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2 Chairman Phil Mendelson

  
Councilmember Anita Bonds

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5 Councilmember Brianne Nadeau

  
Councilmember Charles Allen

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14 A BILL  
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19 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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24 Chairman Phil Mendelson introduced the following bill which was referred to the  
25 Committee \_\_\_\_\_.

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

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32 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That  
33 this act may be cited as the “Enhanced Penalties for Distracted Driving Amendment Act of  
34 2015”.

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

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

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

40 “Sec. 6. Enforcement; fines and penalties.

41           “(a)(1) Except as provided in paragraphs (2) and (3) of this section, the penalty for a  
42 violation of sections 3, 4, or 5 of this act shall be a fine of \$100.

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

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

51           “(b) A violation of the provisions of sections 3, 4, or 5 of this act shall be processed  
52 and adjudicated under the provisions applicable to moving violations set forth in Title II of  
53 the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978  
54 (D.C. Law 2-104; D.C. Official Code § 50-2302.01 *et seq.*); provided that:

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

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

60           Sec. 3. Fiscal impact statement.

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

64           Sec. 4. Effective date.

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