

AN ACT

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District of
Columbia
Official Code

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the District of Columbia Revenue Act of 1937 to authorize rules of procedure to provide for the suspension or revocation of a registration issued to an owner or dealer who provides or obtains a counterfeit, stolen, or otherwise fraudulent temporary identification tag, to provide for the forfeiture of a motor vehicle knowingly used with a counterfeit, stolen, or otherwise fraudulent temporary identification tag, to increase the maximum fine for a violation from \$300 to \$1000, and to provide due process protection to a person claiming an interest in a motor vehicle seized or forfeited pursuant to this act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Use of Fraudulent Temporary Identification Tags and Automobile Forfeiture Amendment Act of 2004".

Sec. 2. The District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 679; D.C. Official Code § 50-1501.01 *et seq.*), is amended as follows:

(a) Section 2(g) (D.C. Official Code § 50-1501.02(g)) is amended as follows:

Amend
§ 50-1501.02

(1) Paragraph (2) is amended by striking the phrase ""DCMR; and" and inserting the phrase "DCMR, or who knowingly provides or obtains a counterfeit, stolen, or otherwise fraudulent temporary identification tag; and" in its place.

(2) Paragraph (3) is amended by adding a new subparagraph (C) to read as follows:

"(C) To establish procedures for the seizure and forfeiture of a motor vehicle used with a counterfeit, stolen, or otherwise fraudulent temporary identification tag."

(b) Section 4 (D.C. Official Code § 50-1501.04) is amended as follows:

Amend
§ 50-1501.04

(1) Subsection (a) is amended by adding a new paragraph (4) to read as follows:
"(4) For the owner of any motor vehicle to knowingly use or permit the use of any motor vehicle with a counterfeit, stolen, or otherwise fraudulent temporary identification tag."

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

(A) Designate the existing text as paragraph (1).

(B) Strike the figure "\$300" and insert the figure "\$1000" in its place.

(C) Add a new paragraph (2) to read as follows:

"(2) A motor vehicle being used in violation of subsection (a)(4) of this section shall be subject to seizure by the Mayor or any law enforcement officer of the District and to forfeiture to the District in accordance with to 6A DCMR §§ 805-810; such seizure and forfeiture may be in addition to the imposition of a fine or imprisonment as provided for in paragraph (1) of this subsection."

Sec. 3. The Mayor is authorized to promulgate such rules and regulations as are necessary to carry out the purposes of this act.

Sec. 4. Fiscal impact statement.

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

Sec. 5. Effective date.

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

Chairman
Council of the District of Columbia

Mayor
District of Columbia