



2019 SEP 16 AM 9:04

OFFICE OF THE
SECRETARY

MURIEL BOWSER
MAYOR

SEP 16 2019

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
1350 Pennsylvania Ave., NW, Suite 506
Washington, D.C. 20004

Dear Chairman Mendelson:

Enclosed for consideration and approval by the Council of the District of Columbia is proposed legislation entitled the "Ignition Interlock Temporary Amendment Act of 2019" and the "Ignition Interlock Emergency Amendment Act of 2019".

Section 10a of the District of Columbia Traffic Act, 1925, effective April 3, 2001 (D.C. Law 13-238; D.C. Official Code § 50-2201.05a), requires mandatory use of an ignition interlock device for District of Columbia licensees who have been convicted of a drinking and driving offense. The proposed legislation details how and in what manner the mandatory requirement will be accomplished ("the program"). The prompt initiation of the program supports the District's Vision Zero policies to help make DC streets safe for all users.


If you have any questions on this matter, please contact Gabriel Robinson, Director, Department of Motor Vehicles at (202) 727-2200.

Sincerely,

A handwritten signature in black ink that reads "Muriel Bowser".

Muriel Bowser

Enclosure


Chairman Phil Mendelson
at the request of the Mayor

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8 A BILL
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12 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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16 To amend on an emergency basis, the District of Columbia Traffic Act, 1925, by clarifying the
17 requirements for the ignition interlock program.

18 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
19 act may be cited as the “Ignition Interlock Program Emergency Amendment Act of 2019”.

20 Sec. 2. Section 10a of the District of Columbia Traffic Act, 1925, effective April 3, 2001
21 (D.C. Law 13-238; D.C. Official Code § 50-2201.05a), is amended by adding a new subsection
22 (b-2) to read as follows:

23 “(b-2) If a person fails to enroll in the Program within 30 days after notification by the
24 Department of Motor Vehicles of a conviction for a covered offense, the person’s license,
25 permit, or privilege to drive in the District shall be revoked and the person’s vehicle registration,
26 if any, shall be suspended, until the person enters the Program. Once the person enters the
27 Program, the person shall remain enrolled for the period of time determined by the Mayor
28 pursuant to subsection (b-1) of this section.”.

29 Sec. 3. Fiscal impact statement.

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

33 Sec. 4. Effective date.

34 This act shall take effect following approval by the Mayor (or in the event of veto by the
35 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
36 90 days, as provided for emergency acts of the Council of the District of Columbia in section
37 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
38 D.C. Official Code § 1-204.12(a).

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



ATTORNEY GENERAL
KARL A. RACINE

Legal Counsel Division

MEMORANDUM

TO: Alana Intrieri
Director
Office of Policy and Legislative Affairs

FROM: Brian K. Flowers
Deputy Attorney General
Legal Counsel Division

DATE: July 29, 2019

SUBJECT: Legal Sufficiency Review of Draft Bill: the "Ignition Interlock Program
Emergency Amendment Act of 2019"; "Ignition Interlock Program
Temporary Amendment Act of 2019"; "Ignition Interlock Program
Emergency Declaration Resolution of 2019"
(AE-19-331-C)

This is to certify that this Office has reviewed the above-referenced proposed legislation and found it to be legally sufficient. If you have any questions in this regard, please do not hesitate to call me at 724-5524.

A handwritten signature in black ink, appearing to read "B. Flowers", written over a horizontal line.

Brian K. Flowers

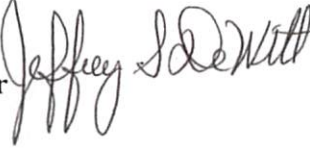
Government of the District of Columbia
Office of the Chief Financial Officer



Jeffrey S. DeWitt
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Jeffrey S. DeWitt
Chief Financial Officer 

DATE: June 28, 2019

SUBJECT: Fiscal Impact Statement – Department of Motor Vehicles Ignition
Interlock Amendment Act of 2019

REFERENCE: Draft Bill as shared with the Office of Revenue Analysis on June 6, 2019

Conclusion

Funds are sufficient in the fiscal year 2019 and the fiscal year 2020 through fiscal year 2023 budget and financial plan to implement the bill.

Background

An ignition interlock device is one connected to a vehicle's ignition system that requires a driver to blow into it to detect the driver's alcohol level before the vehicle will start. A driver may also be prompted to blow again while driving. The District requires a District-resident driver who is convicted of alcohol-related driving offenses to participate in the Department of Motor Vehicles' (DMV) Ignition Interlock System Program (Program) in order to operate a motor vehicle under a restricted license.¹ Program participants must operate their vehicles with an ignition interlock device for six months, one year, or two years depending on whether it is a first, second, or third (or subsequent) conviction for an alcohol-related offense.

The bill gives DMV the authority to revoke a driver's driving privileges or suspend a driver's vehicle registration if the driver does not enter the Program within thirty days of the DMV notification that she or he must participate in the Program. If the driver enters the Program after thirty days has elapsed, DMV will reinstate driving privileges and vehicle registration.

¹ Bicycle and Pedestrian Safety Clarification Amendment Act of 2018, effective March 29, 2018 (D.C. Law 22-77; D.C. Official Code § 50-2201.05a).

The Honorable Phil Mendelson

FIS: "Department of Motor Vehicles Ignition Interlock Amendment Act of 2019," Draft Bill as shared with the Office of Revenue Analysis on June 6, 2019

Financial Plan Impact

Funds are sufficient in the fiscal year 2019 and the fiscal year 2020 through fiscal year 2023 budget and financial plan to implement the bill. DMV will provide affected drivers with thirty days notice and revoke driving privileges or suspend vehicle registrations if they fail to enter the Program. DMV can implement the bill with existing budgeted resources.