ENROLLED ORIGINAL

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the Firearms Control Regulations Act of 1975 to provide for a registration process for pistols for use in self-defense within the home, to authorize the Chief of the Metropolitan Police Department to require a ballistics identification procedure for registered pistols, to set a one pistol registration per person policy for a period of 90 days after the effective date of this act, to clarify the firearm storage requirements and to include an exemption from those requirements for the use of a firearm for self-defense in the registered owner's home, and to provide that a registered pistol owner shall not be required to obtain a license to carry the pistol within the registered pistol owner's home.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Firearms Control Emergency Amendment Act of 2008".

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 202 (D.C. Official Code § 7-2502.02) is amended as follows:

(1) Subsection (a)(4) is amended to read as follows

"(4) Pistol not validly registered to the current registrant in the District prior to September 24, 1976, except that the prohibition on registering a pistol shall not apply to:

"(A) Any organization that employs at least one commissioned special police officer or other employee licensed to carry a firearm and that arms the employee with a firearm during the employee's duty hours;

"(B) A police officer who has retired from the Metropolitan Police Department; or

"(C) Any person who seeks to register a pistol for use in self-defense within that person's home.".

(2) Subsection (b) is repealed.

(3) A new subsection (c) is added to read as follows:

"(c) Notwithstanding any other law, a person holding a valid registration for a pistol registered in accordance with subsection (a)(4) of this section shall not be required to obtain a license to carry the pistol within the person's home.".

(b) Section 203 (D.C. Official Code § 7-2502.03) is amended by adding new subsections (d) and (e) to read as follows:

"(d) The Chief shall require any registered pistol to be submitted for a ballistics identification procedure and shall establish a fee for such procedure.

"(e) The Chief shall register no more than one pistol per registrant during the first 90 days after the effective date of the Firearms Control Emergency Amendment Act of 2008, passed on emergency basis on July 15, 2008 (Enrolled version of Bill 17-886).".

(c) Section 702 (D.C. Official Code § 7-2507.02) is amended to read as follows:

"Sec. 702. Each registrant shall keep any firearm in his or her possession unloaded and either disassembled or secured by a trigger lock, gun safe, or similar device, except that this requirement shall not apply to:

"(1) Law enforcement personnel described in section 201(b)(1);

"(2) A firearm that is kept at the registrant's place of business and not the registrant's home;

"(3) A firearm while it is being used to protect against a reasonably perceived threat of immediate harm to a person within the registrant's home;

"(4) A firearm while it is being used outside of the home for lawful recreational purposes; or

"(5) A firearm while it is being transported for a lawful purpose as expressly authorized by District or federal statute and in accordance with the requirements of that statute.".

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1974 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

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), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

Chairman
Council of the District of Columbia

Mayor
District of Columbia
APPROVED
July 16, 2008

COUNCIL OF THE DISTRICT OF COLUMBIA

WASHINGTON, D.C. 20004

Docket No. **B17-886**

[ ] ITEM ON CONSENT CALENDAR

[X] ACTION & DATE — **ADOPTED FINAL READING, 07-15-08**

[X] VOICE VOTE — **APPROVED**

RECORDED VOTE ON REQUEST

ABSENT — **ALL PRESENT**

[ ] ROLL CALL VOTE – Result (_____)

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray	X				Catania	X				Schwartz	X			
Alexander	X				Cheh	X				Thomas, Jr.	X			
Barry	X				Evans	X				Wells	X			
Bowser	X				Graham	X								
Brown	X				Mendelson	X								

X – Indicate Vote AB – Absent NV – Present, Not Voting

CERTIFICATION RECORD

Cynthia Brock-Smith — Secretary to the Council

July 16, 2008 — Date

[ ] ITEM ON CONSENT CALENDAR

[ ] ACTION & DATE

[ ] VOICE VOTE

RECORDED VOTE ON REQUEST

ABSENT

[ ] ROLL CALL VOTE – Result (_____)

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray					Catania					Schwartz				
Alexander					Cheh					Thomas, Jr.				
Barry					Evans					Wells				
Bowser					Graham									
Brown					Mendelson									

X – Indicate Vote AB – Absent NV – Present, Not Voting

CERTIFICATION RECORD

Secretary to the Council — Date

[ ] ITEM ON CONSENT CALENDAR

[ ] ACTION & DATE

[ ] VOICE VOTE

RECORDED VOTE ON REQUEST

ABSENT

[ ] ROLL CALL VOTE – Result (_____)

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray					Catania					Schwartz				
Alexander					Cheh					Thomas, Jr.				
Barry					Evans					Wells				
Bowser					Graham									
Brown					Mendelson									

X – Indicate Vote AB – Absent NV – Present, Not Voting

CERTIFICATION RECORD

Secretary to the Council — Date