A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Chairman Phil Mendelson introduced the following bill which was referred to the Committee ____________________.

To amend the Distracted Driving Safety Act of 2004 to increase the fines applicable to distracted driving, and to provide that person that violates the prohibition on distracted driving three times within an 18 month period shall have his or her license suspended.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Enhanced Penalties for Distracted Driving Amendment Act of 2015”.

Sec. 2. The Distracted Driving Safety Act of 2004, effective March 30, 2004 (D.C. Law 15-214; D.C. Official Code § 50-1731.06), is amended to read as follows:

(a) Section 3 (D.C. Official Code § 50-1731.03) is amended by striking the phrase “section 6(a)” and inserting the phrase “section 6” in its place.

(b) Section 6 (D.C. Official Code § 50-1731.06) is amended to read as follows:

“Sec. 6. Enforcement; fines and penalties.
“(a) (1) Except as provided in paragraphs (2) and (3) of this section, the penalty for a
violation of sections 3, 4, or 5 of this act shall be a fine of $100.

“(2) For a violation of sections 3, 4, or 5 of this act when a person has had a
prior violation of sections 3, 4, or 5 of this act within an 18 month period, the penalty shall
be a fine of $200.

“(3) For a violation of sections 3, 4, or 5 of this act when a person has had two
prior violation of sections 3, 4, or 5 of this act within an 18 month period, the penalty shall
be a fine of $400, and the license and registration of all vehicles registered in the name of
the person shall be suspended by the Mayor for at least 60 days, but not more than 180
days.

“(b) A violation of the provisions of sections 3, 4, or 5 of this act shall be processed
and adjudicated under the provisions applicable to moving violations set forth in Title II of
(D.C. Law 2-104; D.C. Official Code § 50-2302.01 et seq.); provided that:

“(1) Except as provided in paragraph (2) of this subsection, no points shall be
assessed for a violation of this subchapter that does not contribute to an accident.

“(2) Points may be assessed for an subsequent violation of this subchapter
that occurs within an 18 month period, regardless of whether the violations contributes to
an accident.”.

Sec. 3. 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. 4. 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.