

A BILL

20-927

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on a temporary basis, the Firearms Control Regulations Act of 1975 to permit individuals to register a firearm for self-defense in their place of business, to provide a Freedom of Information Act exception, to specify application requirements for applying to carry a concealed pistol, to specify the duration of such licenses and certain requirements for renewal of licenses, to outline duties of licensees, to provide for revocation of licenses, to create a criminal offense of carrying while impaired, to specify prohibitions on licensees, to establish a Concealed Pistol Licensing Review Board and specify the term and other requirements for the Board, to provide a Freedom of Information Act exception; to specify penalties, to require the Mayor to issue rules, and to make other technical changes; and to amend An Act To control the possession, sale, transfer and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes to permit the Chief of Police to issue licenses to carry a concealed pistol to District residents and non-residents provided certain conditions are met.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this

act may be cited as the “License to Carry a Pistol Temporary Amendment Act of 2014”.

Sec. 2. The Firearms Control Regulations Act of 1975, effective September 24, 1976

(D.C. Law 1-85, D.C. Official Code § 7-2501.01 *et seq.*), is amended as follows:

(a) Section 201(b)(4) (D.C. Official Code § 7-2502.01(b)(4)) is amended by striking the phrase “the home” and inserting the phrase “the home or place of business” in its place.

(b) Section 202(a)(4)(C) (D.C. Official Code § 7-2502.02(a)(4)(C)) is amended to read as follows:

“(C) Any person who seeks to register a pistol:

35 “(1) For use in self-defense within that person’s home or place of business; or

36 “(2) As part of the application process for a license to carry a concealed pistol
37 pursuant to section 902; or”.

38 (c) New section 211a is added to read as follows:

39 “Sec. 211a. Freedom of information exception.

40 “Any record regarding individuals who have applied, received, or had revoked any
41 registration issued pursuant to this title shall not be made available as a public record under
42 section 202 of the Freedom of Information Act of 1976, effective March 25, 1977 (D.C. Law 1-
43 96; D.C. Official Code § 2-532).”.

44 (d) Section 706(a) (D.C. Official Code § 7-2507.06(a)) is amended by striking the phrase
45 “Except as provided in sections 205, 208, 702, and 807” and inserting the phrase “Except as
46 provided in sections 205, 208, 702, 807, and Title IX” in its place.

47 (e) A new Title IX is added to read as follows:

48 “TITLE IX – LICENSES TO CARRY A PISTOL.

49 “Sec. 901. Definitions.

50 “For purposes of this title:

51 “(1) “Concealed pistol” means a loaded or unloaded pistol carried on or about a
52 person entirely hidden from view of the public, or carried on or about a person in a vehicle in
53 such a way as it is entirely hidden from view of the public.

54 “(2) “Law enforcement officer” means a sworn member of the Metropolitan
55 Police Department (MPD) or of any other law enforcement agency operating and authorized to

56 make arrests in the District of Columbia, and includes any MPD reserve officer, any special
57 police officers appointed pursuant to An Act Making appropriations to provide for the expenses
58 of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen
59 hundred, and for other purposes, approved March 3, 1899 (30 Stat. 1057; D.C. Official Code § 5-
60 129.02), and campus and university special police officers appointed pursuant to the College and
61 University Campus Security Amendment Act of 1995, effective October 18, 1995 (D.C. Law 11-
62 63; 6A DCMR § 1200.1 *et seq.*).

63 “(3) “License” means a license to carry a concealed pistol issued pursuant to Title
64 22.

65 “(4) “Licensee” means a person who has been issued a license pursuant to Title
66 22.

67 “(5) “Title 22” means section 6 of An Act To control the possession, sale,
68 transfer and use of pistols and other dangerous weapons in the District of Columbia, to provide
69 penalties, to prescribe rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat.
70 650; D.C. Official Code § 22-4506).

71 “Sec. 902. Application requirements.

72 “(a) A person who submits an application pursuant to Title 22 shall certify and
73 demonstrate to the satisfaction of the Chief that he or she:

74 “(1) Is at least 21 years of age;

75 “(2) Meets all of the requirements for a person registering a firearm pursuant to
76 this act, and has obtained a registration certificate for the pistol that the person is applying to
77 carry concealed;

78 “(3) Does not currently suffer nor has suffered in the previous 5 years from any
79 mental illness or condition that creates a substantial risk that he or she is a danger to himself or
80 herself or others;

81 “(4) Has completed a firearms training course, or combination of courses,
82 conducted by an instructor (or instructors) certified by the Chief that includes at least 16 hours of
83 training, and covers the following:

84 “(A) Firearm safety;

85 “(B) Firearm nomenclature;

86 “(C) The basic principles of marksmanship;

87 “(D) The care, cleaning, maintenance, loading, unloading, and storage of
88 pistols;

89 “(E) Situational awareness, conflict management, and moral and ethical
90 decisions on the use of deadly force;

91 “(F) Defensive pistol and ammunition selection; and

92 “(G) All applicable District and federal firearms laws, including the
93 requirements of this act, An Act To control the possession, sale, transfer and use of pistols and
94 other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of

95 evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Official Code § 22-
96 4501 *et seq.*), and District law pertaining to self-defense;

97 “(5) Has completed at least 2 hours of range training conducted by an instructor
98 certified by the Chief, including shooting a qualification course of 50 rounds of ammunition
99 from a maximum distance of 15 yards (45 feet); and

100 “(6) Follows any procedures the Chief may establish by rule.

101 “(b) An applicant shall satisfy the requirements of subsection (a)(4) and (5) of this
102 section with a certification from the firearms instructor that:

103 “(1) The applicant demonstrated satisfactory completion of the requirement; and

104 “(2) The applicant possesses the proper knowledge, skills, and attitude to carry a
105 concealed pistol.

106 “(c) An applicant shall be exempt from the requirements of subsection (a)(4) and (5) of
107 this section if he or she has submitted evidence that he or she has received firearms training in
108 the United States military, or has otherwise completed firearms training conducted by a firearms
109 instructor that, as determined by the Chief, is equal to or greater than that required under
110 subsection (a)(4) and (5) of this section.

111 “(d) A non-resident applicant for a license may satisfy any component of the
112 requirements of subsection (a)(4) and (5) of this section by demonstrating to the satisfaction of
113 the Chief that the applicant has met that particular component as part of a successful application
114 to carry a pistol concealed upon his or her person issued by the lawful authorities of any state or
115 subdivision of the United States.

116 “(e)(1) An applicant shall sign an oath or affirmation attesting to the truth of all the
117 information required by Title 22 and this section.

118 “(2) Any declaration, certificate, verification, or statement made for purposes of
119 an application for a license to carry a concealed pistol pursuant to this act shall be made under
120 penalty of perjury pursuant to section 401 of the District of Columbia Theft and White Collar
121 Crime Act of 1982, effective December 1, 1982 (D.C. Law 4-164; D.C. Code § 22-2402).

122 “(f) An applicant is required to appear for an in-person interview at the Metropolitan
123 Police Department headquarters, for purposes including verification of the applicant’s identity
124 and verification of the information submitted as part of the application process for a license.

125 “Sec. 903. Expiration and renewal of licenses.

126 “(a) Licenses shall expire no later than 2 years after the date of issuance unless revoked
127 by the Chief or renewed pursuant to this title.

128 “(b)(1) A licensee shall be eligible for renewal of a license if:

129 “(A) The licensee continues to meet all of the initial standards and
130 application requirements set forth in Title 22 and section 902, except that with regard to section
131 902(a)(4), only 4 hours of such training shall be required;

132 “(B) With regard to section 902(a)(5), the licensee provides proof of 2
133 hours of range practice within the previous 12 months; and

134 “(C) Follows any procedures the Chief may establish by rule.

135 “(2) Timely renewal shall be the responsibility of the licensee, pursuant to any
136 procedures the Chief may establish by rule.

137 “(3) A renewal license shall expire no later than 2 years after the date of issuance
138 unless revoked by the Chief or renewed pursuant to this act.

139 “(c) Any person whose renewal application has been denied may, within 15 days of
140 notice of the denial, appeal to the Concealed Pistol Licensing Review Board established pursuant
141 to section 908.

142 “Sec. 904. Duties of licensees.

143 “(a) A licensee shall:

144 “(1) Notify the Chief in writing of the loss, theft, or destruction of the license
145 (including the circumstances if known) immediately upon discovery of such loss, theft, or
146 destruction; and

147 “(2) Notify the Chief in writing within 30 days of a change in the licensee’s name
148 or address as it appears on the license.

149 “(b) A licensee shall have on or about his or her person each time the pistol is carried in
150 the District of Columbia:

151 “(1) The license; and

152 “(2) The registration certificate for the pistol being carried, issued pursuant to this
153 act.

154 “(c) If a law enforcement officer initiates an investigative stop of a person carrying a
155 concealed pistol pursuant to Title 22, the person, and any other licensee who is with the person at
156 the time of the investigative stop, shall:

157 “(1) Disclose to the officer that he or she is carrying a concealed pistol pursuant
158 to Title 22;

159 “(2) Present the license and registration certificate;

160 “(3) Identify the location of the concealed pistol; and

161 “(4) Comply with all lawful orders and directions from the officer, including
162 allowing a pat down of his or her person and permitting the law enforcement officer to take
163 possession of the pistol for so long as is necessary for the safety of the officer or the public.

164 “(d) A licensee shall comply with all limits and conditions stated in the issuance of the
165 license.

166 “(e) The duties set forth in this section are in addition to any other requirements imposed
167 by this act or applicable law.

168 “(f) In addition to any other penalty in the law, any person who violates subsection (c) of
169 this section shall be subject to revocation of his or her license.

170 “Sec. 905. Revocation of Licenses.

171 “(a) The Chief may revoke a license upon a finding that the licensee no longer meets the
172 standards and requirements of Title 22 and this title, or as a penalty as specified in this act.

173 “(b) The United States Attorney for the District of Columbia, the Attorney General for
174 the District of Columbia, or any person may apply to the Metropolitan Police Department at any
175 time for revocation of a license. Any person having knowledge that a licensee no longer meets
176 the requirements of this act or the requirements of Title 22 may so notify the Chief or any other
177 law enforcement officer who may take such action as may be appropriate.

178 “(c) Any person whose license has been revoked may, within 15 days of notice of the
179 revocation, appeal to the Concealed Pistol Licensing Review Board established pursuant to
180 section 908.

181 “Sec. 906. Carrying while impaired.

182 “(a) A licensee may not carry a pistol while impaired.

183 “(b) In addition to any other penalty in the law, any person who violates this section
184 shall be subject to revocation of his or her license.

185 “(c) Upon establishing reasonable suspicion that a licensee has been consuming drugs or
186 alcohol, a licensee’s failure to submit to one or more field sobriety, breathalyzer, or urine tests,
187 administered to determine whether the licensee is impaired while carrying a pistol, shall be
188 grounds for immediate revocation and seizure of the license.

189 “(d) For the purposes of this section, “impaired” means a licensee has consumed alcohol
190 or a drug or a combination thereof and that it has affected the licensee’s behavior in a way that
191 can be perceived or noticed.

192 “Sec. 907. Prohibitions on carrying licensed pistols.

193 “(a) No person holding a license shall carry a pistol in the following locations or under
194 the following circumstances:

195 “(1) Any building owned or under the control of the District of Columbia, its
196 agencies, and instrumentalities;

197 “(2) The building and grounds, including any adjacent parking lot, of any public,
198 public charter, or private elementary or secondary school; or any public or private college or
199 university;

200 “(3) Any pre-school or child care facility;

201 “(4) Any public or private hospital, or other building where medical or mental
202 health services are the primary services provided;

203 “(5) Any penal institution, secure juvenile residential facility, and any halfway
204 house;

205 “(6) Any public transportation vehicle, including the Metrorail transit system, but
206 not including taxicab operators;

207 “(7) Any premises or portion thereof, licensed under Title 25 of the District of
208 Columbia Official Code, where alcoholic beverages are served, or are sold and consumed on
209 premises, but not including premises with small-sample tasting permits;

210 “(8) Any public gathering or special event conducted on property open to the
211 public that requires the issuance of a permit from the District or federal government or their
212 agencies or instrumentalities, provided that no criminal penalty shall apply unless:

213 “(A) The licensee has been advised by a law enforcement officer that
214 such a public gathering or special event is occurring; and

215 “(B) The licensee has been ordered by the law enforcement officer to
216 leave the area of the special event or gathering until the licensee removes the pistol from his or

217 her possession in compliance with applicable law and the licensee has not complied with the
218 order;

219 “(9) Any stadium or arena;

220 “(10) The public memorials on the National Mall and along the Tidal Basin, and
221 any area where firearms are prohibited under federal law or by a federal agency or entity;

222 “(11) The area around the White House, namely: between Constitution Avenue
223 and H Street and between 15th and 17th Streets, all Northwest;

224 “(12) Within 1,000 feet, or other lesser distance designated by the Chief or his or
225 her designee, when a dignitary or high ranking official of the United States or a state, local, or
226 foreign government is moving under the protection of the Metropolitan Police Department
227 (“MPD”), or other law enforcement agency assisting or working in concert with MPD, provided
228 that no criminal penalty shall apply unless:

229 “(A) The licensee has been advised by a law enforcement officer that
230 such a dignitary or official movement is occurring; and

231 “(B) The licensee has been ordered by the law enforcement officer to
232 leave the area of the movement until the licensee removes the pistol from his or her possession in
233 compliance with applicable law and the licensee has not complied with the order;

234 “(13) Within 1,000 feet, or other lesser distance designated by the Chief or his or
235 her designee, of a demonstration in a public place, provided that no criminal penalty shall apply
236 unless:

237 “(A) The licensee has been advised by a law enforcement officer that a
238 demonstration is occurring at the public place; and

239 “(B) The licensee has been ordered by the law enforcement officer to
240 leave the area of the demonstration until the licensee removes the pistol from his or her
241 possession in compliance with applicable law and the licensee has not complied with the order;
242 and

243 “(14) Any prohibited circumstance that the Chief determines by rule, provided
244 that for spontaneous circumstances, no criminal penalty shall apply unless the licensee has notice
245 of the prohibition and has failed to comply.

246 “(b)(1) Any private residence shall be presumed to prohibit the presence of concealed
247 pistols unless otherwise authorized by the property owner or person in control of the premises
248 and communicated personally to the licensee in advance of entry onto the residential property.

249 “(2) For 90 days immediately following the effective date of the License to Carry
250 a Pistol Emergency Amendment Act of 2014, passed on an emergency basis on September 23,
251 2014 (Enrolled version of Bill 20-X), for any private property not a residence, the owner or
252 person in control of the property shall be presumed to prohibit the presence of concealed pistols
253 unless the owner or person in control of the property authorizes entry by a licensee carrying a
254 pistol; thereafter, for any private property not a residence, the owner or person in control of the
255 private property shall be presumed to permit a licensee carrying a pistol to enter the owner’s
256 property unless the property is posted with conspicuous signage prohibiting concealed pistols, or
257 the owner or authorized agent communicates such prohibition personally to the licensee.

258 “(c) Whenever a licensee carries a concealed pistol and approaches any prohibited
259 location, or is subject to any prohibited circumstance, the licensee shall:

260 “(1) If the licensee is in a vehicle or if a vehicle is readily available, immediately
261 secure the pistol in the manner prescribed in section 4b(b) of An Act To control the possession,
262 sale, transfer and use of pistols and other dangerous weapons in the District of Columbia, to
263 provide penalties, to prescribe rules of evidence, and for other purposes, approved July 8, 1932
264 (47 Stat. 650; D.C. Official Code § 22-4501 *et seq.*); or

265 “(2) If the licensee does not have a vehicle available, immediately leave the
266 prohibited location or circumstance.

267 “(d) A licensee shall not be in violation of this section:

268 “(1) While he or she is traveling along any public street, road, or highway
269 (including any adjacent public sidewalk) that touches the perimeter of any of the premises under
270 subsection (a) of this section or that are prohibited under subsection (b) of this section if the
271 concealed pistol is carried on his or her person in accordance with this act, or is being transported
272 by the licensee in accordance with section 4b of An Act To control the possession, sale, transfer
273 and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties,
274 to prescribe rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C.
275 Official Code § 22-4504.02); or

276 “(2) While driving a vehicle into and immediately parking at any location listed
277 in subsection (a)(2) or (3) of this section, for the purpose of picking up or dropping off a minor
278 child, provided that the licensee shall secure the concealed weapon in accordance with section

279 4b(b) of An Act To control the possession, sale, transfer and use of pistols and other dangerous
280 weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for
281 other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Official Code § 22-4504.02(b)) prior
282 to leaving the parked vehicle.

283 “(e) A licensee shall not carry a pistol openly or otherwise in a manner that is not
284 concealed.

285 “(f) In addition to any other penalty in the law, any person who violates this section shall
286 be subject to revocation of his or her license.

287 “(g) For the purposes of this section:

288 “(1) “Demonstration” means one or more persons demonstrating, picketing,
289 speechmaking, marching, holding a vigil, or engaging in any other similar conduct that involves
290 the communication or expression of views or grievances and that has the effect, intent, or
291 propensity to attract a crowd or onlookers. “Demonstration” does not include the casual use of
292 property by visitors or tourists that does not have the effect, intent, or propensity to attract a
293 crowd or onlookers.

294 “(2) “Public place” means a place to which the general public has access and a
295 right to occupy for business, entertainment, or other lawful purpose. “Public place” is not
296 limited to a place devoted solely to the uses of the public, and includes:

297 “(A) The front or immediate area or parking lot of a store, restaurant,
298 tavern, shopping center, or other place of business;

299 “(B) A public building, including its grounds and curtilage;

300 “(C) A public parking lot;

301 “(D) A public street, sidewalk, or right-of-way;

302 “(E) A public park; and

303 “(F) Other public grounds.

304 “(3) “Residence” means an actual dwelling place or abode, and does not include
305 any adjacent common areas or commercial property.”.

306 “Sec. 908. Concealed Pistol Licensing Review Board.

307 “(a) There is established a Concealed Pistol Licensing Review Board (“Board”) for the
308 purpose of hearing appeals from:

309 “(1) A denial of any application or renewal application for a license to carry a
310 concealed pistol in the District pursuant to this act, or

311 “(2) A revocation of a license to carry a concealed pistol.

312 “(b) The Board’s membership shall be comprised as follows:

313 “(1) A mental health professional employed by the Department of Behavioral
314 Health, appointed by the Mayor;

315 “(2) A representative from the Office of the Attorney General for the District of
316 Columbia, appointed by the Attorney General;

317 “(3) A representative from the United States Attorney’s Office for the District of
318 Columbia (“USAO”), appointed by the United States Attorney for the District of Columbia. If
319 the USAO declines to provide a representative, the Mayor shall appoint a person who is a former
320 employee of the USAO;

321 “(4) The Chief Judge of the Superior Court of the District of Columbia or his or
322 her designee, or if the Chief Judge declines to serve or appoint a designee, a person appointed by
323 the Mayor who is a retired judge of the Superior Court of the District of Columbia; and

324 “(5) One public member appointed by the Mayor, who shall be a current or
325 former sworn officer of a law enforcement agency other than the Metropolitan Police
326 Department.

327 “(c) Each member shall serve a 4-year term.

328 “(d) The initial terms shall begin on the date a majority of the members have
329 been sworn in, which shall become the anniversary date for all subsequent appointments.

330 “(e) A vacancy on the Board shall be filled in the same manner in which the original
331 appointment was made.

332 “(f) A Board member whose term has expired may continue to serve as a member until a
333 replacement member has been appointed.

334 “(g) A member appointed to replace a member who has resigned, dies, or is no longer
335 able to serve (as determined by the Board) shall serve for the remainder of the unexpired term of
336 the member being replaced.

337 “(h) The Board shall elect a chairperson by majority vote on an annual basis.

338 “(i) Three members of the Board shall constitute a quorum, except that the Board may
339 only take official action when at least one of the following members is present:

340 “(1) The representative from the Office of the Attorney General for the District of
341 Columbia designated pursuant to subsection (b)(2) of this section;

344 “(2) The representative from the United States Attorney’s Office for the District
345 of Columbia designated pursuant to subsection (b)(3) of this section; or

346 “(3) The current or former sworn officer of a law enforcement agency other than
347 the Metropolitan Police Department representative designated pursuant to subsection (b)(5) of
348 this section.

349 “(j) Members shall serve without compensation, but shall receive actual and necessary
350 expenses incurred in the performance of their official duties.

351 “(k) The Mayor shall provide hearing facilities and administrative support for the Board
352 from existing resources for the current fiscal year.

353 “(l)(1) Within 30 days after the date that a majority of the Board members are sworn in
354 pursuant to subsection (d) of this section, the Mayor, by rule, shall establish hearing procedures
355 for a contested case review of any appeal from a denial of an application or renewal application
356 for a license or revocation of a license, including procedures for the Board to assign panels of 3
357 Board members to conduct such hearings pursuant to subsection (i) of this section.

358 “(2) The rules shall include that the burden of production of evidence, and the
359 burden of persuasion, at any hearing before the Board shall be upon the applicant or licensee that
360 is challenging any denial of an application or renewal application or revocation of a license.

361 “(m) The meetings and hearings conducted by the Board shall be confidential and not
362 open to the public.

363 | ~~“Sec. 909. Freedom of information exception.~~

364 ~~“Any record regarding individuals who have applied, received, or had revoked any~~
365 ~~license shall not be made available as a public record under section 202 of the Freedom of~~
366 ~~Information Act of 1976, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-~~
367 ~~532).”~~

368 “Sec. 910. Rules.

369 “(a) The Chief of the Metropolitan Police Department, pursuant to Title I of the District
370 of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C.
371 Official Code § 2-501 *et seq.*), shall, by October 22, 2014, issue rules to implement the
372 provisions of this act, including rules:

373 “(1) To establish criteria for determining when an applicant has, pursuant to
374 section 6 of An Act To control the possession, sale, transfer and use of pistols and other
375 dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of
376 evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Official Code § 22-
377 4506):

378 “(A) Demonstrated a good reason to fear injury to his or her person,
379 which shall at a minimum require a showing of a special need for self-protection distinguishable
380 from the general community as supported by evidence of specific threats or previous attacks
381 which demonstrate a special danger to the applicant’s life;

382 “(B) Demonstrated any other proper reason for carrying a concealed
383 pistol, which shall at a minimum include types of employment that require the handling of cash
384 or other valuable objects that may be transported upon the applicant’s person; and

385 “(C) Demonstrated the applicant’s suitability to carry a concealed pistol,
386 which shall at a minimum include evidence that the applicant meets the requirements of section
387 902;

388 “(2) To establish the type and amount of ammunition that may be carried
389 concealed by a licensee;

390 “(3) To establish the methods by which a pistol may be carried concealed
391 including any standards for safe holstering;

392 “(4) To establish all application forms, investigation procedures, background
393 checks, and fees necessary to process an application for a license;

394 “(5) To specify any procedures or requirements specific to non-residents, who
395 apply to carry a concealed pistol pursuant to Title 22, with regard to the registration requirements
396 in this act;

397 “(6) To specify requirements for signage on any private premises where the
398 owner or person in control of the premises prohibits carrying concealed pistols, pursuant to
399 section 907(b); and

400 “(7) To establish procedures for the renewal of licenses.

401 “Sec. 911. Penalties.

402 “(a)(1) Except as otherwise provided in this title, a person convicted of a violation of a
403 provision of this title, or rules or regulations issued under the authority of this title, shall be fined
404 not more than the amount set forth in section 101 of the Criminal Fine Proportionality

405 Amendment Act of 2012, effective June 11, 2013 (D.C. Law 19-317; D.C. Official Code § 22-
406 3571.01), or imprisoned for not more than 180 days.

407 (2) Civil fines, penalties, and fees may be imposed as alternative sanctions for
408 any infraction of the provisions of this title, or any rules or regulations issued under the
409 authority of this title.

410 “(b) All prosecutions for violations of this title shall be brought in the name of the
411 District of Columbia and prosecuted by the Office of the Attorney General for the District of
412 Columbia.

413 Sec. 3. An Act To control the possession, sale, transfer and use of pistols and other
414 dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of
415 evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Official Code § 22-
416 4501 *et seq.*) is amended as follows:

417 (a) Section 4(a) (D.C. Official Code § 22-4504(a)) is amended as follows:

418 (1) The lead-in language is amended as follows:

419 (A) Strike the phrase “a pistol” and insert the phrase “a pistol, without a
420 license issued pursuant to District of Columbia law” in its place.

421 (B) Strike the phrase “capable of being so concealed”.

422 (2) Paragraph (1) is amended by striking the phrase “a pistol” and inserting the
423 phrase “a pistol, without a license issued therefor pursuant to District of Columbia law” in its
424 place.

425 (b) Section 6 (D.C. Official Code § 22-4506) is revived as of the effective date of the
426 “License to Carry a Pistol Emergency Amendment Act of 2014,” passed on an emergency basis
427 on September 23, 2014 (Enrolled version of Bill 20-X), and is amended to read as follows:

428 “Sec. 6. Issuance of a license to carry a pistol.

429 “(a) The Chief of the Metropolitan Police Department (“Chief”) may, upon the
430 application of any person having a bona fide residence or place of business within the District of
431 Columbia, or of any person having a bona fide residence or place of business within the United
432 States and a license to carry a pistol concealed upon his or her person issued by the lawful
433 authorities of any State or subdivision of the United States, issue a license to such person to carry
434 a pistol concealed upon his or her person within the District of Columbia for not more than 2
435 years from the date of issue, if it appears that the applicant has good reason to fear injury to his
436 or her person or property or has any other proper reason for carrying a pistol, and that he or she
437 is a suitable person to be so licensed.

438 “(b) A non-resident who lives in a state that does not require a license to carry a
439 concealed pistol may apply to the Chief for a license to carry a pistol concealed upon his or her
440 person within the District of Columbia for not more than 2 years from the date of issue, provided
441 he or she meets the same reasons and requirements set forth in subsection (a) of this section.

442 “(c) For any person issued a license pursuant to this section, or renewed pursuant to
443 section 903 of The Firearms Control Regulations Act of 1975, effective September 24, 1976
444 (D.C. Law 1-85, D.C. Official Code § 7-2501.01 *et seq.*), the Chief may limit the geographic

445 area, circumstances, or times of the day, week, month, or year in which the license is effective,
446 and may revoke the license for good cause.

447 “(d) The application for a license to carry shall be on a form prescribed by the Chief.
448 The license shall be in a form prescribed by the Chief and shall bear the name, address,
449 description, photograph, and signature of the licensee.

450 “(e) Any person whose application has been denied or license revoked may, within 15
451 days of notice of the denial, appeal to the Concealed Pistol Licensing Review Board established
452 pursuant to section 908 of The Firearms Control Regulations Act of 1975, effective September
453 24, 1976 (D.C. Law 1-85, D.C. Official Code § 7-2501.01 *et seq.*)”.

454 Sec. 4. Applicability.

455 | (a) Section 3(~~ab~~) of this act shall apply as of the effective date of this act to persons who
456 have not obtained a registration certificate pursuant to section 203 of the Firearms Control
457 Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85, D.C. Official Code § 7-
458 2502.03), and shall apply beginning on the date established by subsection (c) of this section to
459 persons who have obtained a registration certificate.

460 (b) Section 910 of The Firearms Control Regulations Act of 1975, passed on September
461 23, 2014 (Enrolled version of this act), shall apply as of the effective date of this act.

462 (c) All other provisions of this act shall apply on the date that rules issued pursuant to
463 section 910 of The Firearms Control Regulations Act of 1975, passed on September 23, 2014
464 (Enrolled version of this act), have become effective.

465 Sec. 5. Fiscal impact.

ENGROSSED ORIGINAL

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

469 Sec. 6. Effective date.

470 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
471 the Mayor, action by the Council to override the veto), a 30-day period of Congressional review
472 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
473 24, 1973 (87 Stat.813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
474 Columbia Register.

475 (b) This act shall expire after 225 days of its having taken effect.