

A BILL

25-412

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



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To amend the Litter Control Administration Act of 1985 to authorize service of a notice of violation by first-class mail to a person alleged to have created a nuisance or to the owner of the premises; and to clarify that residential premises may be inspected and investigated for an alleged nuisance.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Litter Control Amendment Act of 2023”.

Sec. 2. Section 4 of the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code § 8-803), is amended as follows:

(a) Subsection (b) is amended to read as follows:

“(b) The Mayor may, consistent with constitutional safeguards, enter a residential or nonresidential premises and inspect and investigate an allegation about a nuisance, provided, that an inspection or investigation at a residential premises may only occur in common areas at the premises. The Mayor may act upon the Mayor’s own information or observation or upon the information or the observation of another person.”.

(b) Paragraph (c)(2) is amended to read as follows:

“(2) The notice of violation may be served on the owner, the owner’s authorized

27 agent, the building superintendent, the operator of equipment, or any other responsible individual  
28 at the premises; or the Mayor may deliver the notice by certified mail to the owner of the  
29 premises or to a person responsible for the nuisance; or the Mayor may deliver the notice by  
30 first-class mail to the owner of the premises or to a person responsible for the nuisance; or the  
31 Mayor may post the notice in a conspicuous place on the premises in violation. If the owner  
32 cannot be identified with reasonable certainty, the Mayor may conspicuously post the notice on  
33 the premises alleged to be in violation and deliver a copy of the notice to the Director of the  
34 Department of Finance and Revenue pursuant to paragraph (3) of this subsection. When service  
35 is by first-class mail, 5 additional days shall be added to the time period within which the owner  
36 of the premises or person responsible for the nuisance may, or is required to, take any action  
37 specified in the notice.”.

38       Sec. 3. Fiscal impact statement.

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

42       Sec. 4. Effective date.

43       This act shall take effect after approval by the Mayor (or in the event of veto by the  
44 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
45 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

**ENGROSSED ORIGINAL**

46 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
47 Columbia Register.