

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Councilmember Jim Graham introduced the following bill, which was referred to the Committee on _____.

To amend the Litter Control Administrative Act of 1985 to prohibit a person from placing, depositing, or affixing a commercial leaflet, handbill, sign poster, advertisement, or notice on automobiles or automotive vehicles.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Litter Control Amendment Act of 2013".

Sec. 2. The Litter Control Administrative Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code § 8-801 *et seq.*), is amended as follows:

(a) Section 3(a)(1) (D.C. Official Code § 8-802(a)(1)) is amended by striking the phrase "shall enforce the" and inserting the phrase "shall enforce section 3a of this act, the" in its place.

(b) A new section 3a is added to read as follows:

"Sec. 3a. Commercial leafletting prohibited.

"(a) Except as provided in subsection (c), no person may place, deposit, or affix, or cause to be placed, deposited, or affixed, to an automobile or other automotive vehicle, a leaflet, handbill, sign, poster, advertisement, or notice that is purely commercial in character.

"(b) Except as provided in subsection (c), no person may solicit, encourage, or hire another person to place, deposit, or affix, or cause to be placed, deposited, or affixed, to an

1 automobile or other automotive vehicle, a leaflet, handbill, sign, poster, advertisement, or notice
2 that is purely commercial in character.

3 "(c) This section shall not apply if:

4 "(1) The person is the owner of the vehicle; or

5 "(2) The person has secured written consent from the owner of the vehicle.

6 "(d)(1) This section is not intended to prevent the distribution of anything other than
7 commercial and business advertising matter.

8 "(2) This section does not apply to an officer, employee, agent, or other person
9 acting on behalf of a governmental entity.

10 "(3) This section should not be construed to limit the Mayor's ability to enforce
11 the prohibitions set forth in 24 D.C.M.R. § 1008."

12 Sec. 3. Fiscal impact statement.

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

16 Sec. 4. Effective date.

17 This act shall take effect following approval by the Mayor (or in the event of veto by the
18 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as
19 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
20 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
21 Columbia Register.