



1 (b) Strike the phrase “\$1,000” from paragraph (2) and insert the phrase “\$3,000”.

2 Sec. 3. Chapter 20, Subsection V of Title 21 of the District of Columbia Official Code is  
3 amended as follows:

4 Section 21-2049 is amended by adding a new subsection (d) to read as follows:

5 “(d) An individual alleged to be a ward shall be present at any proceedings to remove an  
6 existing guardian or conservator unless good cause is shown for the absence. The individual  
7 shall be represented by counsel and is entitled to present evidence and to cross-examine  
8 witnesses, including any court-appointed examiner or visitor. The hearing may be closed if  
9 the individual alleged to be incapacitated or counsel for the individual so requests.”.

10 Sec. 4. Criminal Abuse and Neglect of Vulnerable Adults Act of 2000, effective June 8,  
11 2001 (D.C. Law 13-301, § 206, 47 DCR 7039.) is amended as follows:

12 (a) Section 206 (D.C. Official Code § 22-936) is amended as follows:

13 (1) Strike the phrase “\$1000” from subsection (a) and insert the phrase “\$2500”.

14 (2) Strike the phrase “180 days” from subsection (a) and insert the phrase “one  
15 year”.

16 (3) A new paragraph (d) is added to read as follows:

17 “(d)(1) A person who commits the offense of financial abuse of a vulnerable adult  
18 when the value of the property is \$500 or more is guilty of a felony and:

19 (i) “Is subject to imprisonment not exceeding 15 years or a fine not  
20 exceeding \$10,000 or both; and

21 (ii) “Shall restore the property taken or its value to the owner, or, if the  
22 owner is deceased restore the property or its value to the owner’s estate.

1 (2) “A person convicted of a violation of this section when the value of the  
2 property is less than \$500 is guilty of a misdemeanor and:

3 (i) “Is subject to imprisonment not exceeding 12 months or a fine not  
4 exceeding \$500 or both; and

5 (ii) “Shall restore the property taken or its value to the owner, or, if the  
6 owner is deceased, restore the property or its value to the owner's estate.”.

7 (4) A new paragraph (d) is added to read as follows:

8 “(d) An individual who is convicted of criminal abuse, criminal neglect, or  
9 financial abuse of a vulnerable person against a decedent forfeits all benefits with respect to the  
10 decedent’s estate, including an intestate share, an elective share, an omitted spouse’s or child’s  
11 share, a homestead allowance, a family allowance, and exempt property. If the decedent died  
12 intestate, the decedent’s intestate estate passes as if the killer or felon disclaimed his or her  
13 intestate share.”.

14 (b) Section 203 (D.C. Official Code § 22-933) is amended as follows:

15 A new paragraph (b) is added to read as follows:

16 “(b) A person is guilty of financial abuse of a vulnerable adult if that person  
17 intentionally or knowingly obtains by deception, intimidation, misrepresentation, fraud or undue  
18 influence the property of an individual that the person knows or reasonably should know is a  
19 vulnerable adult with intent to deprive the vulnerable adult of the vulnerable adult's property.”.

20 Sec. 4. Fiscal impact statement.

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

1           Sec. 5. Effective date.

2           This act shall take effect following approval by the Mayor (or in the event of veto by the  
3 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as  
4 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
5 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
6 Columbia Register.

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