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3 Councilmember Kenyan McDuffie


Chairman Phil Mendelson

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10 A BILL

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13 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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16 To amend the District of Columbia Traffic Adjudication Act of 1978 to provide a waiver
17 for parking infractions when the registered owner of a vehicle does not receive proper
18 notice of the infraction within two years of its issuance and to provide an eight year
19 statute of limitations for collecting parking and moving infraction fines.
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21 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
22 That this resolution may be cited as the "Parking Ticket Waiver Act of 2017".
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24 Sec. 2. A new section 309 is added to The District of Columbia Traffic
25 Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official
26 Code § 50-2303.03 *et seq.*), to read as follows:

27 "Sec. 309. "Waiver for Infractions."

28 "(a) If no answer to a notice of infraction is provided pursuant to Section
29 305 (D.C. Official Code § 50-2303.05) within one year of its issuance, the Mayor shall
30 mail a second notice of infraction to the name and address of the registered owner of the
31 vehicle on file with the Department of Motor Vehicles.

32 "(b) An infraction pursuant to Section 301 *et seq.* (D.C. Official Code §
33 50-2303.01 *et seq.*) that has not been answered within two years of its issuance shall be
34 waived if the requirements in subsection (a) have not been met by the Mayor and the
35 registered owner of the vehicle proves by a preponderance of evidence that notice was

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24.5.24

36 not received, notwithstanding Section 311 (D.C. Official Code § 50-2303.11) and Section
37 401 *et seq.* (D.C. Official Code § 50-2304.01 *et seq.*).

38 “(c) Any ticket for a moving or parking infraction issued pursuant to
39 Section 303 (D.C. Official Code § 50-2303.03) older than eight years is no longer
40 collectible.

41 “(d) This section shall not apply to serious offenses under Section 302
42 (D.C. Official Code § 50-2303.02).”

43 Sec. 4. Fiscal impact statement.

44 The Council adopts the fiscal impact statement in the committee report as the
45 fiscal impact statement required by section 602(c)(3) of the District of Columbia Home
46 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-
47 206.02(c)(3)).

48 Sec. 5. Effective date.

49 This act shall take effect following approval by the Mayor (or in the event of veto
50 by the Mayor, action by the Council to override the veto), a 30-day period of
51 Congressional review as provided in section 602(c)(2) of the District of Columbia Home
52 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-
53 206.02(c)(2)).