

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Retail Service Station Act of 1976 to abolish the Gas Station Advisory Board, to transfer the Gas Station Advisory Board’s duties to the Department of Energy and Environment, and to modify the process by which the Department of Energy and Environment will grant exemptions to the prohibition on conversions of full service retail service stations.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Gas Station Advisory Board Abolishment Amendment Act of 2018”.

Sec. 2. Section 5-301 of the Retail Service Station Act of 1976, effective April 19, 1977 (D.C. Law 1-123; D.C. Official Code § 36-304.01), is amended as follows:

(a) Subsection (b) is amended by striking the phrase “discontinued, nor may be structurally altered” and inserting the phrase “structurally altered” in its place.

(b) Subsection (d) is amended as follows:

(1) Paragraph (1) is amended as follows:

(A) Subparagraph (A) is amended by striking the phrase “Gas Station Advisory Board (“Board”), established pursuant to subsection (e) of this section,” and inserting the phrase “Director of the Department of Energy and Environment (“DOEE”)” in its place.

(B) Subparagraph (B) is amended as follows:

(i) Strike the phrase “The Board makes” and insert the phrase “DOEE makes” in its place.

(ii) Strike the phrase “and makes a recommendation to the Mayor to grant the exemption;” and insert a semicolon in its place.

(C) Subparagraph (C) is repealed.

(2) Paragraph (2) is amended as follows:

(A) The lead-in language is amended by striking the phrase “with the Board” and inserting the phrase “with DOEE” in its place.

(B) Subparagraph (A) is amended to read as follows:

“(A) If the petition for exemption involves the conversion of a full service retail service station into a non-full service retail service station, plans illustrating that the station will be improved for customer convenience or accessibility;”.

(3) Paragraph (3) is amended as follows:

ENROLLED ORIGINAL

(A) Subparagraph (A) is amended by striking the phrase “The Board shall only make a recommendation to grant an exemption if the Board” and inserting the phrase “DOEE shall grant an exemption only if it” in its place.

(B) Subparagraph (B) is amended by striking the phrase “the Board shall” and inserting the phrase “DOEE shall” in its place.

(4) Paragraph (4) is repealed.

(c) Subsection (d-1)(2) is amended by striking the phrase “to the Board” and inserting the phrase “to DOEE” in its place.

(d) Subsection (e) is amended as follows:

(1) Paragraph (1) is repealed.

(2) Paragraph (2) is repealed.

(3) Paragraph (3) is repealed.

(4) Paragraph (4) is amended as follows:

(A) Strike the phrase “The Board shall” and insert the phrase “DOEE shall” in its place.

(B) Strike the phrase “The Board may” and insert the phrase “DOEE may” in its place.

(e) Subsection (f-1) is repealed.

(f) Subsection (g)(3) is amended by striking the phrase “from the Gas Station Advisory Board” and inserting the phrase “from DOEE” in its place.

(g) Subsection (h) is amended by striking the phrase “The District of Columbia Office of Energy, unless another agency is designated by the Mayor shall” and inserting the phrase “DOEE shall” in its place.

(h) Subsection (i) is amended by striking the phrase “The Office of Energy or successor agency, unless the Mayor shall direct otherwise, shall” and inserting the phrase “DOEE shall” in its place.

(i) Subsection (j) is amended by striking the phrase “notify the Gas Station Advisory Board of” and inserting the phrase “notify DOEE of” in its place.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

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

ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia