

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need for the Council to amend Chapter 5 of Title 24 of the District of Columbia Municipal Regulations and Chapter 33 of Title 16 of the District of Columbia Municipal Regulations, by enacting the proposed rules transmitted by the Mayor on March 8, 2013, to establish new rules for vendors and to amend the newly enacted rules governing vendors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Vending Regulation Second Emergency Declaration Resolution of 2013”.

Sec. 2. The Council of the District of Columbia finds that:

(1) In 2009, the Council passed the Vending Regulation Act of 2009, which authorized the Mayor to regulate vending in the District but required the proposed rules be submitted for Council review.

(2) The Fourth Proposed Rulemaking, PR 20-0125, the “Vending Business License Regulation Resolution of 2013” was introduced to the Office of the Secretary by Chairman Mendelson at the request of the Mayor on March 8, 2013;

(1) The Committee on Business, Consumer and Regulatory Affairs held a public roundtable on PR 20-0125 on May 10, 2013 at which time it became clear that the Department of Consumer and Regulatory Affairs had delayed enforcing the outdated laws during the four-year long rulemaking process in anticipation of the new regulations;

(2) On June 4, 2013, the Council passed B20-0306, the Vending Regulation Emergency

1 Amendment Of 2013 which approved certain, uncontroversial sections of the proposed rules
2 transmitted by the Mayor on March 8, 2013 and published at 60 DCR 2869, but did not pass
3 section referring to Mobile Roadway Vendors;

4 (3) Pursuant to section 11 of the Vending Regulation Act of 2009, effective October 22,
5 2009 (D.C. Law 18-71; D.C. Official Code § 37-131.10), the remaining proposed rules
6 transmitted by the Mayor will be deemed disapproved on June 22, 2013 if the Council does not
7 act before that time leaving Mobile Roadway Vendors without a regulatory structure with in to
8 work.

9 Sec. 3. The Council of the District of Columbia determines that the circumstances
10 enumerated in section 2 constitute emergency circumstances making it necessary that the
11 Vending Business Regulation Emergency Amendment Act of 2013 be adopted after a single
12 reading.

13 Sec. 4. This resolution shall take effect immediately.

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