P. to 5 H.P. | 19.00 |
| "Each additional | 7.00 |
| "Over 5 H.P. to 10 H.P. | 30.00 |
| "Each additional | 12.00 |
| "Over 10 H.P. to 20 H.P. | 36.00 |
| "Each additional | 15.00 |
| "Over 20 H.P. to 30 H.P. | 47.00 |
| "Each additional | 22.00 |
| "Over 30 H.P. to 50 H.P. | 57.00 |
| "Each additional | 24.00 |
| "Over 50 H.P. to 75 H.P. | 69.00 |
| "Each additional | 30.00 |
| "Over 75 H.P. | 78.00 |
| "Each additional | 36.00 |

"For installation of more than one motor, the initial fee shall be the largest motor fee plus the additional fee for the smaller.

"Group 7. Service

| | |
|--------------------------------------|------|
| "Piped house connection | 7.00 |
| "Each additional | 3.00 |
| "Pole line on private property | 7.00 |
| "Each additional | 3.00 |
| "Conductors, including pole | 9.00 |
| "Each additional | 3.00 |
| "Service conductors-each | 7.00 |

"Group 8. Service and Meter Equipment

| | |
|---------------------------|-------|
| "0 to 200 amperes | 15.00 |
| "Each additional | 7.00 |
| "201 to 400 amperes | 22.00 |
| "Each additional | 12.00 |
| "401 to 800 amperes | 42.00 |
| "Each additional | 22.00 |
| "Over 800 amperes | 63.00 |
| "Each additional | 30.00 |

"Relocation, replacement or original installation, including meter connection facilities. For installation of more than one service equipment, the initial fee shall be for the largest service equipment plus the additional fee for the smaller.

"Group 9. Transformers

| | |
|------------------------|-------|
| "1 to 10 KVA | 12.00 |
| "Each additional | 7.00 |
| "11 to 75 KVA | 19.00 |
| "Each additional | 9.00 |
| "76 to 200 KVA | 24.00 |
| "Each additional | 12.00 |
| "Vault | 63.00 |
| "Each additional | 30.00 |

"Group 10. Theatres or Other Places of Public
Assembly Spotlights

| | |
|--|-------|
| "Arc | 12.00 |
| "Each additional | 7.00 |
| "Incandescent | 7.00 |
| "Each additional | 3.00 |
| "Portable or temporary arc | 9.00 |
| "Each additional | 7.00 |
| "Portable or temporary incandescent | 7.00 |
| "Each additional | 3.00 |
| "Motion Picture machine | |
| "Permanent | 30.00 |
| "Each additional | 15.00 |
| "Portable | 19.00 |
| "Each additional | 9.00 |
| "Slide Projector | 15.00 |
| "Each additional | 9.00 |
| "Amplifier | 12.00 |
| "Each additional | 7.00 |
| "Dimmers (over 1 KW) | 9.00 |
| "Each additional | 7.00 |
| "Portable switchboard | 12.00 |
| "Each additional | 7.00 |
| "Portable T.V. installation | |
| 1st portable T.V. receiver | 11.00 |
| "Each additional receiver | 5.00 |
| "Portable or temporary incandescent lamps (other than spotlights) | |
| "1 to 25 lights | 9.00 |
| "26 to 50 lights | 13.00 |
| "51 to 100 lights | 19.00 |
| "Each additional 100 lights | 5.00 |

"Group 11. Temporary Installations

| | |
|--|-------|
| "Decorations, Lawn fetes, etc. | |
| "1 to 25 lights-1st 90 days | 12.00 |
| "Each additional 90 days | 7.00 |
| "26 to 50 lights-1st 90 days | 19.00 |
| "Each additional 90 days | 9.00 |
| "51 to 100 lights-1st 90 days | 24.00 |
| "Each additional 90 days | 12.00 |
| "Each additional 100 lights-1st 90 days | 7.00 |
| "Each additional 90 days | 3.00 |
| "Use of current on wiring, apparatus and fixtures for use pending completion of | |

| | |
|-------------------------------------|-------|
| installation-1st 90 days | 24.00 |
| "Each additional 90 days | 12.00 |
| "Circuses and Carnivals | |
| "1st 50 KW | 63.00 |
| "Each additional 100 KW | 63.00 |
| "Exhibitions, etc. | |
| "1st 3,000 sq. ft. | 27.00 |
| "Each additional 1,000 sq. ft. | 15.00 |

"Group 12. Radio and Television Equipment

| | |
|--|-------|
| "Transmitting Station - 1st | 36.00 |
| "Each additional | 19.00 |
| "Receiving Station | |
| "Antenna and Ground Connection Device for Receivers-1st | 7.00 |
| "Each additional 10 | 7.00 |
| "Centralized Speaker Station-1st 10 | 7.00 |
| "Each additional 10 | 7.00 |
| "Centralized Receiver Amplifier | 12.00 |
| "Each additional | 12.00 |
| "Closed Circuit Television Camera-1st Camera | 9.00 |
| "Each additional Camera | 7.00 |

"Group 13. Miscellaneous

| | |
|--|---------------|
| "Arc Vapor Lamps-1st | 9.00 |
| "Each additional | 7.00 |
| "Battery charges | 13.00 |
| "Each additional | 7.00 |
| "Electric Ranges (Residential) | 7.00 |
| "Each additional | 2.00 |
| "Clothes Dryer (Residential) | 7.00 |
| "Each additional | 2.00 |
| "Garbage Disposal (Residential) | 7.00 |
| "Each additional | 3.00 |
| "X-Ray machines | 12.00 |
| "Each additional | 7.00 |
| "Dishwasher (Residential) | 7.00 |
| "Each additional | 3.00 |
| "Hot Water Heater (Residential) | 7.00 |
| "Each additional | 3.00 |
| "Fire Alarm Station and Bell | Apply Group 1 |
| "Electric Signs - Incandescent | Apply Group 2 |
| "Festoon Lighting | Apply Group 2 |
| "Air Conditioner - Central System | |
| "Not over 5 tons (Residential) 1st | 30.00 |
| "2nd to 25th, each | 10.00 |
| "Above 25, each | 7.00 |
| "Rectifier | 15.00 |
| "Each additional | 7.00 |
| "Welders | 15.00 |
| "Each additional | 7.00 |
| "Minimum fee | 7.00 |
| "Portable equipment on circuits 20 amperes or less - | No Fee |
| "Electric Furnaces (Residential) | |
| "1st | 15.00 |

| | |
|---|-------|
| "2nd | 12.00 |
| "Over 25, each | 7.00 |
| "Electric cranes for construction work | 67.00 |
| "Replacement of feeder conductors: | |
| "per feeder (old work) 1st | 7.00 |
| "Each additional | 3.00 |
| "Panel board replacement | |
| "1st panel board (old work) | 7.00 |
| "Each additional | 3.00 |
| "Installation of empty conduits: | |
| per floor | 7.00 |
| "Duplicates-Preliminary and final certificates of performance or correction of records | 7.00 |
| "Quarterly permits - The fee for quarterly permits to install circuits, fixtures and receptacles shall be in accordance with the work done, in no cases less than \$27.00 payable at the time the permit is issued | 27.00 |
| "Defect reinspection fee | 13.00 |
| "When the applicant receives a written notice of defects found during the original inspection and the applicant or his agent reports the defects have been corrected, and upon inspection of the defect, noted originally, it is revealed that the defects have not been fully corrected, a charge of \$13.00 will be made for each inspection thereafter | 13.00 |

"NOTE

| | |
|--|-------|
| "Where application is made for a permit to cover an electrical installation, or alterations previously made, for which a permit has not been issued, there shall be a service charge of 50 percent of the regular fee with a minimum \$13.00 addition to the regular fee. No service charge shall be made for emergency repair work if a permit is applied for at once | 13.00 |
|--|-------|

"REFUNDS

| | |
|--|-------|
| "A refund of permit fees shall be made as follows: | |
| "a. When no work has been done under authority of a permit, the fee in excess of the costs of inspection to verify no work having been done, based on \$13.00 per inspector hour, the cost of any engineering examination time previously devoted to approval of plans based on \$20.00 per hour, plus \$19.00 administrative costs of 'issuance and refund', shall be refunded | 19.00 |

"b. When work authorized by permit has been only partially done and when the District is satisfied that no more work will be done under the permit, the fee in excess of the cost of any engineering plans examination based on \$20.00 per hour, cost of inspections made, based on \$13.00 per hour, plus \$19.00 administrative costs of 'issuance and refund', shall be refunded..... 19.00

"c. Provided, That the request for refund shall be made within six months from the date of issuance and the permit and receipt are returned to the Permit Branch.

"PENALTY

"The penalty for a permit to abate notice of doing work without a permit shall be 50 percent of the fee.

"WAIVER OF PERMIT FEES

"No permit fee shall be charged when supported by evidence indicating that the applicant is under contract or subcontract to perform the following:

- "1. Work done exclusively for the District of Columbia.
- "2. Work done under contract for the District of Columbia.
- "3. Work done exclusively for agencies of the United States Government."

(b) Section 601 (D.C. Code, sec. 47-2718), including the Public Space Permit Fee Schedule attached thereto, is amended to read as follows:

D.C. Code,
sec. 47-2718
(1981 ed.)

"Sec. 601.(a) The Mayor of the District of Columbia shall amend from time to time the schedule of fees to be charged by the District of Columbia for the issuance of public space permits for underground excavations, constructing manholes, and connecting sewers, conduits and mains. The Mayor shall amend the schedule by rule to provide for fees in amounts as in his judgment will defray the approximate costs of issuing permits and of performing inspections as may be necessary in connection therewith.

"(b) Until the schedule of fees is amended by the Mayor in accordance with subsection (a), the schedule of fees to be charged by the District of Columbia for the issuance of public space permits for underground excavations, constructing manholes, and connecting sewers, conduits and mains is as follows:

"PUBLIC SPACE PERMIT FEE SCHEDULE

| | Fee |
|--|--------|
| "Underground Excavations | |
| "Fuel Oil, etc. | |
| "Fuel oil, gasoline and solvent fill pipes | 69.00 |
| "Fuel oil tanks with curb fills, or residential tanks with curb fills | 276.00 |
| "Nonresidential tanks with curb fills | 291.00 |
| "Replacement or repair of fill pipes and repair of tanks | 69.00 |
| "Replacement of tanks | 178.00 |
| "Manholes | |
| "(Except transformer), and valves. For one house connections and one associated necessary manhole when no other work is included in permit. For constructing a single manhole or gas valve without laying conduit or main. For rebuilding a manhole, including any change in the size, shape, depth, or location of conduit made necessary by the work on the manhole. If a manhole is reduced in size, the conduit may be extended to a new wall, or altered slightly in location or depth to conform to the new manhole location without additional charge | 42.00 |
| "Sewer Connections | |
| "All sewer connections except those to trunk sewers, when part of another job | 24.00 |
| "Sewer connections to trunk sewers, when part of another job | 69.00 |
| "All sewer connections except those to trunk sewers, when not included with other work | 39.00 |
| "Sewer connections to trunk sewers, when not included with other work | 85.00 |
| "Conduit or Main | |

"Conduit and manholes, or main and valves 85.00."

(c) The following section 803 is repealed:

"Sec. 803. Notwithstanding any other provision of law or rule of law, the fees and rates of charges established by this act, including the amendments made by this act, shall be the fees and rates of charges for the licenses and activities or services indicated in this act (including such amendments) until changed by act of the Council. Any regulation, executive order, or other rule purporting to establish a different such fee or rate of charge is hereby repealed."

Sec. 203. Paragraph 44A. of section 7 of An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes, approved August 1, 1947 (61 Stat. 711; D.C. Code, sec. 47-2843), is amended as follows:

(a) Subparagraph (a) (D.C. Code, sec. 47-2843(a)), is amended to read as follows:

D.C. Code, sec. 47-2843 (1981 ed.)

"(a)(1) On and after ninety days from August 1, 1974, no person shall, in the District of Columbia, discharge any duties of an undertaker unless there has been issued to him by the Mayor of the District of Columbia a license therefor in full force and effect. The Mayor of the District of Columbia shall amend from time to time the schedule of fees to be charged by the District of Columbia in connection with the application and examination for and the issuance and renewal of licenses as an undertaker and undertaker's

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apprentice. The Mayor shall amend the schedule by rule to ^{Enrolled Original} provide for fees in amounts as in his judgment will defray the approximate costs of administering this paragraph. Fees shall be paid to the District of Columbia Treasurer, and licenses shall be issued at the time and in the manner provided in paragraph 5.

"(2) Until the schedule of fees is amended by the Mayor in accordance with subparagraph (a)(1), the schedule of fees to be charged by the District of Columbia in connection with the application and examination for and the issuance and renewal of licenses as an undertaker and undertaker's apprentice is as follows:

"UNDERTAKER'S LICENSE FEE SCHEDULE

| | | |
|--|----|---------|
| "Application fee for examination for licenses as an undertaker or apprentice | \$ | 10.00 |
| "Examination fee | | 20.00 |
| "Original license fee for undertakers and apprentices | | 10.00 |
| "Fee for the issuance of courtesy cards to undertakers from other jurisdictions for the privilege of performing their occupation in the District of Columbia | | 50.00 |
| "Annual renewal fee for licenses of undertakers ... | | 50.00 |
| "If the request for renewal is late, an additional fee of | | 10.00 |
| "Annual renewal fee for licenses of apprentices .. | | 30.00 |
| "If the request for renewal is late, an additional fee of | | 10.00 |
| "Fee for certifying records | | 20.00 |
| "Original license fee for undertakers licensed without the administration of the examination | | 30.00." |

(b) Subparagraph (b) (D.C. Code, sec. 47-2843(b)(3)), is amended by striking the following sentence "The examination fee for applicants who desire to become undertakers shall be \$10."

Sec. 204. Section 23 of An Act To provide for the

examination and registration of architects and to regulate the practice of architecture in the District of Columbia, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, sec. 2-223), is amended by striking the figures "\$5", "\$10", "\$20", "\$25", "\$80", and "\$90" wherever they appear and inserting the figures "\$10", "\$20", "\$40", "\$50", "\$290", and "\$180", respectively, in lieu thereof.

Sec. 205. Section 4(a) of An Act To regulate plumbing and gas fitting in the District of Columbia, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, sec. 2-2105(a)), is amended as follows:

D.C. Code, sec. 2-2105 (1981 ed.)

(a) By striking the phrases "\$5.00 per annum" and "\$30.00 per annum" and inserting the phrases "ten dollars per annum" and "sixty dollars per annum", respectively, in lieu thereof; and

(b) By striking the figures "\$5", "\$10", and "\$20" wherever they appear and inserting the figures "\$10", "\$20", and "\$40", respectively, in lieu thereof.

Sec. 206. An Act To authorize the Commissioners of the District of Columbia to fix certain licensing and registration fees, approved June 5, 1953 (67 Stat. 43; D.C. Code, secs. 1-346 - -347), is amended as follows:

(a) In the title of the Act strike the word "Commissioners" and insert the word "Mayor" in lieu thereof;

D.C. Code, sec. 1-346 (1981 ed.);

(b) Section 1 (D.C. Code, sec. 1-346), is amended as follows:

Note, D.C. Code, secs. 47-2712, -2718, & -2843 (1981 ed.)

(1) by striking the phrase "the Commissioners of the District of Columbia are" and inserting the phrase "the

Mayor of the District of Columbia is" in lieu thereof; and

(2) by adding at the end thereof the following new paragraphs to read as follows:

"(17) Titles III and VI of the License Fees and Charges Act of 1976, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, secs. 47-2712 & -2718).

"(18) Paragraph 44A. of section 7 of An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and three, and for other purposes, approved August 1, 1947 (61 Stat. 711; D.C. Code, sec. 47-2843)."

(c) Section 2 (D.C. Code, sec. 1-347), is amended by striking the word "Commissioners" wherever it appears and inserting the word "Mayor" in lieu thereof.

D.C. Code,
sec. 1-347
(1981 ed.)

TITLE III

Sec. 301. This title may be cited as the "Notaries Public Fees Increase Act of 1983".

Sec. 302. The Notaries Public Regulation, enacted May 24, 1973 (Reg. 73-13; 25 DCRR 3), is amended by adding at the end thereof new sections to read as follows:

"Section 1.7. Certification (authentications) of Notaries Public.

D.C. Municipal
Regulations
(DCMR);
Note,
D.C. Code,
sec. 1-801
(1981 ed.)

"(a) The Mayor shall issue certifications (authentications) of seals and signatures of notaries appointed in the District of Columbia pursuant to section 558 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1279; D.C. Code,

sec. 1-801 et seq.), and these regulations.

"(b) The following fees shall be charged for the issuance of certifications of notaries public under this section:

- "(1) 'A' Certificate' \$5.00
- "(2) 'Foreign Certificate' \$6.00
- "(3) 'B' Certificate' \$5.00
- "(4) 'Apostille' \$6.00

"Section 1.8. Certification of Records.

"(a) The Mayor shall issue certifications of the signatures of District of Columbia governmental officials who are required to sign documents of public record.

"(b) The fee charged for each certification issued under this section shall be \$6.00."

Sec. 303. Commissioners' Order No. 299,012/20, dated January 16, 1945, and Commissioners' Order No. 302,207/1, dated October 5, 1948, are repealed.

Sec. 304. Section 558 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1279; D.C. Code, sec. 1-801), is amended as follows:

D.C.Code,
sec. 1-801
(1981 ed.)

(a) The second paragraph (D.C. Code, sec. 1-801(b)), is amended by striking the figure "\$10" and inserting the figure "\$30" in lieu thereof; and

(b) The third paragraph (D.C. Code, sec. 1-801(c)), is amended to read as follows:

"The Council of the District of Columbia shall issue rules necessary to carry out the provisions of this Act: EXCEPT, That the Mayor of the District of Columbia shall

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amend by rule from time to time the amount of any fee established pursuant to this Act."

TITLE IV

Sec. 401. This title may be cited as the "District of Columbia Police Press Pass Fee Act of 1983".

D.C. Municipal Regulations (DCMR)

Sec. 402. Section 2(b) of Article 6 of the District of Columbia Police Regulations is amended by adding a new paragraph at the end thereof to read as follows:

"(7) The Mayor shall amend by rule the amount of the fee imposed on police press passes issued or renewed in amounts as in his judgment will defray the approximate costs to the District of an issuance or renewal. Until the fees are amended by the Mayor in accordance with this subsection, an annual fee of \$10.00 shall be imposed on each police press pass issued or renewed pursuant to this section."

Sec. 403. Section 402 shall apply to all passes issued or renewed after December 31, 1983.

D.C. Municipal Regulations (DCMR)

TITLE V

Sec. 501. This title may be cited as the "Clinical Health Services Act Amendment Act of 1983".

Sec. 502. The fourth proviso under the heading "HEALTH DEPARTMENT" in section 1 of the District of Columbia Appropriations Act of 1946, effective June 15, 1977 (D.C. Law 2-9; D.C. Code, sec. 32-119), is amended to read as follows:

Note, D.C. Code, secs. 3-207.1 32-211, & -21 (1981 ed.)

"(a) A fee, based on rates to be established by the Mayor, shall be charged to each person who is not indigent for all clinical services provided at District of Columbia

health clinics, including the outpatient clinic at District of Columbia General Hospital: EXCEPT, That the Mayor's authority to set such fees at the outpatient clinic at the District of Columbia General Hospital shall terminate on the date that the D.C. General Hospital Commission holds its first meeting pursuant to the provisions of sections 201 and 206(b) of the D.C. General Hospital Commission Act, effective May 13, 1977 (D.C. Law 1-134; D.C. Code, secs. 32-211 & -216(b)). No fee for clinical services shall be charged where so specified by an agreement with the federal government. No person shall be denied clinical services because he or she is unable to pay for those services. The Mayor shall file with the Council of the District of Columbia notice of a proposed rate or change in a rate at least 30 days prior to its effective date. The fee schedule may incorporate a sliding scale based on a patient's ability to pay for services.

"(b) The following clinical health services shall be provided by the Mayor at District of Columbia health clinics, including the outpatient clinic at the District of Columbia General Hospital, through contractual arrangements with private agencies or providers, or through other alternative arrangements:

"(1) Screening services:

"(A) Hypertension;

"(B) Sickle cell anemia;

"(2) Screening and treatment services:

"(A) Drug addiction;

"(B) Lead poisoning;

"(C) Venereal disease;

"(D) Tuberculosis outpatient care;

"(E) Forensic psychiatry;

"(3) Immunization services:

"(A) Communicable disease in adults and children;

"(B) Rabies in animals.

"(c) The Mayor may determine that certain services will be provided without charge to all patients, because such a policy is determined to be in the public interest on the basis of any of the following health factors:

"(1) Threat of communicable disease; or

"(2) Danger to the public health; or

"(3) Mortality and morbidity related to specific disease:

PROVIDED, HOWEVER, That all clinical health services shall be provided, without charge, at District of Columbia health clinics, including the outpatient clinic at the District of Columbia General Hospital, to persons who are receiving assistance under title VII of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Code, sec. 3-207.1 et seq.), and who do not receive assistance under Medicaid.

"(d) At the beginning of each fiscal year, the Mayor shall cause to be published in the District of Columbia Register a list of those services, if any, rendered free of charge by city clinics and by the District of Columbia

General Hospital in the public interest.

Enrolled Original

"(e) For purposes of this Act, 'clinical services' shall include all health services rendered by the District in an ambulatory setting, including mental health, alcoholism, and drug treatment."

TITLE VI

Sec. 601. This title may be cited as the "District of Columbia Real Property Tax Revision Act of 1983".

Sec. 602. Section 413(a) of the District of Columbia Real Property Tax Revision Act of 1974, effective March 3, 1979 (D.C. Law 2-130; D.C. Code, sec. 47-815(a)), is amended by deleting the phrase "July 1" and inserting the phrase "June 15" in lieu thereof.

D.C. Code,
sec. 47-815
(1981 ed.)

Sec. 603. Section 422(d)(1) of the District of Columbia Real Property Tax Revision Act of 1974, effective February 28, 1978 (D.C. Law 2-45; D.C. Code, sec. 47-821(d)(1)), is amended by striking the phrase "and was not due to willful neglect".

D.C. Code,
sec. 47-821
(1981 ed.)

TITLE VII

Sec. 701. This title may be cited as the "Real Property Improvements and New Construction Tax Act of 1983".

Sec. 702. Section 5(b) of Title IX of the District of Columbia Revenue Act of 1937, approved May 16, 1938 (52 Stat. 372; D.C. Code, sec. 47-829(a) & (b)), is amended to read as follows:

D.C. Code,
sec. 47-829
(1981 ed.)

"(b)(1) Annually, on or prior to July 1 of each year, the Mayor shall make a list of all real estate which shall have become subject to taxation and which is not then

on the tax list, and affix a value thereon, according to the rules prescribed by law for assessing real estate; shall make return of all new structures erected or roofed, and additions to or improvements of old structures, and all construction in progress after the improvement is erected and roofed but prior to its completion, specifying the tract or lot of land on which each of such structures has been erected and roofed, is being completed or on which improvements have been made, and the value of such structures or improvements, and shall add such valuation to the annual assessment made on such tract or lot according to its estimated market value, payable in the month of September. When the improvements on any lot or tract of land shall become damaged or be destroyed from any cause, the Mayor shall reduce the assessment on said property to the extent of such damage. The Board of Equalization and Review shall hear such complaints in respect of said assessments which complaints are made between September 1 and September 30 and determine the same not later than October 15 of the same year.

"(2) Any person aggrieved by any assessment or valuation made pursuant to this section may, within six months after October 15 of the year in which said valuation or assessment is made, appeal from such assessment or valuation in the same manner and to the same extent as provided in sections 3 and 4 of this title:

PROVIDED, HOWEVER, That if the taxpayer shall be notified in writing not later than September 1 of a particular year of

the valuation of the real estate valued in accordance with this section, such taxpayer shall first make a complaint to the Board of Equalization and Review respecting such assessment as herein provided."

Sec. 703. Section 5(c) of Title IX of the District of Columbia Revenue Act of 1937, approved May 16, 1938 (52 Stat. 372; D.C. Code, sec. 47-830), is amended to read as follows:

D.C. Code,
sec. 47-830
(1981 ed.)

"(c) Annually, between July 2 and December 31 of each year, the Mayor shall make return of all new structures erected and roofed, and all new additions to or new improvements of old structures and all construction in progress after the improvement is erected and roofed but prior to its completion, specifying the tract or lot of land on which each of such structures has been erected and roofed, is being completed, or on which improvements have been made, and the value of such structure or improvement, and he shall add such valuation to the assessment made on such tract or lot according to its estimated market value for the second half of the tax year, payable in the month of March. When the improvements on any lot or tract of land shall become damaged or be destroyed from any cause prior to January 1 of each year the Mayor shall reduce the assessment on said property to the extent of said damage for the second half of the then current year payable in the month of March. The Board of Equalization and Review shall hear such complaints in respect of said assessments which complaints are made between March 1 and March 31 and determine said

complaints not later than April 15 of the year in which said valuation or assessment is made. Any person aggrieved by any assessment made pursuant to this section may, within six months after April 15 of the year in which the assessment is made, appeal from such assessment in the same manner and to the same extent as is provided in sections 3 and 4 of this title:

PROVIDED, HOWEVER, That if the taxpayer shall be notified in writing not later than March 1 of a particular year of the valuation of the real estate valued in accordance with this section, such taxpayer shall first make a complaint to the Board of Equalization and Review respecting such assessment as herein provided."

Sec. 704. This title shall apply to real property tax years beginning after June 30, 1983.

Note,
D.C.Code,
secs. 47-829
& -830
(1981 ed.)

TITLE VIII

Sec. 801. This title may be cited as the "Passenger Vehicle Registration Fee and Excise Tax Act of 1983".

Sec. 802. Section 3(b)(1)(A) of Title IV of the District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 681; D.C. Code, sec. 40-104(b)(1)(A)), is amended to read as follows:

D.C.Code,
sec. 40-104
(1981 ed.)

"(A) When wholly equipped with pneumatic tires, a registration fee shall be charged according to the manufacturer's shipping weight as follows:

| <u>"Manufacturer's Shipping Weight</u> | <u>Registration Fee</u> |
|--|-------------------------|
| "Class I (3,499 pounds or less)... | \$45 |

"Class II (3,500 pounds or more)... \$78".

Sec. 803. Section 6(j)(1) of the District of Columbia Traffic Act, 1925, approved May 27, 1949 (63 Stat. 128; D.C. Code, sec. 40-703(j)(1)), is amended to read as follows:

D.C.Code, sec. 40-703 (1981 ed.)

"(j)(1) In addition to the fees and charges levied under other provisions of this Act, there is hereby levied and imposed an excise tax on the issuance of every original certificate of title for a motor vehicle or trailer in the District of Columbia and, in the case of a sale, resale, gift or other transfer thereof, on the issuance of every subsequent certificate of title (except in the case of a bona fide gift between spouses or between parent and child) at the following percentage of the fair market value of the motor vehicle or trailer at the time the certificate of title is issued:

| <u>"Weight Class</u> | <u>Registration Fee</u> |
|-------------------------------------|-------------------------|
| "Class I (3,499 pounds or less)... | 6% |
| "Class II (3,500 pounds or more)... | 7%". |

Sec. 804. Section 6(j)(3) of the District of Columbia Traffic Act, 1925, approved May 27, 1949 (63 Stat. 129; D.C. Code, sec. 40-703(j)(3)), is amended as follows:

D.C.Code, sec. 40-703 (1981 ed.)

(a) Subsection (j)(3)(B) (D.C. Code, sec. 40-703(j)(3)(B)), is amended by striking the phrase "Motor vehicles" and inserting the phrase "Previously permanently registered motor vehicles" in lieu thereof; and

(b) Subsection (j)(3)(C) (D.C. Code, sec. 40-703(j)(3)(C)), is amended by striking the phrase "Motor

vehicles" and inserting the phrase "Previously permanently registered motor vehicles" in lieu thereof.

Enrolled Original

TITLE IX

Sec. 901. This title may be cited as the "Minimum Franchise Tax and Professional License Fee Increase Act of 1983".

Sec. 902. Section 2 of title VII of the District of Columbia Income and Franchise Tax Act of 1947, effective March 16, 1978 (D.C. Law 2-58; D.C. Code, sec. 47-1807.2(b)), is amended by striking the phrase "twenty-five dollars (\$25.00)" and inserting the figure "\$100" in lieu thereof.

D.C. Code,
sec. 47-1807.
Note,
D.C. Code,
sec. 47-1805.
(1981 ed.)

Sec. 903. Section 3 of title VIII of the District of Columbia Income and Franchise Tax Act of 1947, effective March 16, 1978 (D.C. Law 2-58; D.C. Code, sec. 47-1808.3(b)), is amended by striking the phrase "twenty-five dollars (\$25.00)" and inserting the figure "\$100" in lieu thereof.

D.C. Code,
sec. 47-1808.
(1981 ed.):
Note,
D.C. Code,
sec. 47-1805,
(1981 ed.)

Sec. 904. Section 1 of title XIV of the District of Columbia Income and Franchise Tax Act of 1947, approved March 31, 1956 (70 Stat. 80; D.C. Code, sec. 47-1814.1(a)), is amended by striking the figure "\$25" wherever it appears and inserting the figure "\$100" in lieu thereof.

D.C. Code,
sec. 47-1814.
(1981 ed.)

Sec. 905.(a) Sections 902 and 903 shall apply to all taxable years beginning after December 31, 1982.

Note,
D.C. Code,
secs. 47-1807
& 47-1808.3
(1981 ed.)

(b) Section 904 shall apply to all licenses issued for calendar years beginning after December 31, 1983.

Note,
D.C. Code,
sec. 47-1814.
(1981 ed.)

TITLE X

Sec. 1001. This title may be cited as the "Water and Sewer Service Rates Amendment Act of 1983".

Sec. 1002. The third full sentence of section 1 of An Act Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1931, and for other purposes, approved July 3, 1930 (46 Stat. 988; D.C. Code, sec. 43-1522), is amended to read as follows:

D.C. Code,
sec. 47-1522
(1981 ed.)

"The rate for water furnished all premises through metered services shall be 46 cents for each one hundred cubic feet of water used, such rate to remain in effect until September 30, 1983. The rate in effect from October 1, 1983, through September 30, 1984, shall be 53.7 cents for each one hundred cubic feet of water used and shall be increased to 69.8 cents, 87.3 cents, 100.4 cents, and 110.5 cents the first day of October of each one of the years 1984, 1985, 1986, and 1987, respectively:

PROVIDED, That the rate increases to take effect on the first day of October of each one of the years 1984, 1985, 1986, and 1987, respectively, may be disapproved by the Council of the District of Columbia, by resolution, if such disapproval resolution is adopted by the Council of the District of Columbia by the first day of July of each of the affected years, and:

PROVIDED FURTHER, That in the event such a disapproval resolution is adopted by the Council of the District of Columbia the rate then in effect shall remain in effect

until the next scheduled rate increase under this section, Enrolled Original
and:

PROVIDED FURTHER, That the Mayor of the District of Columbia shall submit an annual report to the Council of the District of Columbia by the first day of April of each one of the years 1984, 1985, 1986, and 1987, respectively, which shall include the following:

"(A) the Water and Sewer Enterprise Fund budget for the fiscal year beginning the following October 1, as approved by the Council of the District of Columbia;

"(B) the Comprehensive Annual Financial Report for the Water and Sewer Enterprise Fund for the prior fiscal year; and,

"(C) a performance report for the water and sewer billing and collection program for the prior fiscal year."

Sec. 1003. Section 701(b)(1) of the Revenue Act of 1975, effective June 4, 1982 (D.C. Law 4-112; D.C. Code, sec. 43-1605(a)), is amended to read as follows:

"(1) The charge for sanitary sewer service furnished all premises in the District of Columbia shall be 67.7 cents for each 100 cubic feet of water and shall be collected in the same manner and at the same time as water charges are collected, such rate to remain at its present level until September 30, 1983. The rate in effect from October 1, 1983, through September 30, 1984, shall be 99.8 cents for each 100 cubic feet of water and shall be increased to 129.7 cents, 162.1 cents, 186.4 cents, and 205.0 cents the first day of October of each one of the

D.C. Code,
sec. 43-1605
(1981 ed.);
Note,
D.C. Code,
secs. 47-1522.5
-1605.5
(1981 ed.)

years 1984, 1985, 1986, and 1987, respectively:

PROVIDED, That the rate increases to take effect on the first day of October of each one of the years 1984, 1985, 1986, and 1987, respectively, may be disapproved by the Council of the District of Columbia, by resolution, if such disapproval resolution is adopted by the Council of the District of Columbia by the first day of July of each of the affected years, and:

PROVIDED, FURTHER, That in the event such a disapproval resolution is adopted by the Council of the District of Columbia the rates then in effect shall remain in effect until the next scheduled rate increase under this section, and:

PROVIDED, FURTHER, That the Mayor shall submit an annual report to the Council of the District of Columbia by the first day of April of each one of the years 1984, 1985, 1986, and 1987, respectively, which shall include the following:

"(A) the Water and Sewer Enterprise Fund budget for the fiscal year beginning the following first day of October, as approved by the Council of the District of Columbia;

"(B) the Comprehensive Annual Financial Report for the Water and Sewer Enterprise Fund for the prior fiscal year; and,

"(C) a performance report for the water and sewer billing and collection program for the prior fiscal year:

PROVIDED, That the sanitary sewer service rate for nonprofit

housing developments, as defined in section 2(1) of the Nonprofit Housing Developments' Water and Sanitary Sewer Service Rate Charges Reduction and the Consumer Credit Interest Rate Amendments Clarification Act of 1982, effective June 4, 1982 (D.C. Law 4-112; D.C. Code, sec. 43-1522.5 & -1605.5), shall be one-half (1/2) the rate established in this paragraph."

TITLE XI

Sec. 1101. This title may be cited as the "District of Columbia Revenue Act of 1983 Implementation Act of 1983".

Sec. 1102. The Mayor shall issue rules necessary to carry out the provisions of this act.

Sec. 1103. (a) If any provision of the District of Columbia Revenue Act of 1983, or the application thereof to any person or circumstance, is held invalid, the remainder of the District of Columbia Revenue Act of 1983, and the application of the provisions to other persons or circumstances shall not be affected thereby.

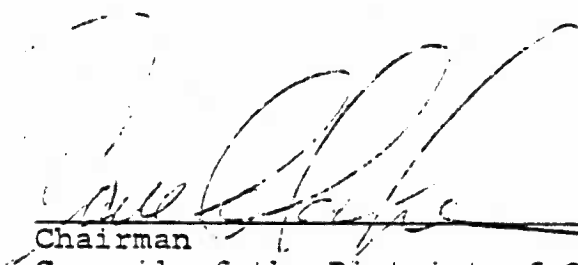
(b) The repeal or amendment by the District of Columbia Revenue Act of 1983 of any provision of law shall not affect any act done or any right accrued or accruing under such provision of law before the effective date of the District of Columbia Revenue Act of 1983 or any suit or proceeding had or commenced before the effective date of the District of Columbia Revenue Act of 1983 but all such rights and liabilities under such acts shall continue and may be enforced in the same manner and to the same extent, as if such repeal or amendment had not been made.

Note,
D.C.Code,
secs. 1-801, 3-119, 43-1522, -1605, 47-815, -821, -829, -830, -1807.2, -1808.3, -1814.1, -2501, -2507, -2509, -2712, -2718, & -2843 (1981 ed.)

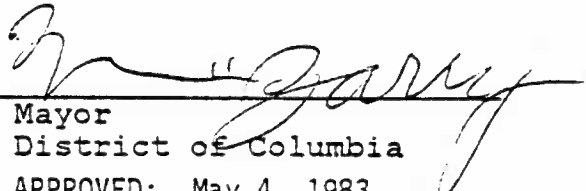
Severability
Note,
D.C.Code,
secs. 1-346, -347, 2-223, -2105, 40-104, & -703 (1981 ed.)

(c) All offenses committed, and all penalties incurred, prior to the effective date of the District of Columbia Revenue Act of 1983 under any provision of law repealed or amended, may be prosecuted and punished in the same manner and with the same effect as if the District of Columbia Revenue Act of 1983 had not been enacted.

Sec. 1104. 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)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: May 4, 1983



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Five — First Session

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B 5-74

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 4-12-83

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

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 | | | | | MOORE, JR. | | | | | SPAULDING | | | | |
| CRAWFORD | | | | | RAY | | | | | WILSON | | | | |
| JARVIS | | | | | ROLARK | | | | | WINTER | | | | |
| KANE | | | | | SHACKLETON | | | | | | | | | |
| MASON | | | | | SMITH, JR. | | | | | | | | | |

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

CERTIFICATION RECORD

Russell A. Smith
 Secretary to the Council

May 4, 1983
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 4-26-83

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Ray

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 | | | | | MOORE, JR. | | | | | SPAULDING | | | | |
| CRAWFORD | | | | | RAY | | | | | WILSON | | | | |
| JARVIS | | | | | ROLARK | | | | | WINTER | | | | |
| KANE | | | | | SHACKLETON | | | | | | | | | |
| MASON | | | | | SMITH, JR. | | | | | | | | | |

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

CERTIFICATION RECORD

Russell A. Smith
 Secretary to the Council

May 4, 1983
 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 | | | | | MOORE, JR. | | | | | SPAULDING | | | | |
| CRAWFORD | | | | | RAY | | | | | WILSON | | | | |
| JARVIS | | | | | ROLARK | | | | | WINTER | | | | |
| KANE | | | | | SHACKLETON | | | | | | | | | |
| MASON | | | | | SMITH, JR. | | | | | | | | | |

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

CERTIFICATION RECORD

Secretary to the Council

Date