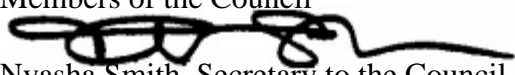


**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**1350 Pennsylvania Avenue, N.W.**  
**Washington D.C. 20004**

Memorandum

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To : Members of the Council

From :   
Nyasha Smith, Secretary to the Council

Date : April 04, 2017

Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Legislative Meeting on Tuesday, April 4, 2017. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Leaf Blower Regulation Amendment Act of 2017", B22-0234

INTRODUCED BY: Councilmember Cheh

CO-SPONSORED BY: Councilmembers Allen, Grosso, McDuffie, and Bonds

The Chairman is referring this legislation to the Committee of the Whole.

Attachment

cc: General Counsel  
Budget Director  
Legislative Services

  
Councilmember Mary M. Cheh

A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend the District of Columbia Municipal Regulations to prohibit the sale and use of gasoline-powered leaf blowers in the District of Columbia by January 1, 2022.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Leaf Blower Regulation Amendment Act of 2017”.

Sec. 2. Section 5(d)(6) of the District of Columbia Noise Control Act of 1977, effective March 16, 1978 (D.C. Law 2-53; 20 DCMR § 2808), is amended as follows:

(a) Subparagraph (A) (20 DCMR § 2808.1) is amended as follows:

(1) The existing text is redesignated as sub-subparagraph (i)

(2) A new sub-subparagraph (ii) is added to read as follows:

“(ii) Except as provided under 2808.02, effective January 1, 2022, no person shall sell, offer for sale, or use, at any time, gasoline-powered leaf blowers in the District of Columbia.”.

(b) Subparagraph (B) (20 DCMR § 2808.2) is amended as follows:

(1) The existing text is redesignated as sub-subparagraph (i).

(2) A new sub-subparagraph (ii) is added to read as follows:

31                   “(ii) A person who sells, at retail, a gasoline-powered leaf blower  
32 in the District of Columbia after January 1, 2022, must provide conspicuous notice to the  
33 consumer that the leaf blower may not be used in the District of Columbia.”.

34           (c) Subparagraph (D) (20 DCMR § 2808.4) is amended by striking the phrase “In  
35 addition to any other enforcement measure authorized under this act, the Mayor” and inserting  
36 the phrase “The Mayor” in its place

37           (d) A new subparagraph (F) is added to read as follows:

38                   “(F)(i) Section 13 shall not apply to this paragraph.

39                   “(ii) Any person who violates a provision of this paragraph shall be  
40 subject to a fine not to exceed five hundred dollars (\$500).

41                   “(iii) The Mayor may enforce the provisions of this paragraph by  
42 issuing a notice of civil infraction pursuant to the Department of Consumer and Regulatory  
43 Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42, D.C. Code §6-  
44 2701 *et seq.*) (“Civil Infractions Act”).

45                   “(iv) Civil fines, penalties, and fees may be imposed as alternative  
46 sanctions for any infraction of this paragraph pursuant to titles I-III of the Civil Infractions Act.  
47 Adjudication of any infraction of this paragraph shall be pursuant to titles I-III of the Civil  
48 Infractions Act.”.

49           Sec. 3. Fiscal impact statement.

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

53           Sec. 4. Effective date.

54           This act shall take effect following approval by the Mayor (or in the event of veto by the  
55 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
56 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
57 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
58 Columbia Register.