

METROPOLITAN POLICE DEPARTMENT PRESUMPTION OF OWNERSHIP FROM POSSESSION AMENDMENT ACT OF 1984

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 16, 1985

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To amend An Act To revise and consolidate the statutes of the United States, general and permanent in their nature, relating to the District of Columbia, in force on the first day of December, in the year of our Lord one thousand eight hundred and seventy-three to require the Metropolitan Police Department to give effect to the presumption of ownership from possession; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Metropolitan Police Department Presumption of Ownership from Possession Amendment Act of 1984".

Sec. 2. Section 413 of An Act To revise and consolidate the statutes of the United States, general and permanent in their nature, relating to the District of Columbia, in force on the first day of December, in the year of our Lord one thousand eight hundred and seventy-three, approved May 9, 1941 (55 Stat. 185; D.C. Code, sec. 4-157), is amended by adding the following new subsection:

"(a-1) Seizure or impoundment of property by the Metropolitan Police Department from an individual is prima facie evidence of that person's ownership of the property. The prima facie evidence shall constitute a presumption of ownership by possession and in the absence of other evidence or claims of title, shall be satisfactory evidence of ownership."

Sec. 3. 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)).

Source

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. 5-503 on first and second readings, December 4, 1984 and December 18, 1984, respectively. Following the signature of the Mayor on January 11, 1985, this legislation was assigned Act No. 5-259, published in the February 22, 1985 edition of the D.C. Register, (Vol. 32 page 1020) and transmitted to Congress January 24, 1985 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

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LAWS OF THE DISTRICT OF COLUMBIA 1985

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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 5-194, effective March 16, 1985.