

A BILL

22-255

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010 to authorize the Attorney General to issue grants, not to exceed the total amount of \$360,000, for the purposes of crime reduction and violence interruption and to use the Litigation Support Fund to pay any personnel and non-personnel costs related to administering such a grant; to amend the Confirmation Act of 1978 to make nominations to the Board of Ethics and Government Accountability, Corrections Information Council, and District of Columbia Sentencing Commission subject to a 90-day period of Council review, after which the nominations would be deemed disapproved; to amend the Open Meetings Amendment Act of 2010 to require the retention of recordings and minutes of meetings of a public body for a minimum of 5 years; to amend the Advisory Commission on Sentencing Establishment Act of 1998 to make conforming changes; to amend the Address Confidentiality Act of 2018 to clarify that a designee of the Director of the Office of Victim Services and Justice Grants may be selected as an agent for the purpose of service of process, require program participants to provide the Office of Tax and Revenue with their actual addresses, and clarify how the Office of Tax and Revenue should display program participants' actual addresses; to amend the Prevention of Child Abuse and Neglect Act of 1977 to broaden the definitions of an abused child and a neglected child to include a victim of sex trafficking or severe forms of trafficking of persons, a commercial sex act, or sex trafficking of children; to amend An Act To provide for the mandatory reporting by physicians and institutions in the District of Columbia of certain physical abuse of children to make a conforming amendment; to amend the Access to Justice Initiative Establishment Act of 2010 to make minor changes to loan repayment assistance program applicants' and participants' eligibility; to amend the Fire and Police Medical Leave and Limited Duty Amendment Act of 2004 to make a technical change; to amend the Legalization of Marijuana for Medical Treatment Initiative of 1999 to provide certain medical marijuana cultivation center applicants with the ability to relocate to another election ward; to amend section 13-338 of the District of Columbia Official Code to make a conforming change; to amend section 16-1053 of the District of Columbia Official Code to make technical changes; to amend section 16-2322 of the District of Columbia Code to clarify that existing Family Court orders currently in force with respect to a child who is adjudicated in need of

40 supervision, but not delinquent, shall terminate immediately for any child who is 18 years
41 of age or older and, for any other child, when that child reaches 18 years of age; to amend
42 the National Capital Revitalization and Self-Government Improvement Act of 1997 to
43 make conforming and technical changes; to amend An Act To establish a Board of
44 Indeterminate Sentence and Parole for the District of Columbia and to determine its
45 functions, and for other purposes, to allow individuals to earn good time credits for any
46 offense in accordance with federal law, and clarify provisions allowing for sentence
47 review for individuals who have served a certain number of years in prison for crimes
48 committed as juveniles; and to amend the District of Columbia Traffic Act, 1925 to
49 clarify the definition of all-terrain vehicle or ATV.
50

51 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
52 act may be cited as the “Omnibus Public Safety and Justice Amendment Act of 2018”.

53 Sec. 2. The Attorney General for the District of Columbia Clarification and Elected Term
54 Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-
55 301.81 *et seq.*), is amended as follows:

56 (a) Section 106b (D.C. Official Code § 1-301.86b) is amended by adding a new
57 subsection (c-1) to read as follows:

58 “(c-1) The Fund may be used to pay personnel and non-personnel costs related to
59 administering any grant issued pursuant to the authority provided in section 108c(a).”.

60 (b) A new section 108c is added to read as follows:

61 “Sec. 108c. Authority to issue grants for crime reduction and violence interruption.

62 “(a) The Attorney General may issue grants not to exceed the total amount of \$360,000
63 for the purposes of crime reduction and violence interruption.

64 “(b) Personnel and non-personnel costs related to administering any grants issued
65 pursuant to the authority provided in subsection (a) of this section may be paid from funds
66 deposited into the Litigation Support Fund established in section 106b.”

67 Sec. 3. Section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-
68 142; D.C. Official Code § 1-523.01), is amended as follows:

69 (a) Subsection (e) is amended as follows:

70 (1) Paragraph (31) is amended by striking the phrase “; provided, that a
71 nomination to the Board of Ethics and Government Accountability shall be submitted to the
72 Council for a 45-day period of review, pursuant to section 203(b)(1) of the Board of Ethics and
73 Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act
74 of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.03(b)(1));”
75 and inserting a semicolon in its place.

76 (2) Paragraph (34) is amended by striking the phrase “; and” and inserting a
77 semicolon in its place.

78 (3) Paragraph (35) is amended by striking the period and inserting a semicolon in
79 its place.

80 (4) New paragraphs (36) and (37) are added to read as follows:

81 “(36) The Corrections Information Council, established by section 11201a of the
82 National Capital Revitalization and Self-Government Improvement Act of 1997, effective
83 October 2, 2010 (D.C. Law 18-233; D.C. Official Code § 24-101.01); and

84 “(37) The District of Columbia Sentencing Commission, established by section
85 2(a) of the Advisory Commission on Sentencing Establishment Act of 1998, effective October
86 16, 1998 (D.C. Law 12-167; D.C. Official Code § 3-101(a)).”.

87 (b) Subsection (f) is amended as follows:

88 (1) Paragraph (52) is amended by striking the phrase “Boys established” and
89 inserting the phrase “Boys, established” in its place.

90 (2) Paragraph (53) is amended by striking the phrase “Health Equity.” and
91 inserting the phrase “Health Equity, established by section 5043 of the Commission on Health
92 Equity Amendment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official
93 Code § 7-756.01);” in its place.

94 (3) Paragraph (54) is amended by striking the phrase “Youth apprenticeship” and
95 inserting the phrase “Youth Apprenticeship” in its place.

96 (4) Paragraph (55) is amended by striking the phrase “Commission established”
97 and inserting the phrase “Commission, established” in its place.

98 (5) Paragraph (56) is amended by striking the phrase “Outcomes established” and
99 inserting the phrase “Outcomes, established” in its place.

100 (6) Paragraph (57) is amended by striking the phrase “; and” and inserting a
101 semicolon in its place.

102 (7) Paragraph (58) is amended as follows:

103 (A) Strike the phrase “Commission established” and inserting the phrase
104 “Commission, established” in its place.

105 (B) Strike the period and insert a semicolon in its place.

106 (8) Paragraph (59) is amended by striking the period and inserting a semicolon in
107 its place.

108 Sec. 4. Section 408(a) of the Open Meetings Amendment Act of 2010, effective March
109 31, 2011 (D.C. Law 18-350; D.C. Official Code § 2-578(a)), is amended to read as follows:

110 “(a) All meetings of public bodies, whether open or closed, shall be recorded by
111 electronic means, and the recording shall be preserved for a minimum of 5 years; provided, that
112 if a recording is not feasible, detailed minutes of the meeting shall be taken and preserved for a
113 minimum of 5 years.”.

114 Sec. 5. Section 3 of the Advisory Commission on Sentencing Establishment Act of 1998,
115 effective October 16, 1998 (D.C. Law 12-167; D.C. Official Code § 3-102), is amended by
116 adding a new subsection (b-1) to read as follows:

117 “(b-1) The Mayor shall submit a nomination for membership pursuant to section 2(e) of
118 the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code §
119 1-523.01(e)).”.

120 Sec. 6. The Address Confidentiality Act of 2018, effective July 3, 2018 (D.C. Law 22-
121 118; D.C. Official Code § 4-555.01 *et seq.*), is amended as follows:

122 (a) Section 103(d) (D.C. Official Code § 4-555.03(d)) is amended as follows:

123 (1) The lead-in language is amended by striking the phrase “by OVJSG” and
124 inserting the phrase “by OVSJG” in its place.

125 (2) Paragraph (6) is amended by striking the phrase “of OVSJG” and inserting the
126 phrase “of OVSJG, or the Director’s designee,” in its place.

127 (b) Section 105 (D.C. Official Code § 4-555.05) is amended as follows:

128 (1) Subsection (d) is amended to read as follows:

129 “(d)(1) Only a participant’s actual address shall be used on any document filed with the
130 Office of Tax and Revenue.

131 “(2) The Office of Tax and Revenue shall not index by a participant’s name in
132 any online database of the agency relating to:

133 “(A) Assessment and tax information; and

134 “(B) All recorded documents; provided, that a court order, a judgment, a
135 lien, or any document related to debt collection that is not a security interest instrument, may be
136 indexed by the participant’s name.

137 “(3) The participant’s name may be included in any notice or index published by
138 the Office of Tax and Revenue for the collection of debt, including taxes.

139 “(4) This subsection shall not require the Office of Tax and Revenue to redact or
140 otherwise erase a participant’s name or address in any document or electronic record in its online
141 database.

142 “(5) Except as provided in this subsection, the Office of Tax and Revenue shall
143 not disclose a participant’s actual address, unless OVSJG permits disclosure pursuant to the rules
144 issued under section 112.”.

145 (2) Subsection (f) is amended by adding a new paragraph (3) to read as follows:

146 “(3) This subsection shall not apply to the Office of Tax and Revenue.”.

147 (c) Section 108(a) (D.C. Official Code § 4-555.08(a)) is amended to read as follows:

148 “(a) Except as provided by this title, no person shall intentionally obtain from a District
149 agency, other than the Office of Tax and Revenue, or disclose a participant's actual address
150 knowing that the participant is participating in the Program, unless required by existing law or by
151 OVSJG pursuant to the rules issued under section 112.”.

152 Sec. 7. Section 102 of the Prevention of Child Abuse and Neglect Act of 1977, effective
153 September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1301.02), is amended as follows:

154 (a) Paragraph (1) is amended to read as follows:

155 “(1)(A) “Abused”, when used in reference to a child, means:

156 “(i) Abused, as that term is defined in D.C. Official Code § 16-2301(23);

157 or

158 “(ii) Sexual abuse, which shall include:

159 “(I) Sex trafficking or severe forms of trafficking in persons, as

160 those terms are defined in section 103(10) and (9)(A) of the Trafficking Victims Protection Act

161 of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(10) and (9)(A));

162 “(II) A commercial sex act, as that term is defined in section
163 101(4) of the Prohibition Against Human Trafficking Amendment Act of 2010, effective
164 October 23, 2010 (D.C. Law 18-239; D.C. Official Code § 22-1831(4)); or

165 “(III) Sex trafficking of children, as described in section 104 of the
166 Prohibition Against Human Trafficking Amendment Act of 2010, effective October 23, 2010
167 (D.C. Law 18-239; D.C. Official Code § 22-1834).

168 “(B) Nothing in this paragraph shall be construed as preventing or intending to
169 prevent:

170 “(i) Sex trafficking, severe forms of trafficking in persons, a commercial
171 sex act, or sex trafficking of children from being considered a form of sexual abuse for purposes
172 of D.C. Official Code § 16-2301(32); or

173 “(ii) The Agency from offering or providing services under this act to
174 abused or neglected children, including where the child was not abused or neglected by a parent,
175 guardian, or custodian.”.

176 (b) Paragraph (15A) is amended to read as follows:

177 “(15A) “Neglected child” means a child who is a:

178 “(A) Neglected child, as that term is defined in D.C. Official Code § 16-
179 2301(9);

180 “(B) Victim of sex trafficking or severe forms of trafficking in persons, as
181 those terms are defined in section 103(10) and (9)(A) of the Trafficking Victims Protection Act
182 of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(10) and (9)(A));

183 “(C) Victim of a commercial sex act, as that term is defined in section
184 101(4) of the Prohibition Against Human Trafficking Amendment Act of 2010, effective
185 October 23, 2010 (D.C. Law 18-239; D.C. Official Code § 22-1831(4)); or

186 “(D) Victim of sex trafficking of children, as described in section 104 of
187 the Prohibition Against Human Trafficking Amendment Act of 2010, effective October 23, 2010
188 (D.C. Law 18-239; D.C. Official Code § 22-1834).”.

189 Sec. 8. Section 2(a) of An Act To provide for the mandatory reporting by physicians and
190 institutions in the District of Columbia of certain physical abuse of children, approved November
191 6, 1966 (80 Stat. 1354; D.C. Official Code § 4-1321.02(a)), is amended by striking the phrase
192 “neglected child, as defined in D.C. Code, sec. 16-2301(9), shall” and inserting the phrase
193 “neglected child, as defined in section 102(15A) of the Prevention of Child Abuse and Neglect
194 Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-
195 1301.02(15A)), shall” in its place.

196 Sec. 9. The Access to Justice Initiative Establishment Act of 2010, effective September
197 14, 2011 (D.C. Law 19-21; D.C. Official Code § 4-1701.01 *et seq.*), is amended as follows:

198 (a) Section 101(2) (D.C. Official Code § 4-1701.01(2)) is repealed.

199 (b) Section 403(a)(4) (D.C. Official Code § 4-1704.03) is amended to read as follows:

200 “(4) Have a current salary (including bonuses and other wages) of less than
201 \$90,000;”.

202 (c) Section 404(b)(4) (D.C. Official Code § 4-1704.04(b)(4)) is amended by striking the
203 phrase “debt to adjusted gross income” and inserting the phrase “debt to income” in its place.

204 (d) Section 405 (D.C. Official Code § 4-1704.05) is amended as follows:

205 (1) Subsection (a)(3) is amended by striking the phrase “employment and annual
206 adjusted gross income” and inserting the phrase “employment, current salary (including bonuses
207 and other wages), and other sources of income,” in its place.

208 (2) Subsection (d) is amended by striking the phrase “who provides adequate
209 notice to the Administrator of voluntary withdrawal from eligible employment shall be forgiven
210 for the loan through the date of the voluntary withdrawal from eligible employment” and
211 inserting the phrase “who becomes ineligible to participate in the LRAP shall be forgiven for the
212 loan through the date of the ineligibility” in its place.

213 Sec 10. Subtitle D of the Fire and Police Medical Leave and Limited Duty Amendment
214 Act of 2004, effective May 1, 2013 (D.C. Law 19-311; D.C. Official Code § 5-651 *et seq.*), is
215 amended as follows:

216 (a) Section 652(b) (D.C. Official Code § 5-652(b)) is amended as follows:

217 (1) The lead-in language is amended by striking the phrase “the District of
218 Columbia Workers’ Compensation Act of 1979, effective July 1, 1980 (D.C. Law 3-77; D.C.
219 Official Code § 32-1501 *et seq.*)” and inserting the phrase “the District of Columbia Government

220 Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C.
221 Official Code § 1-601.01 *et seq.*)” in its place.

222 (2) Paragraph (2) is amended by striking the phrase “the EMS employee’s
223 disability, as defined by section 2(8) of the District of Columbia Workers’ Compensation Act of
224 1979, effective July 1, 1980 (D.C. Law 3-77; D.C. Official Code § 32-1501(8))” and inserting
225 the phrase “the EMS employee’s injury, as defined by section 2301(e) of the District of
226 Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979
227 (D.C. Law 2-139; D.C. Official Code § 1-623.01(5))” in its place.

228 (b) Section 653(b) (D.C. Official Code § 653(b)) is amended as follows:

229 (1) The lead-in language is amended by striking the phrase “the District of
230 Columbia Workers’ Compensation Act of 1979, effective July 1, 1980 (D.C. Law 3-77; D.C.
231 Official Code § 32-1501 *et seq.*)” and inserting the phrase “the District of Columbia Government
232 Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C.
233 Official Code § 1-601.01 *et seq.*)” in its place.

234 (2) Paragraph (3) is amended by striking the phrase “the EMS employee’s
235 disability, as defined by section 2(8) of the District of Columbia Workers’ Compensation Act of
236 1979, effective July 1, 1980 (D.C. Law 3-77; D.C. Official Code § 32-1501(8))” and inserting
237 the phrase “the EMS employee’s injury, as defined by section 2301(e) of the District of
238 Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979
239 (D.C. Law 2-139; D.C. Official Code § 1-623.01(5))” in its place.

240 (c) Section 654(b) is amended as follows

241 (1) The lead-in language is amended by striking the phrase “the District of
242 Columbia Workers’ Compensation Act of 1979, effective July 1, 1980 (D.C. Law 3-77; D.C.
243 Official Code § 32-1501 *et seq.*)” and inserting the phrase “the District of Columbia
244 Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-
245 139; D.C. Official Code § 1-601.01 *et seq.*)” in its place.

246 (2) Paragraph (3) is amended by striking the phrase “the EMS employee’s
247 disability, as defined by section 2(8) of the District of Columbia Workers’ Compensation Act of
248 1979, effective July 1, 1980 (D.C. Law 3-77; D.C. Official Code § 32-1501(8))” and inserting
249 the phrase “the EMS employee’s injury, as defined by section 2301(e) of the District of
250 Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979
251 (D.C. Law 2-139; D.C. Official Code § 1-623.01(5))” in its place.

252 Sec. 11. Section 7(d)(3) of the Legalization of Marijuana for Medical Treatment Initiative
253 of 1999, effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.06(d)(3)), is
254 amended by adding a new subparagraph (C) to read as follows:

255 “(C) Any applicant that submitted an application on July 19, 2015, for a
256 registration to operate a cultivation center shall be allowed to modify the location of the
257 cultivation center on its application without negatively affecting the current status of the
258 application.”.

259 Sec. 12. Section 13-338 of the District of Columbia Official Code is amended to read as
260 follows:

261 “An order for the substitution of publication for personal service may not be made until:

262 “(1) A summons for the defendant has been issued and returned “not to be found”;

263 and

264 “(2) The plaintiff proves by affidavit to the satisfaction of the court:

265 “(A) The nonresidence of the defendant or his or her absence for at least 6
266 months; or

267 “(B) Diligent efforts to find the defendant or that the defendant seeks to
268 avoid service of process by concealment.”.

269 Sec. 13. Section 16-1053 of the District of Columbia Official Code is amended as
270 follows:

271 (a) Subsection (a) is amended as follows:

272 (1) Paragraph (3) is amended by striking the phrase “Corporation Counsel” and
273 inserting the phrase “Attorney General” in its place.

274 (2) Paragraph (6) is amended to read as follows:

275 “(6) Department of Behavioral Health;”.

276 (b) Subsection (b)(2) is amended by striking the phrase “Unites States” and inserting the
277 phrase “United States” in its place.

278 (c) Subsection (f) is amended by striking the phrase “a Chairman” and inserting the
279 phrase “a Chairperson” in its place.

280 Sec. 14. Section 16-2322 of the District of Columbia Official Code is amended as
281 follows:

282 (a) Subsection (a)(2) is amended by striking the phrase “his parent” and inserting the
283 phrase “his or her parent” in place.

284 (b) Subsection (c) is amended by striking the phrase “Corporation Counsel” and inserting
285 the phrase “Attorney General” in its place.

286 (c) Subsection (e) is amended by striking the word “his” both times it appears and
287 inserting the phrase “his or her” in its place.

288 (d) Subsection (f) is amended as follows:

289 (1) The existing text is designated as paragraph (1).

290 (2) A new paragraph (2) is added to read as follows:

291 “(2) Orders in force as of the effective date of the Omnibus Public Safety and
292 Justice Amendment Act of 2018, as approved by the Committee on the Judiciary and Public
293 Safety on November 28, 2018 (Committee print of Bill 22-255), with respect to a child who is
294 adjudicated in need of supervision, but not delinquent, shall terminate immediately for any child
295 who is 18 years of age or older and, for any other child, when that child reaches 18 years of
296 age.”.

297 Sec. 15. Section 11201a of the National Capital Revitalization and Self-Government
298 Improvement Act of 1997, effective October 2, 2010 (D.C. Law 18-233; D.C. Official Code §
299 24-101.01), is amended as follows:

300 (a) The section heading is amended by striking the phrase “District of Columbia
301 Corrections” and inserting the word “Corrections” in its place.

302 (b) Subsection (a) is amended by striking the phrase “a District of Columbia” and
303 inserting the word “a” in its place.

304 (c) Subsection (b)(2)(A) is amended by striking the phrase “with the advice and consent
305 of the Council” and inserting the phrase “pursuant to section 2(e) of the Confirmation Act of
306 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)” in its place.

307 Sec. 16. An Act To establish a Board of Indeterminate Sentence and Parole for the
308 District of Columbia and to determine its functions, and for other purposes, approved July 15,
309 1932 (47 Stat. 697; D.C. Official Code § 24-403 *et seq.*), is amended as follows:

310 (a) Section 3a(d) (D.C. Official Code § 24-403.01(d)) is amended to read as follows:

311 “(d) Notwithstanding any other law, a person sentenced to imprisonment, or to
312 commitment pursuant to section 4 of the Youth Rehabilitation Amendment Act of 1985,
313 effective December 7, 1985 (D.C. Law 6-69; D.C. Official Code § 24-903), under this section for
314 any offense may receive good time credit toward service of the sentence only as provided in 18
315 U.S.C. § 3624(b).”.

316 (b) Section 3c (D.C. Official Code § 24-403.03) is amended as follows:

317 (1) Subsection (a) is amended as follows:

318 (A) The lead-in language is amended by striking the phrase “court may”
319 and inserting the phrase “court shall” in its place.

320 (B) Paragraph (1) is amended to read as follows:

321 “(1) The defendant was sentenced pursuant to section 3 or 3a or was committed
322 pursuant to section 4 of the Youth Rehabilitation Amendment Act of 1985, effective December
323 7, 1985 (D.C. Law 6-69; D.C. Official Code § 24-903), and has served at least 15 years in prison;
324 and”.

325 (2) Subsection (b) is amended as follows:

326 (A) Paragraph (2) is amended by striking the phrase “written materials”
327 and inserting the phrase “testimony, examinations, or written materials” in its place.

328 ~~(B) Paragraph (3) is amended as follows:~~

329 ~~—————(i) The existing text is designated as subparagraph (A).~~

330 ~~—————(ii) A new subparagraph (B) is added to read as follows:~~

331 ~~—————“(B) A defendant brought back to the District for any hearing conducted
332 under this section shall be held in the Correctional Treatment Facility.”.~~

333 (C) Paragraph (4) is amended by striking the phrase “section.” and
334 inserting the phrase “section, but the court may proceed to sentencing immediately after granting
335 the application.” in its place.

336 (3) Subsection (c) is amended as follows:

337 (A) Paragraph (2) is amended by striking the phrase “The nature of the
338 offense and the history” and inserting the phrase “The history” in its place.

339 (B) Paragraph (10) is amended by striking the phrase “a lifetime in prison”
340 and inserting the phrase “lengthy terms in prison, despite the brutality or cold-blooded nature of
341 any particular crime” in its place.

342 (4) Subsection (d) is amended to read as follows:

343 “(d) If the court denies or grants only in part the defendant's 1st application under this
344 section, a court shall entertain a 2nd application under this section no sooner than 3 years after
345 the date that the order on the initial application becomes final. ~~If a sentence has not been reduced~~
346 ~~or granted in full after a 2nd application~~ the court denies or grants only in part the defendant's
347 2nd application under this section, a court shall entertain a 3rd and final application under this
348 section no sooner than 3 years following the date that the order on the 2nd application becomes
349 final. No court shall entertain a 4th or successive application under this section.”.

350 (5) Subsection (e) is amended as follows:

351 (A) The existing text is designated as paragraph (1).

352 (B) A new paragraph (2) is added to read as follows:

353 “(2) Notwithstanding any other provision of law, when resentencing a defendant
354 under this section, the court:

355 “(A) May issue a sentence less than the minimum term otherwise required
356 by law; and

357 “(B) Shall not impose a sentence of life imprisonment without the
358 possibility of parole or release.”.

359 Sec. 17. Section 2(2) of the District of Columbia Traffic Act, 1925, approved March 3,
360 1925 (43 Stat. 1119; D.C. Official Code § 50-2201.02(2)), is amended by striking the phrase
361 “with not less than 3 low-pressure tires, but not more than 6 low-pressure tires, designed” and
362 inserting the phrase “with 3 or more tires that is designed” in its place.

363 Sec. 18. Fiscal impact statement.

364 The Council adopts the fiscal impact statement provided in the committee report as the
365 fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975,
366 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

367 Sec. 19. Effective date.

368 This act shall take effect following approval by the Mayor (or in the event of veto by the
369 Mayor, action by the Council to override the veto), a 60-day period of congressional review as
370 provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December
371 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of
372 Columbia Register.