### COUNCIL OF THE DISTRICT OF COLUMBIA

### NOTICE

### D.C. LAW 6-192

"Technical Amendments Act of 1986".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 6-544 on first and second readings, November 5, 1986 and November 18, 1986, respectively. Following the signature of the Mayor on December 10, 1986, this legislation was assigned Act No. 6-246, published in the December 19, 1986, edition of the <u>D.C. Register</u>, (Vol. 33 page 7836) and transmitted to Congress on January 7, 1987 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 6-192, effective February 24, 1987.

CLARKE

Chairman of the Council

Dates Counted During the 30-day Congressional Review Period: January 7,8,9,12,13,14,15,16,20,21,22,23,26,27,28,29,30 February 2,3,4,5,6,9,10,11,17,18,19,20,23 D.C. LAW 6 - 1 9 2

Enrolled Original

AN ACT

### **RC** ACT 6 - 246

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

# DEC1 01986

To amend D.C. Code, sec. 16-2326.1 to correct references to the District of Columbia Court of Appeals and the Superior Court of the District of Columbia; to amend the Boxing and Wrestling Commission Act Amendment Act of 1986 to incorporate a freestanding provision as part of the Boxing and Wrestling Commission Act; to amend the Juvenile Protective Act of 1986 by renumbering a section; to amend the Homestead Housing Preservation Act of 1986 to change the word Mayor to Administration where appropriate; to amend the Phosphate Soaps and Detergent Restriction Act of 1985 to clarify a reference to a section; to amend the District of Columbia Taxícab Commission Establishment Act of 1985 to correct an amendatory provision; to amend the District of Columbia Health Occupations Revisions Act of 1985 Amendment Act of 1986 to clarify that the Mayor is required to establish program requirements for licensure of dieticians and nutritionists; to amend the Litter and Solid Waste Act of 1985 regarding deposit of funds; to amend the District of Columbia Regional Banking Act of 1985, to specify which sections of the law should apply in the Council's review of bank acquisition applications prior to the appointment of the Superintendent of Banking and Financial Institutions; to amend the Cable Television Franchise Agreement Modification Act of 1985 to make clear that the Council may act to approve a franchise assignment or transfer by resolution; to amend the District of Columbia Housing Finance Agency Act to define the term proposal; to make technical and clarifying amendments to the Rental Housing Act of 1985; to amend the Automobile Consumer Protection Act of 1984 to clarify the number and duration of the terms of members to be appointed to the Board of Consumer Claims Arbitration; to amend the District of Columbia Residential, Commercial, and Institutional Structures Fire Protection Study Commission Act of 1984 regarding

deposits of funds; to amend the District of Columbia Air Pollution Control Act of 1984 to correct a reference and to clarify that this legislation is part, but not all, of 20 DCMR; to amend the Closing of a Public Alley in Square 2974 Act of 1984 to correct a reference; to amend the District of Columbia Commission on Baseball Act of 1984 regarding deposit of funds; to amend the Compulsory/No Fault Motor Vehicle Insurance Act of 1982 to clarify the law pertaining to the provision of insurance by all insurance companies to all applicants; to amend the Prohibition of Electric and Gas Utility Service Terminations to Master-Metered Apartment Buildings Act of 1980 to update a citation to the District of Columbia Municipal Regulations; to amend the District of Columbia Campaign Finance and Conflict of Interest Act to reflect the establishment of the Board of Funeral Directors for the District of Columbia; to amend the District of Columbia Community Development Act of 1975 to conform with section 412(a) of the District of Columbia Self-Government and Governmental Reorganization Act; to amend the District of Columbia Tissue Bank Act to reflect current law regarding undertakers; to amend the District of Columbia Nonprofit Corporation Act to establish 18 as the age of majority for incorporators; to amend the Life Insurance Act to make minor technical changes; to amend the District of Columbia Alcoholic Beverage Control Act to make needed technical amendments; and to amend An Act Making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes, to correct internal references.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Technical Amendments Act of 1986". D.C. Code, se

Sec. 2. D.C. Code, section 16-2326.1, is amended as (16-2326.1) (1987 supp.)

(a) By striking the phrase "Court of Appeals of the
 District of Columbia" wherever it appears and inserting the
 phrase "District of Columbia Court of Appeals" in its place;

(b) By striking the phrase "Court of Appeals" wherever it appears and inserting the phrase "District of Columbia Court of Appeals" in its place; and

(c) By striking the phrase "Superior Court" wherever it appears and inserting the phrase "Superior Court of the District of Columbia" in its place.

Sec. 3. Section 3 of the Boxing and Wrestling D.C. Code, sec. 2-610 Commission Act Amendment Act of 1986, effective August 13, (1987 supp.) 1986 (D.C. Law 6-137; D.C. Code, sec. 2-610), is amended as follows:-

(a) By redesignating the section as an amendment to
 the District of Columbia Boxing and Wrestling Commission
 Act, effective October 8, 1975 (D.C. Law 1-20; D.C. Code,
 sec. 2-601 et seq.) ("Act"), that adds a new section 11 to
 the Act; and

(b) By striking the phrase "District of Columbia Boxing and Wrestling Commission" wherever it appears and inserting in its place the word "Commission".

Sec. 4. Section 4 of the Juvenile Protective Act of 1986, effective August 13, 1986 (D.C. Law 6-140; 33 DCR 3827), is amended by redesignating section 4 as section 3.

Sec. 5. The Homestead Housing Preservation Act of 1986, signed by the Mayor on June 13, 1986 (Act 6-173; to be codified at D.C. Code, sec. 45-2601 <u>et seq</u>.), is amended as follows:

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(a) Section 4 (D.C. Code, sec. 45-2603) is amended as follows:

(1) By redesignating existing paragraphs (1)
 through (11) as paragraphs (2) through (12), respectively,
 and adding a new paragraph (1) to read as follows:

"(1) 'Administrator' means the Administrator of the Homestead Program Administration.";

(2) By striking in redesignated paragraphs (4),
(7), and (12) (D.C. Code, sec. 45-2603(3), (6), & (11)) the word "Mayor" and inserting the word "Administrator" in its place; and

(3) By striking in redesignated paragraph (5)
 (D.C. Code, sec. 45-2603(4)) the phrase "as determined by the Mayor" and inserting the phrase "as determined by the Administrator" in its place.

(b) Section 5(c) (D.C. Code, sec. 45-2604(c)) is D.C. Code, sec. 45-2604 amended by striking the word "Mayor" wherever it appears and(1987 supp.) inserting the word "Administrator" in its place.

(c) Section 6 (D.C. Code, sec. 45-2605) is amended as D.C. Code, sec. 45-2605 follows: (1987 supp.)

(1) By striking in subsection (a) the phrase"organizations the Mayor" and inserting the phrase"organizations the Administrator" in its place; and

(2) By striking in subsection (b) the word"Mayor" wherever it appears and inserting the word

D.C. Code, sec. 45-2603 (1987 supp.)

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"Administrator" in its place.

(d) Section 7(c) (D.C. Code, sec. 45-2606(c)) is D.C. Code, sec. 45-2606 amended by striking the word "Mayor" and inserting the word (1987 supp.) "Administrator" in its place.

(e) Section 8 (D.C. Code, sec. 45-2607) is amended by D.C. Code, sec. 45-2607 striking the word "Mayor" wherever it appears and inserting (1987 supp.) the word "Administrator" in its place.

(f) Section 9 (D.C. Code, sec. 45-2608) is amended by D.C. Code, sec. 45-2608 striking the word "Mayor" wherever it appears and inserting (1987 supp.) the word "Administrator" in its place.

(g) Section 10(a) (D.C. Code, sec. 45-2609(a)) is D.C. Code, sec. 45-2609 amended by striking the word "Mayor" and inserting the word (1987 supp.) "Administrator" in its place.

(h) Section 11(b) (D.C. Code, sec. 45-2610(b)) is D.C. Code, sec. 45-2610 amended by striking the word "Mayor" and inserting the word (1987 supp.) "Administrator" in its place.

Sec. 6. Section 4 of the Phosphate Soaps and DetergentD.C. Code, sec. 6-973 Restriction Act of 1985, effective March 25, 1986 (D.C. Law (1987 supp.) 6-98; D.C. Code, sec. 6-973), is amended by striking the phrase "this section" and inserting the phrase "section 3 of the act" in its place.

Sec. 7. Section 21(a)(4)(D) of the District of D.C. Code, sec. 47-2829 Columbia Taxicab Commission Establishment Act of 1985, (1987 supp.) effective March 25, 1986 (D.C. Law 6-97; D.C. Code, sec. 47-2829), is amended by striking the word "second" and

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inserting the word "third" in its place.

Sec. 8. Section 701(d) of the District of Columbia D.C. Code, sec. 2-3307.1 Health Occupations Revision Act of 1985, effective March 25, (1987 supp.) 1986 (D.C. Law 6-99; D.C. Code, sec. 2-3307.1(d)), is amended by striking the word "may" and inserting the word "shall" in its place.

Sec. 9. Section 4(a) of the Litter and Solid Waste Act D.C. Code, sec. 2-3203 of 1985, effective February 21, 1986 (D.C. Law 6-84; D.C. (1987 supp.) Code, sec. 2-3203), is amended by striking the period at the end and inserting in its place the phrase ", in coordination with the D.C. Comptroller.".

Sec. 10. Section 5(c)(1)(B) of the District of Columbia Regional Interstate Banking Act of 1985, effective November 23, 1985 (D.C. Law 6-63; D.C. Code, sec. 26-804), as amended by the District of Columbia Regional Interstate Banking Act of 1985 Amendments Act of 1985, effective April 11, 1986 (D.C. Law 6-107; to be codified at D.C. Code, sec. 26-801 et seq.), is amended to read as follows:

"(B) Until the Superintendent is appointed and confirmed in accordance with section 3a, applications for acquisitions by regional and nonregional bank holding companies shall be reviewed in accordance with the procedures set forth in section 5 of the District of Columbia Regional Interstate Banking Act of 1985, and in accordance with the standards set forth in both the District

D.C. Code, sec. 26-804 (1987)

accordance with the standards set forth in both the District of Columbia Regional Interstate Banking Act of 1985 and the District of Columbia Regional Interstate Banking Act of 1985 Amendments Act of 1985, except that the period for submission and review of applications shall commence 45 days, excluding Saturdays, Sundays, holidays, and days of Council recess, before filing with the Federal Reserve Board.".

D.C. Code, sec. Sec. 11. Section 5(b) of the Cable Television Franchise Agreement Modification Act of 1985, effective November 19, 1985 (D.C. Law 6-59; D.C. Code, secs. 43-1802.1, note & 43-1813.1., note), is amended by striking the period at the end of the subsection and adding the following phrase "by resolution.".

Sec. 12. Section 207 of the District of Columbia Housing Finance Agency Act, effective October 5, 1985 (D.C. Law 6-44; D.C. Code, sec. 45-2117), is amended as follows:

(a) Subsection (b)(2) is amended by striking the language "('proposal')" in the first sentence.

(b) Subsection (c) is amended by adding a new sentence at the end of the subsection to read as follows:

"For purposes of this section the term proposal shall include housing projects and programs.".

Sec. 13. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Code, sec. 45-2501 et 43-1802.1 & 43-1813.1 (1987 supp.)

D.C. Code, sec. 45-2117 (1987 supp.)

seq.), is amended as follows:

(a) Section 205(a)(3)(C) (D.C. Code, sec. D.C. Code, sec. 45-2515(a)(3)(C)) is amended by striking the word (1987 supp.) "operation" in the third sentence and inserting the word "ownership" in its place.

(b) Section 205(a)(4) (D.C. Code, sec. 45-2515(a)(4)) D.C. Code, sec. 45-2515 is amended by striking the phrase "section 205(a)(4)" and (1987 supp.) inserting the phrase "section 206(a)(4)" in its place.

(c) Section 211 (D.C. Code, sec. 45-2521) is amended D.C. Code, sec. 45-2521 by striking the phrase "or a housing accommodation" and (1987 supp.) inserting the phrase "for a housing accommodation" in its place.

(d) Section 213(b) (D.C. Code, sec. 45-2523(b)) is D.C. Code, sec. 45-2523 amended by inserting the word "are" before the phrase "in (1987 supp.) comparable physical condition".

(e) Section 216(a) (D.C. Code, sec. 45-2526(a)) is D.C. Code, sec. 45-2526 amended by striking the phrase "and 213" and inserting the (1987 supp.) phrase "213, and 214" in its place.

(f) Section 216(b) (D.C. Code, sec. 45-2526(b)) is D.C. Code, sec. 45-2526 amended by striking the phrase "the section" in the second (1987 supp.) sentence and inserting the phrase "the petition" in its place.

(g) Section 501(i)(1)(G)), (D.C. Code, sec. 45-2551(i)(1)(G)) is amended by striking the phrase "The housing" and inserting the phrase "If the housing" in its

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place.

(h) Section 804(a) (D.C. Code, sec. 45-2584(a)) is D.C. Code, sec. 45-2584 amended by striking the number "103(7)" and inserting the (1987 supp.) number "103(9)" in its place.

Sec. 14. Section 7 of the District of Columbia Residential, Commercial, and Institutional Structures Fire (1987 supp.) Protection Study Commission Act of 1984, effective March 16, 1985 (D.C. Law 5-183; D.C. Code, sec. 2-3106), is amended by adding at the end:

"Any deposit of funds shall be made in coordination with the D.C. Comptroller.".

Sec. 15. The District of Columbia Air Pollution Control Act of 1984, effective March 15, 1985 (D.C. Law 5-165; 32 DCR 562), is amended as follows:

(a) Section 2(b) is amended by striking "72-18" and inserting "72-12" in its place.

(b) Section 3 is amended as follows:

(1) By striking "title 20" and inserting"chapters 1 through 9 of title 20" in its place; and

(2) By striking "20 DCMR" and inserting "20 DCMR100 et seq." in its place.

Sec. 16. Section 4(d) of the Automobile Consumer D.C. Code, sec. 40-1303 Protection Act of 1984, effective March 14, 1985 (D.C. Law (1987 supp.) 5-162; D.C. Code, sec. 40-1303(d)), is amended by inserting in the second sentence after the phrase "three years," the phrase "2 members shall be appointed for terms of 2 years; 1 member shall be appointed for a term of 1 year,".

Sec. 17. Section 2 of the Closing of a Public Alley in Square 2974 Act of 1984, effective March 14, 1985 (D.C. Law 5-144; 31 DCR 5973), is amended by striking the number "80-156" and inserting the number "80-165" in its place.

Sec. 18. Section 9(a) of the District of Columbia Commission on Baseball Act of 1984, effective March 13, 1985 (D.C. Law 5-143; D.C. Code, sec. 2-2908(a)), is amended by striking the period at the end and inserting in its place the phrase ", in coordination with the D.C. Comptroller.".

Sec. 19. Sec. 7(a)(1)(A) of the Compulsory/No Fault Motor Vehicle Insurance Act of 1982, effective September 18, 1982 (D.C. Law 4-155; D.C. Code, sec. 35-2106(a)(1)(A)), is amended by striking the last sentence of this subparagraph and inserting in its place a new sentence to read as follows:

"The plan shall provide for suitable apportionment, by the manager or committee designated to operate the plan, among insurers of applicants for any of the insurance who are unable to obtain insurance reasonably through ordinary methods.".

Sec. 20. Section 3(a) of the Prohibition of Electric and Gas Utility Service Termination to Master-Metered Apartment Buildings Act of 1980, effective September 13,

D.C. Code, sec. 2-2908 (1987 supp.)

D.C. Code, sec. 35-2106 (1987 supp.)

D.C. Code, sec. 43-542 (1987 supp.) 1980 (D.C. Law 3-94; D.C. Code, sec. 43-542), is amended by striking the language "Title 14, chapter V, Part 500 of the D.C. Rules and Regulations as amended" and inserting in its place "Public Service Commission of the District of Columbia Order No. 6084, effective June 1, 1979 (15 DCMR 307) and the Public Service Commission of the District of Columbia Formal Case No. 760, effective July 24, 1981 (15 DCMR 409)".

Sec. 21. Section 602(a) of the District of Columbia Campaign Finance and Conflict of Interest Act, approved August 13, 1974 (88 Stat. 467; D.C. Code, sec. 1-1462(a)), is amended by striking the phrase "the Funeral Directors and Embalmers Board, established by Commissioner's Order No. 70-12, effective January 13, 1970" and inserting the phrase "the Board of Funeral Directors, established by section 4 of the District of Columbia Funeral Services Regulatory Act of 1984, effective May 22, 1984 (D.C. Law 5-84; D.C. Code, sec. 2-2803)" in its place.

Sec. 22. Section 3(c) of the District of Columbia Community Development Act of 1975, effective December 16, 1975 (D.C. Law 1-39; D.C. Code, sec. 5-902(c)), is amended by changing the first proviso to read as follows:

"Provided, that the Council may approve the program with conditions and the program as so conditioned shall be the approved Community Development Program.".

Sec. 23. Section 12 of the District of Columbia Tissue D.C. Code, sec.

2-1606 (1987 supp.)

D.C. Code, sec. 1-1462 (1987 supp.)

D.C. Code, sec. 5-902 (1987 supp.) Bank Act, approved September 10, 1962 (76 Stat. 537; D.C. Code, sec. 2-1606(1)), is amended by striking the words "Nothing in this Act shall be construed (1) to prohibit undertakers licensed pursuant to paragraph 44A of section 7 of the Act entitled 'An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes' approved July 1, 1902, as amended (61 Stat. 711; sec. 47-2344a, D.C. Code, 1951 ed.), from discharging their duties; or (2) to "and inserting in its place the following words:

"Nothing in this act shall be construed: (1) To prohibit funeral directors licensed pursuant to sections 6 and 7 of the District of Columbia Funeral Services Regulatory Act of 1984, effective May 22, 1984 (D.C. Law 5-84; D.C. Code, secs. 2-2805 and 2-2806), from discharging their duties; or (2) To".

Sec. 24. Section 29 of the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 276; D.C. Code, sec. 29-529), is amended by striking the number "twenty-one" and inserting the numeral "18" in its place.

Sec. 25. The Life Insurance Act, approved June 19, 1934 (48 Stat. 1125; D.C. Code, sec. 35-301 <u>et seq</u>.), is amended as follows:

D.C. Code, sec. 29-529 (1987 supp.)

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(a) Section 3(a)(6)(A)(i) of chapter 5 (D.C. Code, D.C. Code, sec. 35-503 sec. 35-503(a)(6)(A)(1)) is amended by striking the phrase (1987 supp.) "5d" and inserting the phrase "5b" in its place;

(b) Section 3(a)(6)(A)(iv) of chapter 5 (D.C. Code, D.C. Code, sec. 35-503 sec. 35-503(a)(6)(A)(iv)) is amended by striking the word (1987 supp.) "provision" and inserting the word "provisions" in its place;

(c) Section 3(a)(6)(G)(i) of chapter 5 (D.C. Code, D.C. Code, sec. 35-503 sec. 35-503(a)(6)(G)(i)) is amended by striking the word (1987 supp.) "Cooperate" and inserting the word "Corporate" in its place;

(d) Section 3(a)(6)(I) of chapter 5 (D.C. Code, sec. 35-503(a)(6)(I)) is amended by striking the word (1987 supp.) "paragraphs" and inserting the word "subparagraphs" in its place;

(e) Section 5b(d)(7)(A)(i) of chapter 5 (D.C. Code, D.C. Code, sec. 35-507 sec. 35-507(d)(7)(A)(i)) is amended by striking the word (1987 supp.) "subparagraph" and inserting the word "subparagraphs" in its place;

(f) The first sentence of section 5b(e)(14) of chapter D.C. Code, sec. 35-507 5 (D.C. Code, sec. 35-507(e)(14)) is amended by striking the (1987 supp.) word "paragraph" wherever it appears and inserting the word "subparagraph" in its place;

(g) Section 5b(h)(4)(A) of chapter 5 (D.C. Code, sec. D.C. Code, sec. 35-507 35-507(h)(4)(A)) is amended by striking the word (1987 supp.) "subparagraph" and inserting the word "subparagraphs" in its

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place;

(h) Section 25(d)(1) of chapter 5 (D.C. Code, sec.
35-531(d)(1)) is amended by striking the number "53" and
inserting the number "26" in its place;

(i) Section 26(b)(2) of chapter 5 (D.C. Code, sec.35-532(b)(2)) is amended as follows:

(1) By striking the word "forms" and inserting the word "form" in its place; and

(2) By striking the number "52(a)(1)" and inserting the number "25(a)(1)" in its place; and

(j) Section 27(a) of chapter 5 (D.C. Code, sec.
35-533(a)) is amended by striking the phrase "subsection
(b), sections 50 through 57" and inserting the phrase
"subsection (b) of this section, sections 25 through 30" in
its place.

Sec. 26. The District of Columbia Alcoholic Beverage Control Act, approved January 24, 1934 (48 Stat. 319; D.C. Code, sec. 25-101 et seq.), is amended as follows:

(a) Section 7(a) (D.C. Code, sec. 25-107(a)) is D.C. Code, sec. 25-107 amended by striking the phrase "section 11(m)" and inserting (1987 supp.) the phrase "section 11(1)" in its place.

(b) Section 9(b) (D.C. Code, sec. 25-109(b)) is D.C. Code, sec.
25-109
amended by striking the phrase "section 11 subsection (h)" (1987 supp.)
and inserting the phrase "section 11(k)" in its place.

Sec. 27. The first sentence of subparagraph (e-1) of

D.C. Code, sec. 47-2829

(1987 supp.)

D.C. Code, sec. 35-533 (1987 supp.)

D.C. Code, sec. 35-531 (1987 supp.)

D.C. Code, sec. 35-532

(1987 supp.)

paragraph 31 of section 7 of An Act Making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes, approved July 1, 1932 (47 Stat. 550; D.C. Code, sec. 47-2829(e-1)), is amended as follows:

(a) By striking the phrase "subsection (e) of this section" and inserting the phrase "subparagraph (e) of this paragraph" in its place; and

(b) By striking the phrase "this act" and inserting the phrase "this paragraph" in its place.

Sec. 28. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act,

approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)).

Chairman

Council of the District of Columbia

Mayor District of Columbia APPROVED: December 10, 1986

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Secretary to the Council

Date