

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council enacts Act 23-92, Fiscal Year 2020 Budget Support Act of 2019
- Office of the State Superintendent of Education announces availability of grants for implementing literacy programs in elementary schools
- Department of Health proposes minimum health and nutrition standards for food and beverage items sold through automated vending operations
- Office of the Deputy Mayor for Planning and Economic Development announces availability of grants for increasing access to production equipment and retail space for new or existing businesses in the District
- D.C. Water and Sewer Authority updates retail rates for sewer service

The July 26, 2019 DC Register has two parts. Refer to Volume 66 - No. 31 - Part 2 to review the second proposed rulemaking for Title 12 (District of Columbia Construction Codes Supplement of 2017).

DISTRICT OF COLUMBIA REGISTER

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ROOM 520S – 441 4th STREET, ONE JUDICIARY SQUARE - WASHINGTON, D.C. 20001 - (202) 727-5090

MURIEL E. BOWSER
MAYOR

VICTOR L. REID, ESQ.
ADMINISTRATOR

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ENROLLED ORIGINAL

AN ACT
D.C. ACT 23-85

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 16, 2019

To amend, on an emergency basis, the St. Elizabeths East Redevelopment Support Act of 2014 to clarify that it is not subject to An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, and to authorize the Mayor to dispose of a portion of the exchanged property for the redevelopment of St. Elizabeths East – Phase I.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “St. Elizabeths East Redevelopment Support Emergency Amendment Act of 2019”.

Sec. 2. Section 2 of the St. Elizabeths East Redevelopment Support Act of 2014, effective April 30, 2015 (D.C. Law 20-244; 62 DCR 1490), is amended as follows:

- (a) The lead in language is amended by striking the phrase “(a-1)” both times it appears.
- (b) Paragraph (1) is designated as paragraph (1)(A).
- (c) Paragraphs (2) and (3) are designated as subparagraphs (B) and (C), respectively.
- (d) The newly designated subparagraph (C) is amended by striking the period and inserting the phrase “; and” in its place.
- (e) A new paragraph (2) is added to read as follows:

“(2) Dispose of approximately 8,413 square feet of the real property to be acquired from WMATA and designated as Lot 17B, being a part of Parcel 228/144 to be developed as part of the development project approved by the Council pursuant to the St. Elizabeths East Campus - Phase I Disposition Approval Resolution of 2015, effective March 1, 2016 (Res. 21-416; 63 DCR 9325).”.

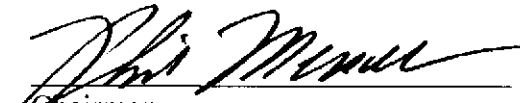
Sec. 3 Fiscal impact statement.

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

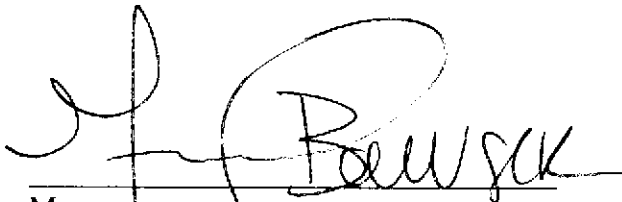
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Sec. 4. Effective date.

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, 2019

ENROLLED ORIGINAL

AN ACT

D.C. ACT 23-86

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 16, 2019

To amend, on a temporary basis, the District of Columbia Public Space Rental Act to authorize the use of certain public space by a legitimate theater as a sidewalk café; and to amend Chapter 3 of Title 24 of the District of Columbia Municipal Regulations allow a legitimate theater to operate a sidewalk café, and reconcile the general requirements for a sidewalk café permit and the application procedures for a sidewalk café permit.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Legitimate Theater Sidewalk Café Authorization Temporary Amendment Act of 2019".

Sec. 2. The District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), is amended by adding a new section 201b to read as follows:

"Sec. 201b. Legitimate theater sidewalk café authorization.

"(a) The Mayor shall allow the use by a legitimate theater of public space abutting the legitimate theater as a sidewalk café; provided, that the applicant:

"(1) Meets the administrative procedures for a sidewalk café as set forth in Chapter 3 of Title 24 of the District of Columbia Municipal Code; and

"(2) Obtains the necessary licenses and license endorsements required by the Alcoholic Beverage Control Board to sell, serve, or permit the consumption of alcoholic beverages in a sidewalk café pursuant to D.C. Official Code § 25-113a(c).

"(b) For the purposes of this section, the term:

"(1) "Legitimate theater" shall have the same meaning as in section 399.1 of Title 24 of the District of Columbia Municipal Regulations (24 DCMR 399.1).

"(2) "Sidewalk café" shall have the same meaning as in section 399.1 of Title 24 of the District of Columbia Municipal Regulations (24 DCMR 399.1)."

Sec. 3. Chapter 3 of Title 24 of the District of Columbia Municipal Regulations (24 DCMR 300), is amended as follows:

ENROLLED ORIGINAL

(a) Section 301.3 is amended by striking the phrase “restaurant, grocery store, brewery, winery, or distillery” both times it appears and inserting the phrase “legitimate theater, restaurant, distillery, brewery, winery, grocery store, fast food establishment, or prepared food shop” in its place.

(b) Section 303.13(h) is amended by striking the phrase “abutting restaurant” and inserting the phrase “abutting legitimate theater, restaurant,” in its place.

(c) Section 399.1 is amended by adding a new definition to read as follows:

“Legitimate theater - a building, or a part of a building, that is designed and used for the presentation of live plays and other forms of dramatic performance. The facility typically has a stage or other performing area plus tiers of seats for the audience, or other arrangements for the audience to sit or stand to view the performance.”.

Sec. 4. Fiscal impact statement.

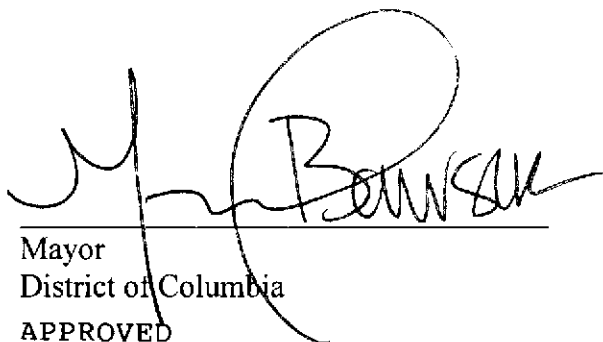
The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 5. Effective date.

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

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


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
July 16, 2019

ENROLLED ORIGINAL

AN ACT

D.C. ACT 23-87

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 17, 2019

To amend, on an emergency basis, due to congressional review, section 47-362 of the District of Columbia Official Code to require Council approval of capital reprogrammings made by the District Department of Transportation if certain conditions are not met.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Florida Avenue Multimodal Project Completion Congressional Review Emergency Amendment Act of 2019”.

Sec. 2. Section 47-362 of the District of Columbia Official Code is amended by adding a new subsection (h) to read as follows:

“(h)(1) Notwithstanding § 47-363, after September 30, 2019, the District Department of Transportation (“DDOT”) shall not, unless the Council has approved the action by resolution, make a capital reprogramming until the following conditions on Florida Avenue, N.E., between 2nd Street, N.E., and H Street, N.E., have been met:

“(A) The number of vehicle travel lanes are reduced from 6 to a maximum of 4 through lanes;

“(B) Design elements are installed to ensure that all right-of-way width affected by the reduction in travel lanes described in subparagraph (A) of this paragraph are available for use exclusively by modes of transportation other than motor vehicles, as that term is defined in section 8 of An Act To provide for the annual inspection of all motor vehicles in the District of Columbia, effective March 15, 1985 (D.C. Law 5-176; D.C. Official Code § 50-1108); and

“(C) High-visibility crosswalk markings are installed at all locations that meet the standards for high-visibility crosswalk markings in DDOT’s 2019 Design and Engineering Manual.

“(2) On June 4, 2019 and the first Tuesday of each month thereafter, DDOT shall submit to the Council committee with oversight over DDOT and the Councilmembers representing Wards 5 and 6, a letter that:

“(A) Describes the status of the procurements for design and for construction of the Florida Avenue Multimodal Transportation Project (“Project”);

ENROLLED ORIGINAL

“(B) Estimates the percent of final design the Project has reached and the projected date that the Project will reach 100% design;

“(C) Describes any outreach made during the previous month, or planned for the following month, to District residents about the design of the Project; and

“(D) Includes the most current publicly available design of the Project.

“(3) This subsection shall expire on the date that the Office of Contracting and Procurement publishes on its website a request for proposals for the construction phase of the Project.”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director 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), 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

UNSIGNED

Mayor
District of Columbia
July 16, 2019

ENROLLED ORIGINAL

AN ACT

D.C. ACT 23-88

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 17, 2019

To exempt, on an emergency basis, the Council from the Procurement Practices Reform Act of 2010.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Council Procurement Authority Emergency Act of 2019”.

Sec. 2. Section 105(b) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.05(b)), is amended by striking the phrase “Only sections 102, 103, 104, and titles III, IV, V, VII, IX, X, XI, and XII shall apply to the Council.” and inserting the phrase “This act shall not apply to the Council except to the extent it imposes requirements identical to those set forth in section 451 of the District of Columbia Home Rule Act, effective December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).” in its place.

Sec. 3. Applicability.

This act shall apply as of July 9, 2019.

Sec. 4. Fiscal impact statement.


The Council adopts the fiscal impact statement of the Budget Director 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).

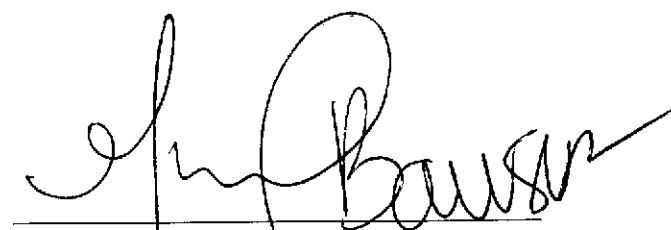
Sec. 5. Effective date.

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

ENROLLED ORIGINAL

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 17, 2019

ENROLLED ORIGINAL

AN ACT
D.C. ACT 23-89

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 2019

To approve, on an emergency basis, Modification Nos. 7, 11, and 13 to Contract No. CW47376 with Metropolitan Educational Solutions, LLC, to provide permanent supportive housing services, and to authorize payment in the not-to-exceed amount of \$1,902,212 for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. CW47376 Approval and Payment Authorization Emergency Act of 2019".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 7, 11, and 13 to Contract No. CW47376 with Metropolitan Educational Solutions, LLC, to provide permanent supportive housing services, and authorizes payment in the not-to-exceed amount of \$1,902,212 for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

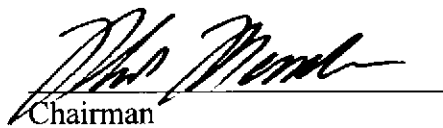
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

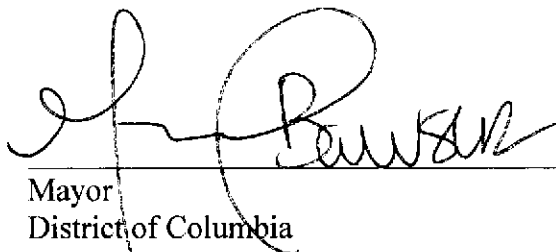
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

ENROLLED ORIGINAL

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 22, 2019

ENROLLED ORIGINAL

AN ACT

D.C. ACT 23-90

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 2019

To approve, on an emergency basis, Modification Nos. 10, 13, and 14 to Contract No. CW47432 with Community Connections, Inc., to provide permanent supportive housing services, and to authorize payment in the not-to-exceed amount of \$1,416,588 for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. CW47432 Approval and Payment Authorization Emergency Act of 2019".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 10, 13, and 14 to Contract No. CW47432 with Community Connections, Inc., to provide permanent supportive housing services, and authorizes payment in the not-to-exceed amount of \$1,416,588 for the goods and services received and to be received under the modifications.

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 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.

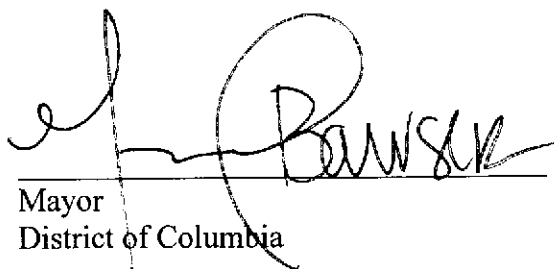
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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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 22, 2019

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AN ACT
D.C. ACT 23-91

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 2019

To enact and amend, on an emergency basis, provisions of law necessary to support the Fiscal Year 2020 budget.

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2020 Budget Support Emergency Act of 2019”.

TITLE I. GOVERNMENT DIRECTION AND SUPPORT

SUBTITLE A. CAPTIVE INSURANCE AGENCY

Sec. 1001. Short title.

This subtitle may be cited as the “Captive Insurance Agency Emergency Amendment Act of 2019”.

Sec. 1002. The District of Columbia Medical Liability Captive Insurance Agency Establishment Act of 2008, effective July 18, 2008 (D.C. Law 17-196; D.C. Official Code § 1-307.81 *et seq.*), is amended as follows:

(a) Section 3(c) (D.C. Official Code § 1-307.82(c)) is amended by striking the phrase “Captive Trust Fund” and inserting the phrase “Captive Trust Fund and the Medical Captive Insurance Claims Reserve Fund” in its place.

(b) A new section 12a is added to read as follows:

“Section 12a. Medical Captive Insurance Claims Reserve Fund.

“(a) There is established as a special fund the Medical Captive Insurance Claims Reserve Fund, which shall be administered by the Agency in accordance with subsection (c) of this section.

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“(b) Such amounts as may be appropriated to the Fund shall be deposited in the Fund; provided, that remaining amounts assigned in the FY 2018 balance of the District’s General Fund for this purpose shall be deposited in the Fund.

“(c) Money in the Fund shall be used for the payment of claims and losses under medical liability policies of insurance issued by the Agency.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

Sec. 1003. Applicability.

This subtitle shall apply as of September 30, 2019.

**SUBTITLE B. ADVISORY NEIGHBORHOOD COMMISSION
ACCOUNTABILITY**

Sec. 1011. Short title.

This subtitle may be cited as the “Advisory Neighborhood Commission Accountability Emergency Amendment Act of 2019”.

Sec. 1012. Section 16(j)(3) of the Advisory Neighborhood Councils Act of 1975, effective March 26, 1976 (D.C. Law 1-58; D.C. Official Code § 1-309.13(j)(3)), is amended to read as follows:

“(3) If a Commission has failed to timely file two or more consecutive quarterly reports approved by the OANC, the Commission shall forfeit the allotments associated with the untimely quarterly reports and shall forfeit additional allotments until the Commission files the required reports; provided, that any forfeited funds shall be returned to the District’s General Fund.”.

SUBTITLE C. DISCRETIONARY FUNDS CLARIFICATION

Sec. 1021. Short title.

This subtitle may be cited as the “Discretionary Funds Clarification Emergency Amendment Act of 2019”.

Sec. 1022. Section 26(a) of An Act To authorize certain programs and activities of the government of the District of Columbia, and for other purposes, approved October 26, 1973 (87 Stat. 509; D.C. Official Code § 1-333.10(a)), is amended to read as follows:

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“(a) The Mayor of the District of Columbia, the Chairman of the Council of the District of Columbia, the Chief Judge of the District of Columbia Court of Appeals, the Chief Judge of the Superior Court of the District of Columbia, the Executive Officer of the District of Columbia Courts, the Attorney General for the District of Columbia, the Chief Financial Officer of the District of Columbia, the Chancellor of the District of Columbia Public Schools, the City Administrator, the Executive Director of the District of Columbia Public Library, and the President of the University of the District of Columbia are authorized to provide for the expenditure, within the limits of specified annual appropriation, of funds for appropriate purposes related to their official capacities as they may respectively deem necessary, including for official reception and representation activities. A determination to authorize such expenditures made by one of the foregoing officials shall be final and conclusive, and a certification by such official shall be sufficient voucher for an expenditure of appropriations pursuant to this section.”.

SUBTITLE D. COUNCIL STUDENT LOAN PROGRAM

Sec. 1031. Short title.

This subtitle may be cited as the “Council Employee Student Loan Repayment Assistance Program Emergency Act of 2019”.

Sec. 1032. Student loan repayment assistance for Council employees.

(a) There is established within the Council of the District of Columbia a Council Employee Student Loan Repayment Assistance Program to provide eligible post-secondary loan repayment assistance to Council employees who have been employed at the Council for one or more years as of the start of the fiscal year in which funds are appropriated for such purpose.

(b) The Council shall develop guidelines for the Council Employee Student Loan Repayment Assistance Program to include eligible loans, employee obligations, and calculation of benefits.

**SUBTITLE E. FAIR ELECTIONS AND CAMPAIGN FINANCE REFORM
AMENDMENT**

Sec. 1041. Short title.

This subtitle may be cited as the “Fair Elections and Campaign Finance Reform Emergency Amendment Act of 2019”.

Sec. 1042. The Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 1-1161.01) is amended as follows:

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(1) Paragraph (47A) is amended by striking the phrase “a deposit of money” and inserting the phrase “a deposit of money, including in cash or in kind, with a value of \$5 or more” in its place.

(2) Paragraph (53) is amended by striking the phrase “candidate.” and inserting the phrase “candidate and no other candidate.” in its place.

(b) Section 309(b-1) (D.C. Official Code § 1-1163.09(b-1)) is amended as follows:

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

“(1) In addition to the reports required by subsection (a) of this section, candidates seeking certification and participating candidates shall submit reports of qualified small-dollar contributions and contributions from non-District resident individuals that include the information required by section 332b(b) on the 10th day of the October preceding the date on which an election is held for the office sought and on such other dates as the Director of Campaign Finance shall establish by rulemaking.”.

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

“(3) Candidates seeking certification may file for certification pursuant to section 332c(a)(2) and receive the base amount and initial disbursement of matching payments to which they are eligible pursuant to sections 332d and 332e, respectively, at any time.”.

(c) Section 310a(a)(2)(A) (D.C. Official Code § 1-1163.10a(a)(2)(A)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(d) Section 312a(b) (to be codified at D.C. Official Code § 1-1163.12a(b)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(e) Section 313(b)(2) (D.C. Official Code § 1-1163.13(b)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(f) Section 315(b) (D.C. Official Code § 1-1163.15(b)) is amended by striking the phrase “of the Campaign Finance Board.” and inserting a period in its place.

(g) Section 324(a)(2) (D.C. Official Code § 1-1163.24(a)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(h) Section 327(a)(2) (D.C. Official Code § 1-1163.27(a)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(i) Section 332b (D.C. Official Code § 1-1163.32b) is amended as follows:

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

(A) The lead-in language is amended to read as follows:

“(b) For each qualified small-dollar contribution and contribution from a non-District resident individual, the candidate shall collect and retain the following information:”.

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(B) Paragraph (1) is amended by striking the phrase “digital or physical signature, printed name, home address, telephone number,” and inserting the phrase “physical or electronic signature or other indicia of identity (such as an affirmation checkbox), printed or typed name, address,” in its place.

(C) Paragraph (2) is amended by striking the phrase “A written and signed oath or affirmation declaring” and inserting the phrase “An indication, including by clicking a checkbox or button, that the contributor has sworn or affirmed” in its place.

(2) A new subsection (b-1) is added to read as follows:

“(b-1) Notwithstanding subsection (b)(2) of this section:

“(1) If a contributor agrees to make contributions to a candidate that recur automatically on a periodic basis, the contributor’s initial indication made pursuant to subsection (b)(2) of this section or paragraph (2) of this subsection is sufficient to indicate continuous assent, and the contributor need not provide an indication pursuant to subsection (b)(2) of this section or paragraph (2) of this subsection for each recurring contribution.

“(2) If a contributor makes a contribution to a candidate over the phone, the indication required by subsection (b)(2) of this section may be provided by the contributor orally.”.

(j) Section 332c (D.C. Official Code § 1-1163.32c) is amended as follows:

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

(A) The lead-in language is amended by striking the phrase “5 days” and inserting the phrase “10 business days” in its place.

(B) Paragraph (2)(B) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days after the candidate receives the determination” in its place.

(2) Subsection (d) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days” in its place.

(k) Section 332d (D.C. Official Code § 1-1163.32d) is amended as follows:

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

“(a)(1)(A) Within 5 days after a participating candidate is certified under section 332c(b), the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse to the participating candidate half of the base amount described in paragraph (2) of this subsection. The Office of the Chief Financial Officer shall disburse the funds within 5 business days after receiving direction to do so from the Director of Campaign Finance.

“(B) Within 5 days after the participating candidate qualifies for the ballot, the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse to the participating candidate the other half of the base amount described in paragraph (2) of this subsection. The Office of the Chief Financial Officer shall disburse the funds within 5 business days after receiving direction to do so from the Director of Campaign Finance.”.

(2) The lead-in language of subsection (b)(2) is amended to read as follows:

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“(2) If an uncontested election becomes a contested election after a participating candidate is certified under section 332c(b), the Director of Campaign Finance shall direct, no later than 5 days after the uncontested election becomes a contested election, the Office of the Chief Financial Officer to disburse to the participating candidate, and the Office of the Chief Financial Officer shall disburse, within 5 business days after receiving direction to do so from the Director of Campaign Finance:”.

(l) Section 332e (D.C. Official Code § 1-1163.32e) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “Qualified-small-dollar” and inserting the phrase “Qualified small-dollar” in its place.

(2) Subsection (e) is amended to read as follows:

“(e) Within 5 days after the receipt of a report made under section 309(a) and (b-1), the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse payments under this section. The Office of the Chief Financial Officer shall disburse the payments within 5 business days after receiving direction to do so from the Director of Campaign Finance.”.

(3) Subsection (f) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days” in its place.

(m) Section 332f(d)(7) (D.C. Official Code § 1-1163.32f(d)(7)) is amended by striking the phrase “section 332k” and inserting the phrase “section 332l” in its place.

(n) Section 332g(b) (D.C. Official Code § 1-1163.32g(b)) is amended by adding a new paragraph (4) to read as follows:

“(4) Any candidate who has qualified for ballot access for a covered office listed in paragraph (1) of this subsection, in accordance with the procedures required by the Elections Board pursuant to section 8 of the Election Code, and who is not a participating candidate, may participate in a debate for that covered office held pursuant to this section.”.

(o) Section 332h (D.C. Official Code § 1-1163.32h) is amended as follows:

(1) The section heading is amended by striking the phrase “turning over equipment to the Office of Campaign Finance” and inserting the phrase “donating equipment” in its place.

(2) Subsection (a) is amended by striking the phrase “turn over any equipment purchased by the campaign to the Office of Campaign Finance.” both times it appears and inserting the phrase “donate any equipment purchased by the campaign to a non-profit organization, within the meaning of section 501(c)(3) of the Internal Revenue Code and operating in good standing in the District for a minimum of one calendar year before the date of any donation, that is unaffiliated with the candidate, the candidate’s immediate family, the principal campaign committee, the principal campaign committee chair and treasurer, the immediate family of the principal campaign committee chair and treasurer, and any board of directors or similar governing body on which sits the candidate, the candidate’s immediately family, or the principal campaign committee chair or treasurer.” in its place.

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(3) Subsection (b)(1) is amended by striking the phrase “turn over any equipment purchased by the campaign to the Office of Campaign Finance.” and inserting the phrase “donate any equipment purchased by the campaign to a non-profit organization, within the meaning of section 501(c)(3) of the Internal Revenue Code and operating in good standing in the District for a minimum of one calendar year before the date of any donation, that is unaffiliated with the candidate, the candidate’s immediate family, the principal campaign committee, the principal campaign committee chair and treasurer, the immediate family of the principal campaign committee chair and treasurer, and any board of directors or similar governing body on which sits the candidate, the candidate’s immediately family, or the principal campaign committee chair or treasurer.” in its place.

(4) Subsection (d) is repealed.

(p) Section 332j(a)(1)(H) (D.C. Official Code § 1-1163.32j(a)(1)(H)) is amended by striking the phrase “funds of the” and inserting the phrase “funds that the” in its place.

(q) Section 332l(a)(2) (D.C. Official Code § 1-1163.32l(a)(2)) is amended to read as follows:

“(2) Rules relating to the donation of equipment.”.

Sec. 1043. Section 10(a) of the Campaign Finance Reform Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-250; 66 DCR 985), is amended as follows:

(a) Paragraph (1) is amended to read as follows:

“(a)(1) Except as provided in subsection (b) of this section, sections 2, 3, 4(a)(1), (b), (c), and (d)(2), 5(c), (d), and (e), 6(a)(2), (b)(1), (4), (8), (9), (11), (12)(B), (19), and (22), (f), (g), (h)(1)(A)(i), (iv), and (viii) and (B), (2), and (3), (i)(11)(B) and (12), (j), (k)(3)(B), (l), (m)(1), (2), and (3), (n)(2), (r), (v), (ee)(4), (hh), (ii), (jj), (kk), (ll), (mm), (nn), (oo)(2)(C), (pp), (qq), (ss), 8, and 9 of this act shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.”.

(b) Paragraph (3)(B) is amended by striking the phrase “this act” and inserting the phrase “the provisions identified in paragraph (1) of this subsection” in its place.

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

SUBTITLE A. NEGOTIATED EMPLOYEE AFFORDABLE HOME PURCHASE FUND

Sec. 2001. Short title.

This subtitle may be cited as the “Negotiated Employee Affordable Home Purchase Fund Emergency Act of 2019”.

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Sec. 2002. Negotiated Employee Affordable Home Purchase Fund.

(a) There is established as a special fund the Negotiated Employee Affordable Home Purchase Fund ("Fund"), which shall be administered by the Department of Housing and Community Development in accordance with subsection (c) of this section.

(b) There shall be deposited into the Fund:

(1) Amounts the District is required to allocate pursuant to a collective bargaining agreement to fund the Negotiated Employee Affordable Home Purchase Program ("NEAHP Program") that is administered by the Department of Housing and Community Development and the Office of Labor Relations and Collective Bargaining with the assistance of the Greater Washington Urban League, Inc.; and

(2) Any required repayment to the District of a financial award made through the NEAHP Program.

(c) The Fund shall be used to provide financial assistance to District government employees pursuant to the terms of the applicable collective bargaining agreement and the NEAHP Program.

(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.

SUBTITLE B. TAX INCREMENT FINANCING

Sec. 2011. Short title.

This subtitle may be cited as the "Tax Increment Financing Emergency Amendment Act of 2019".

Sec. 2012. The Union Market Tax Increment Financing Act of 2017, effective February 15, 2018 (D.C. Law 22-58; D.C. Official Code § 2-1217.36e *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.36e) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase "or other obligations (including refunding bonds, notes, and other obligations)" and inserting the phrase "or other obligations" in its place.

(B) Strike the phrase "pursuant to this act." and insert the phrase "pursuant to this act. Unless otherwise specified, the term "bonds" shall include Refunding Bonds." in its place.

(2) A new paragraph (18A) is added to read as follows:

"(18A) "Refunding Bonds" means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the bonds."

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(b) Section 9(a) (D.C. Official Code § 2-1217.36l(a)), is amended as follows:

(1) The existing text is designated as paragraph (1).

(2) The newly designated paragraph (1) is amended by striking the phrase “is authorized to prescribe the final form and content of” and inserting the phrase “shall execute” in its place.

(3) A new paragraph (2) is added to read as follows:

“(2) The Closing Documents for the infrastructure component of the Project, which may include one or more development and funding agreements, shall be executed by the Mayor and Development Sponsor. The Closing Documents for the Retail Parking components of the Project, which may include one or more development and funding agreements, shall be executed by the Mayor and the owner of the Retail Parking. No other person or entity, regardless of whether the person or entity shall own an interest in the airspace or improvements located above, below, or adjoining a Retail Parking component of the Project, shall be required to execute a development and funding agreement or any Closing Document.”.

(c) Section 14 (D.C. Official Code § 2-1217.36q) is amended to read as follows:

“Sec. 14. Expiration of issuance authority.

“The authority to issue the bonds, excluding Refunding Bonds, shall expire on March 1, 2027; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District’s ability to issue Refunding Bonds on a future date.”.

Sec. 2013. The Bryant Street Tax Increment Financing Act of 2016, effective April 7, 2017 (D.C. Law 21-262; D.C. Official Code § 2-1217.37a *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.37a) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase “or other obligations (including refunding Bonds, notes, and other obligations)” and inserting the phrase “or other obligations” in its place.

(B) Strike the phrase “pursuant to this act.” and insert the phrase “pursuant to this act. Unless otherwise specified, the term “Bonds” shall include Refunding Bonds.” in its place.

(2) A new paragraph (17A) is added to read as follows:

“(17A) “Refunding Bonds” means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the Bonds.”.

(b) Section 4(d)(3) (D.C. Official Code § 2-1217.37c(d)(3)) is amended by striking the phrase “March 1, 2019, if no Bonds are issued.” and inserting the phrase “March 1, 2020, if no Bonds are issued.” in its place.

(c) Section 15 (D.C. Official Code § 2-1217.37n) is amended by striking the phrase “shall expire on March 1, 2019; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date” and inserting the phrase “, excluding Refunding

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Bonds, shall expire on March 1, 2020; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date or on the District's ability to issue Refunding Bonds on a future date" in its place.

Sec. 2014. The Rhode Island Avenue (RIA) Tax Increment Financing Act of 2018, effective March 22, 2019 (D.C. Law 22-263; D.C. Official Code § 2-1217.39a *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.39a) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase "or other obligations (including refunding bonds, notes, and other obligations)" and inserting the phrase "or other obligations" in its place.

(B) Strike the phrase "pursuant to this act." and insert the phrase "pursuant to this act. Unless otherwise specified, the term "bonds" shall include Refunding Bonds." in its place.

(2) A new paragraph (18A) is added to read as follows:

"(18A) "Refunding Bonds" means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the bonds."

(b) Section 15 (D.C. Official Code § 2-1217.39n) is amended to read as follows:

"Sec. 15. Expiration of issuance authority.

"(a) The authority to issue the Class A and Class B Bonds, excluding Refunding Bonds, shall expire on September 30, 2025, if no Class A Bonds have been issued; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District's ability to issue Refunding Bonds on a future date.

"(b) The authority to issue the Class B Bonds shall expire on September 30, 2029, if no Class B Bonds have been issued; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District's ability to issue Refunding Bonds on a future date."

SUBTITLE C. NEW COMMUNITIES BONDS ISSUANCES

Sec. 2021. Short title.

This subtitle may be cited as the "New Communities Bond Authorization Emergency Amendment Act of 2019".

Sec. 2022. Section 203(e)(2) of the Housing Production Trust Fund Act of 1988, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 42-2812.03(e)(2)), is amended as follows:

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(a) Strike the phrase “separate and independent” and insert the phrase “a separate series of” in its place.

(b) Strike the phrase “not as a part of an income tax secured revenue bond” and insert the phrase “not combined into a single series with income tax secured revenue bonds” in its place.

SUBTITLE D. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND ENTERTAINMENT

Sec. 2031. Short title.

This subtitle may be cited as the “Office of Cable Television, Film, Music, and Entertainment Emergency Amendment Act of 2019”.

Sec. 2032. Section 201(a)(3) of the Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1252.01(a)(3)), is amended as follows:

(a) Subparagraph (E) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Subparagraph (F) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(c) New subparagraphs (G) and (H) are added to read as follows:

“(G) Administering the Film, Television, and Entertainment Rebate Fund established by section 2 of the Film DC Economic Incentive Act of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official Code § 2-1204.11); and

“(H) Issuing, upon delegation of authority from the Mayor, motion picture and television production permits authorized by section 2d of the Film DC Economic Incentive Act of 2006, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 2-1204.11d).”.

Sec. 2033. The Film DC Economic Incentive Act of 2006, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 2-1204.11 *et. seq.*) is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1204.11) is amended as follows:

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

(A) The lead in language is amended by striking the phrase “sections 2a, 2b, 2c, 2d, 2e, and 3” and inserting the phrase “sections 2a, 2c, and 3” in its place.

(B) Paragraph (3A) is amended by striking the semicolon at the end and inserting the phrase “; and” in its place.

(C) Paragraph (4) is amended by striking the phrase “; and” and inserting a period in its place.

(D) Paragraph (5) is repealed.

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(2) Subsection (c) is amended by striking the phrase “section 2b” and inserting the phrase “sections 2b, 2c, and 3” in its place.

(b) Section 2a (D.C. Official Code § 2-1204.11a) is amended as follows:

(1) Subsection (b)(4) is amended by striking the phrase “and total investment in qualified film and digital media infrastructure projects in the District associated with an identified qualified production” and inserting the phrase “direct District expenditures” in its place.

(2) Subsection (d)(3)(B), (C), and (D) is amended to read as follows:

“(B) Estimated qualified personnel expenditures;

“(C) Estimated qualified job training expenditures; and

“(D) Estimated direct District expenditures.”.

(c) Section 2c (D.C. Official Code § 2-1204.11c) is amended by adding a new paragraph (2A) to read as follows:

“(2A) “Direct District expenditure” means a qualified production expenditure, or a qualified personnel expenditure made to a District resident who is an above-the-line or below-the-line crew member.”.

(d) Section 2d(e) (D.C. Official Code § 2-1204.11d(e)) is amended by striking the phrase “section 2e” and inserting the phrase “section 203 of the Office of Cable Television, Film, Music, and Entertainment Amendment Act of 1981, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1252.03)” in its place.

SUBTITLE E. CHIEF TENANT ADVOCATE SALARY

Sec. 2041. Short title.

This subtitle may be cited as the “Chief Tenant Advocate Salary Emergency Amendment Act of 2019”.

Sec. 2042. Section 2066(c)(1) of the Office of the Chief Tenant Advocate Establishment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 42-3531.06(c)(1)), is amended to read as follows:

“(1) The Chief shall be a statutory officeholder in the Excepted Service pursuant to section 908 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-609.08), and shall receive annual compensation under the Excepted Service salary schedule in an amount determined by the Mayor. No employee of the Office, other than the Chief, shall receive annual compensation above the level of that received by a District employee at a grade 14 under the District service salary schedule.”.

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SUBTITLE F. STREETSCAPE BUSINESS DEVELOPMENT RELIEF FUND

Sec. 2051. Short title.

This subtitle may be cited as the “Streetscape Business Development Relief Fund Emergency Amendment Act of 2019”.

Sec. 2052. Section 603 of the Streetscape Fund Amendment Act of 2010, effective April 8, 2011 (D.C. Law 18-370; D.C. Official Code §1-325.191), is amended as follows:

(a) The heading is amended to read as follows: “Sec. 603. Streetscape Business Development Relief Fund.”

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

(1) Strike the phrase “Streetscape Loan Relief Fund (“Fund”)” and insert the phrase “Streetscape Business Development Relief Fund (“Fund”)” in its place.

(2) Strike the phrase “loans in” and insert the phrase “loans or issue grants in” in its place.

(c) Subsection (c) is amended to read as follows:

“(c) If the District undertakes a streetscape construction, capital infrastructure, or rehabilitation project, the Mayor, in the Mayor’s sole discretion, may make interest-free loans or issue grants from the Fund to any individual or entity that operates a retail business inside or adjoining the streetscape construction, capital infrastructure, or rehabilitation project. To obtain a loan or grant, a retail business shall submit an application in the form and with the information that the Mayor shall require. The Mayor shall determine the terms and conditions of each loan or grant based upon the application submitted by the retail business; provided, that the term of a loan or grant issued pursuant to this section shall not exceed 5 years after the termination of the streetscape construction, capital infrastructure, or rehabilitation project.”

SUBTITLE G. COMMISSION ON FASHION ARTS AND EVENTS APPROVAL

Sec. 2061. Short title.

This subtitle may be cited as the “Commission on Fashion, Arts and Events Approval Process Emergency Amendment Act of 2019”.

Sec. 2062. Section 3(a) of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652(a)), is amended by striking the phrase “in accordance with section 2(e)” and inserting the phrase “in accordance with 2(f)” in its place.

Sec. 2063. Section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), is amended as follows:

(a) Subsection (e)(30) is repealed.

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

(1) Paragraph (64) is amended by striking the word “and”.

(2) Paragraph (65) is amended by striking the period and inserting a semicolon in its place.

(3) Paragraph (66) is amended by striking the period and inserting the phrase “; and” in its place.

(4) A new paragraph (67) is added to read as follows:

“(67) Commission on Fashion Arts and Events, established by section 2 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-651).”.

SUBTITLE H. RETAIL PRIORITY AREA

Sec. 2071. Short title.

This subtitle may be cited as the “Retail Priority Area Emergency Amendment Act of 2019”.

Sec. 2072. Section 4(m) of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73(m)), is amended by striking the phrase “Park Road, N.W.; thence southeast on Park Road, N.W., to 14th Street, N.W.; thence north on 14th Street, N.W., to Spring Road, N.W.; thence southeast on Spring Road, N.W., to 13th Street, N.W.; thence south on 13th Street, N.W., to Monroe Street, N.W.; thence South on 11th Street, N.W., to Kenyon Street, N.W.; thence west on Kenyon Street, N.W. to 13th. Street, N.W.; thence south on 13th Street, N.W. to V Street, N.W.; thence east on V Street, N.W., to 11th Street, N.W.; thence south on 11th Street, N.W., to the point of beginning” and inserting the phrase “Lamont Street, N.W.; thence west on Lamont Street N.W., to 17th Street N.W.; then north on 17th Street N.W., to Piney Branch Road N.W.; thence northeast on Piney Branch Road N.W., to 16th Street N.W.; thence south on 16th Street N.W., to Spring Road N.W.; thence east on Spring Road N.W., to 10th Street N.W.; then south on 10th Street N.W., to Monroe Street N.W.; thence southeast on Monroe Street N.W., to Sherman Avenue N.W.; thence south on Sherman Avenue N.W., to Barry Place N.W.; thence west on Barry Place N.W. to 11th Street N.W.; thence south on 11th Street N.W., to the point of beginning” in its place.

**SUBTITLE I. DEPARTMENT OF EMPLOYMENT SERVICES GRANTS
TRANSPARENCY**

Sec. 2081. Short title.

This subtitle may be cited as the “Department of Employment Services Grants Transparency Emergency Amendment Act of 2019”.

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Sec. 2082. Section 2 of the Workforce Job Development Grant-Making Authority Act of 2012, effective April 23, 2013 (D.C. Law 19-269; D.C. Official Code § 1-328.05), is amended as follows:

(a) A new subsection (b-1) is added to read as follows:

“(b-1)(1) In addition to the notice required pursuant to section 1094(c) of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13(c)), before making or issuing a grant pursuant to this section, DOES shall:

“(A)(i) Issue a request for applications (“RFA”), which shall remain open for at least 30 days; and

“(ii) Beginning no later than the date the RFA is issued, post the RFA on the homepage of its website and widely advertise the RFA through public means, including social media;

“(B) Host a pre-application conference at least 14 days after the release of the RFA, at least 7 days before the deadline for submitting a Letter of Intent, if required, and at least 14 days before the deadline for submitting an application;

“(C) Verify an applicant’s reported past performance and statements of receiving prior funding for similar work; and

“(D) Notwithstanding section 1095(1) of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.14(1)), and before issuing an award selection notice, notify each applicant whose application was not selected for award, in writing, and include copies of the reviewers’ evaluations and comments.

“(2)(A) A grant reviewer for grants issued pursuant to this section may not have a financial or personal relationship with any applicant in the competition the reviewer is judging and shall recuse him or herself from any competition in which such a relationship exists.

“(B) A grant reviewer shall complete a conflict of interest form indicating the nature of any financial or personal relationships with any applicant in a grant competition the reviewer is judging.

“(3) Whenever possible, DOES shall conduct site visits and interviews with identified grant finalists before making or issuing an award.”.

(b) A new subsection (e) is added to read as follows:

“(e) The DOES shall:

“(1) Post on its website all executed grant agreements in full, without redactions; and

“(2) Quarterly transmit to the Council unredacted grantee performance evaluations and completed monthly status report forms.”.

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SUBTITLE J. WAGE AND HOUR EDUCATION GRANTS PROGRAM

Sec. 2091. This subtitle may be cited as the “Wage and Hour Education Grants Program Emergency Act of 2019”.

Sec. 2092. Definitions.

For the purposes of this subtitle:

- (1) “DOES” means the Department of Employment Services.
- (2) “Industry” means a distinct sector of the economy in which an employer operates.
- (3) “Occupation” means a person’s usual work, including the type of work an unemployed person typically performs when employed or a person’s actual job title.
- (4) “Program” means the Wage and Hour Education Grants Program established pursuant to this subtitle.

Sec. 2093. Wage and Hour Education Grants Program establishment.

(a) There is established a Wage and Hour Education Grants Program for the purpose of funding community-based organizations to provide accurate, engaging, and informational workshops to private-sector employees regarding their rights in the workplace under District laws.

(b) The Program shall be administered by DOES pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

(c) DOES shall award grants on an annual basis to at least 2 qualified community-based organizations.

(d) The grant period shall be at least one year.

Sec. 2094. Program eligibility and review.

(a) To qualify for grant funds authorized under this subtitle, a community-based organization shall:

- (1) Possess at least 3 years’ experience conducting group trainings, organizing public awareness campaigns, or representing employees in administrative or legal proceedings;
- (2) Demonstrate that the workshops prescribed by section 2095 will be supervised or implemented by one or more persons who each have at least 2 years’ experience advocating for or representing workers’ rights under District workplace laws for which administrative enforcement is conducted by DOES or under the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*); and
- (3) Specify in its grant application the planned staff, schedule, format, and intended audience of its workshops, and provide a summary of the content of workshops that will be carried out during the grant period.

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Sec. 2095. Grant requirements.

(a) Each grantee must hold at least 10 workshops aimed at informing District-based employees who are or expect to become part of the private-sector workforce about their rights under 2 or more of the following laws:

(1) The Accrued Sick and Safe Leave Act of 2008, effective May 13, 2008 (D.C. Law 17-152; D.C. Official Code § 32-531.01 *et seq.*);

(2) The Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1001 *et seq.*);

(3) An Act To provide for the payment and collection of wages in the District of Columbia, approved August 3, 1956 (70 Stat. 976; D.C. Official Code § 32-1301 *et seq.*);

(4) The Wage Theft Prevention Amendment Act of 2014, effective October 1, 2014 (D.C. Law 20-157; 61 DCR 10157); and

(5) Title II of An Act To provide for the payment and collection of wages in the District of Columbia, effective April 27, 2013 (D.C. Law 19-300; D.C. Official Code § 32-1331.01 *et seq.*), and section 907(c)(6A) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-359.07(c)(6A)).

(b) Workshops may be of any duration and in any format that the grantee determines is most effective at helping employees understand their rights; provided, that all other requirements of this section are satisfied.

(c) Workshops may be directed to a general audience of District-based employees or may be tailored to a particular demographic group or industry subset of employees.

(d)(1) For each workshop held, the grantee must obtain the following information from each attendee:

- (A) Gender;
- (B) Racial or ethnic group;
- (C) Whether employed full-time, part-time, or unemployed;
- (D) Industry; and
- (E) Occupation.

(2) The grantee may permit attendees to decline to answer individual questions but shall record that the attendee declined.

(e) At the conclusion of the grant period, each grantee shall demonstrate to DOES that it presented workshops to at least 500 people over the grant period.

(f) Grantees may fulfill the requirements of the grant by contracting with or subgranting funds to another community-based organization to perform any portion of the grant requirements; provided, that the contractor or subgrantee agrees to comply with the terms of this subtitle and the grant.

(g) DOES may specify additional requirements for grantees consistent with the purpose of the Program.

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Sec. 2096. Final reporting requirements.

(a) At the conclusion of the grant period, a grantee shall report the following information to DOES for each workshop held:

- (1) The date;
- (2) A summary of the workshop's content;
- (3) The total number of attendees;
- (4) The data the community-based organization compiled at each workshop in accordance with section 2095(d); and
- (5) The grantee's summary of the primary or most common workplace concerns in the District according to the concerns or questions raised at the workshops.

(b) DOES shall:

- (1) Post the information received pursuant to subsection (a) of this section on its website; and
- (2) Upon any individual's request for the information received pursuant to subsection (a) of this section, provide the information within 5 business days.

SUBTITLE K. TIPPED WAGE WORKERS FAIRNESS CLARIFICATION

Sec. 2101. Short title.

This subtitle may be cited as the "Tipped Workers Fairness Clarification Emergency Amendment Act of 2019".

Sec. 2102. The Tipped Wage Workers Fairness Amendment Act of 2018, effective December 13, 2018 (D.C. Law 22-196; D.C. Official Code § 32-161 *et seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 32-161) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase "The Mayor shall" and inserting the phrase "By April 1, 2020, the Mayor shall" in its place.

(B) Paragraph (3)(A) is amended to read as follows:

"(A) Capable of being accessed and viewed via computers including mobile devices such as smartphones;"

(2) Subsection (b)(1) is amended as follows:

(A) The lead-in language is amended by striking the phrase "The Mayor shall" and inserting the phrase "By April 1, 2020, the Mayor shall" in its place.

(B) Subparagraph (A) is amended by striking the phrase "section;" and inserting the phrase "section and a telephone number or numbers for the offices within the Department of Employment Services and the Office of the Attorney General where an employee

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may file a complaint or obtain additional information about the employee’s rights under the laws referenced in subsection (a)(1) of this section;”.

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

“(B) The following text formatted for maximum readability:

“EMPLOYEE RIGHTS IN THE DISTRICT OF COLUMBIA: You have the right to be paid the Minimum Wage or the applicable Living Wage; the right to proper and timely payment of wages; the right to remain free from unlawful discrimination; and the right to Workers’ Compensation due to accidental injury on the job. You may have the right to paid Sick and Safe Leave once you have worked for an employer for 90 days. If you are an employee affected by pregnancy, childbirth, or a related medical condition you may be entitled to a reasonable accommodation at work and certain other protections. If you are a parent or guardian of a child, you have the right, in any 12-month period, to up to 24 hours of unpaid Parental Leave to attend school-related events for your child. Certain employees are entitled to unpaid time off for birth or placement of a child, caring for a family member, or for the employee’s own serious health condition. Beginning July 1, 2020, employees who meet certain requirements will be eligible to receive paid leave for absences due to the birth or placement of a child, need to care for a family member with a serious health condition, or need to receive medical care for a serious health condition. This notice does not create, expand, or limit rights under District or federal law. Visit the website for more information on these rights and how to exercise them.”;

(D) Subparagraph (C) is repealed.

(E) A new subparagraph (C-1) is added to read as follows:

“(C-1) The amount of sick and safe leave that a worker may accrue annually;”.

(c) Section 4 (D.C. Official Code § 32-162) is amended as follows:

(1) Subsection (a)(1) is amended by adding a new paragraph (6) to read as follows:

“(6) All materials prepared and distributed in accordance with this subsection must contain a telephone number and internet website address for the Department of Employment Services and the Office of the Attorney General where an employee can obtain additional information about the employee’s workplace rights or file a complaint.”.

(2) Subsection (b)(2) is amended by adding a new subparagraph (B-i) to read as follows:

“(B-i) For the Internet component:

“(i) Be user-friendly, including the ability to be accessed and viewed via mobile devices such as smartphones, to enable an employee to easily report an alleged violation of the laws identified in paragraph (1) of this subsection; and

“(ii) Include video tutorials on how to report alleged violations of the laws identified in paragraph (1) of this subsection;”.

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Sec. 2103. Section 10a(b)(1) of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1009.01(b)(1)), is amended as follows:

(a) Subparagraph (A) is amended by striking the phrase “and to enable an employee to report a violation of this act”.

(b) Subparagraph (C) is repealed.

SUBTITLE L. SHORT-TERM RENTAL ZONING ANALYSIS

Sec. 2111. Short title.

This subtitle may be cited as the “Short-Term Rental Zoning Analysis Emergency Amendment Act of 2019”.

Sec. 2112. Section 10 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 800; D.C. Official Code § 6-641.09), is amended by adding a new subsection (c) to read as follows:

“(c) A building permit shall not be issued to or on behalf of the District government for a construction project located at the Robert F. Kennedy Memorial Stadium (as defined in section 11 of the District of Columbia Stadium Act of 1957, approved September 7, 1957 (72 Stat. 423, D.C. Official Code § 3-330)) or at Franklin Square (Square 249) until the Office of Planning provides to the Zoning Commission for the District of Columbia an analysis of short-term transient rental uses in residential zones and a recommended text amendment to the zoning regulations to allow or disallow such uses. The Department of Consumer and Regulatory Affairs shall issue a cease and desist order to enjoin any construction project for which a permit has been issued in noncompliance with this section.”.

SUBTITLE M. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS

Sec. 2121. Short title.

This subtitle may be cited as the Office of Public-Private Partnership Emergency Amendment Act of 2019”.

Sec. 2122. Section 102(a) of the Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C. Law 20-228; D.C. Official Code § 2-272.01(a)), is amended by striking the phrase “Office of the City Administrator” and inserting the phrase “Office of the Deputy Mayor for Planning and Economic Development” in its place.

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**SUBTITLE N. RENTAL HOUSING DATABASE AND REGISTRATION
EXTENSION**

Sec. 2131. Short title.

This subtitle may be cited as the "The Rental Housing Database and Registration Extension Emergency Amendment Act of 2019".

Sec. 2132. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.01 *et seq.*), is amended as follows:

(a) Section 203c (D.C. Official Code § 42-3502.03e) is redesignated as section 203e.

(b) The second section 203a (D.C. Official Code § 42-3502.03c) is redesignated as section 203c.

(c) The newly redesignated section 203c is amended as follows:

(1) Subsection (a) is amended by striking the phrase "and administer".

(2) Subsection (e) is amended by striking the phrase "December 13, 2019" and inserting the phrase "September 30, 2020" in its place.

(3) Subsection (e-1)(1) is amended to read as follows:

"(e-1)(1) OTA shall develop an online portal and database for the filing of registration statements and claims of exemption under section 205(f), which OTA shall integrate into the database created pursuant to subsection (a) of this section, by the same date required in subsection (e) of this section for database completion, testing, and operation."

(4) Subsection (e-2)(1) is amended by striking the phrase "no later than December 13, 2019" and inserting the phrase "by the same date required in subsection (e) of this section for database completion, testing, and operation" in its place.

(d) The second section 203b (D.C. Official Code § 42-3502.03d) is redesignated as 203d.

(e) The newly redesignated section 203d is amended as follows:

(1) The section heading is amended by striking the phrase "and registration".

(2) The text is amended to read as follows:

"Upon completion of the publicly accessible rent control housing database created pursuant to section 203c, a housing provider shall use the online housing provider portal developed pursuant to section 203c(b)(1) to file all documents and data required to be filed pursuant to this title and all regulations promulgated pursuant to this title."

(f) Section 205(f) (D.C. Official Code § 42-3502.05(f)) is amended as follows:

(1) Paragraphs (1) and (2) are amended to read as follows:

"(1) Within 90 days after completion of the publicly accessible rent control housing database created pursuant to section 203c, each housing provider of a housing accommodation for which the housing provider is receiving rent or is entitled to receive rent shall file a new registration statement and, if applicable, a new claim of exemption via the online housing provider portal developed pursuant to section 203c(e-1).

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“(2) A person who becomes a housing provider of a housing accommodation 90 days or more after completion of the publicly accessible rent control housing database created pursuant to section 203c, shall file a registration statement and, if applicable, claim of exemption, within 30 days after becoming a housing provider.”.

(2) Paragraph (3) is amended by striking the phrase “A housing provider shall file a registration statement and, if applicable, a claim of exemption, with the Division in accordance with section 203d, which shall solicit” and inserting the phrase “The registration statement and claim of exemption shall solicit” in its place.

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

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

“(A) No penalties for failure to previously register the housing accommodation shall be assessed against a housing provider who registers a housing accommodation under this section within 90 days after completion of the publicly accessible rent control housing database created pursuant to section 203c.”.

(B) Subparagraph (B)(i) is amended by striking the phrase “Beginning 241 days after October 30, 2018” and inserting the phrase “Beginning 91 days after completion of the publicly accessible rent control housing database created pursuant to section 203c” in its place.

SUBTITLE O. EAST END AND OPPORTUNITY YOUTH CAREERS

Sec. 2141. Short title.

This subtitle may be cited as the “East End and Opportunity Youth Careers Emergency Amendment Act of 2019”.

Sec. 2142. The Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241 *et seq.*), is amended as follows:

(a) Sections 2 (D.C. Official Code § 32-241), 2a (D.C. Official Code § 32-242), 2b (D.C. Official Code § 32-243), and 2c (D.C. Official Code § 32-244) are redesignated as sections 2a, 2b, 2c, and 2d, respectively.

(b) A new section 2 is added to read as follows:

“Sec. 2. Definitions.

“For the purposes of this act, the term:

“(1) “Average wage” means the average wage identified in the most recent edition of the U.S. Bureau of Labor Statistics’ State Occupational Employment and Wage Estimates for the District of Columbia.

“(2) “Date of enrollment” means the date on which a participant enrolls in the summer youth jobs program.

“(3) “Host employer” means a public or private employer that employs a summer youth jobs participant.

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“(4) “In-school youth” shall have the same meaning provided in section 129(a)(1)(C) of the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1504; 29 U.S.C. § 3164(a)(1)(C)).

“(5) “Occupation” means the broad occupational code and associated title assigned to a particular category of work in the most recent edition of the Standard Occupational Classification Manual published by the U.S. Bureau of Labor Statistics.

“(6) “Opportunity Youth” means an individual who is an out-of-school youth at the date of enrollment in the summer jobs program, not regularly employed, and whose level of educational attainment is less than an associate degree.

“(7) “Out-of-school youth” shall have the same meaning provided in section 129(a)(1)(B) of the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1504; 29 U.S.C. § 3164(a)(1)(B)).

“(8) “Soft skills training” means age-appropriate, non-technical skills training that helps individuals succeed in the workplace and includes training regarding communication, time management, appropriate work attire, and conflict resolution, and education regarding employers’ rights to conduct drug tests.”.

(c) Newly designated section 2a is amended as follows:

(1) Subsection (a) is amended as follows:

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

(i) Subparagraph (A) is amended as follows:

(I) Sub-subparagraph (ii) is amended by striking the figure “\$5.25” and inserting the figure “\$6.25” in its place.

(II) A new sub-subparagraph (v) is added to read as follows:

“(v)(I) At least 100 participants shall be placed with host employers that also employ registered apprentices.

“(II) For the purposes of this sub-subparagraph, host employers may be those that participate in the summer youth jobs program through the District of Columbia Public Schools’ Career Ready Internship Program.”.

(ii) Subparagraph (B) is amended by striking the phrase “weeks.” and inserting the phrase “weeks; provided, that Opportunity Youth may be employed for up to 12 weeks.” in its place.

(iii) Subparagraph (C) is amended by striking the phrase “at an hourly wage of \$9.25 to \$13” and inserting the phrase “at an hourly wage of no less than \$9.25 and no greater than the minimum wage specified in section 4 of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1003)” in its place.

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

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(i) Strike the phrase "In school" and insert the phrase "In-school" in its place.

(ii) Strike the phrase "An in-school" and insert the phrase "The Department of Employment Services shall implement an in-school youth" in its place.

(2) New subsections (a-1) and (a-2) are added to read as follows:

"(a-1) At least 66% of the local funds that the Department of Employment Services uses for training offered pursuant to subsection (a)(2) and (3) of this section each fiscal year shall be spent on in-school youth who are District of Columbia residents and reside or attend a public school or public charter school in Ward 7 or Ward 8, and who are not participants in the District of Columbia Public Schools' Career Bridge Program.

"(a-2) The following standards shall govern occupational skills training provided pursuant to subsection (a)(5) of this section through the D.C. Infrastructure Academy:

"(1) At least 66% of the participants receiving occupational skills training each fiscal year shall be trained in occupations that pay an average wage that is at least 150% of the minimum wage specified in section 4 of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1003);

"(2) At least 25% of the value of each grant or contract with a provider of occupational skills training shall be contingent on the provider achieving at least one of the following results:

"(A) At least 75% of all the provider's participants receive an industry-recognized credential;

"(B) At least 80% of all participants who complete the provider's program enter permanent, unsubsidized employment; or

"(C) At least 85% of all the provider's participants enter permanent, unsubsidized employment; and

"(3) A provider of occupational skills training may be eligible for a bonus equal to up to 15% of the value of its grant or contract if at least 50% of its participants that enter permanent, unsubsidized employment retain that employment for at least 6 months."

(2) Subsection (g) is amended as follows:

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

(i) Insert a new subparagraph (A-i) to read as follows:

"(A-i) The number of participants who were:

"(i) Opportunity Youth;

"(ii) Opportunity Youth who participated in the program for more than 6 weeks;

"(iii) Opportunity Youth who participated in the program for 12 weeks;

"(iv) Opportunity Youth who were referred to year-round training or education;

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- “(v) Placed with a host employer that employs registered apprentices; and
- “(vi) Employed in supervisory positions;”
- (ii) Subparagraph (C) is amended to read as follows:
- “(C) Participants’ employment following the end of the program, including the number of:
- “(i) Opportunity Youth employed who participated in the program for longer than 6 weeks; and
- “(ii) Participants who entered a registered apprenticeship program following placement with a host employer that employs registered apprentices.”
- (B) Paragraph (2) is amended to read as follows:
- “(2) Beginning December 15, 2019, and annually thereafter, the Department of Employment Services shall publish the information collected pursuant to paragraph (1) of this subsection for the preceding summer; provided, that information responsive to paragraphs (1)(A-i) and (C)(i) and (ii) of this subsection first may be published in December 2020.”
- (d) Newly designated section 2d is amended as follows:
- (1) Subsection (a) is amended as follows:
- (A) Strike the date “June 1, 2011” and insert the date “December 1, 2019” in its place.
- (B) Strike the phrase “the summer” and insert the phrase “the next year’s summer” in its place.
- (2) Subsection (b) is amended as follows:
- (A) Paragraph (5) is amended by striking the phrase “; and” and inserting a semicolon in its place.
- (B) Paragraph (6) is amended by striking the period and inserting a semicolon in its place.
- (C) New paragraphs (7) and (8) are added to read as follows:
- “(7) The various types of soft skills training programs offered, including pre-program bootcamps, online modules, contracted services, and in-program instruction, to determine which models were most successful at imparting soft skills; and
- “(8) The causes of participant attrition, including the impact of the program’s registration and documentation requirements on attrition.”
- (3) Subsection (c) is amended as follows:
- (A) Strike the date “December 30, 2011” and insert the date “December 30, 2020” in its place.
- (B) Strike the phrase “evaluation to the” and insert the phrase “evaluation conducted pursuant to subsection (a) of this section to the” in its place.

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SUBTITLE P. DC CENTRAL KITCHEN GRANT EXTENSION

Sec. 2151. Short title.

This subtitle may be cited as the "DC Central Kitchen Grant Extension Emergency Amendment Act of 2019".

Sec. 2152. Section 2152 of the DC Central Kitchen Grants Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-168; 65 DCR 9388), is amended by striking the phrase "nutrition programming." and inserting the phrase "nutrition programming; provided, that \$500,000 of the funds awarded but not expended in Fiscal Year 2019 shall be available for expenditure in Fiscal Year 2020, as authorized by the Fiscal Year 2020 Local Budget Act of 2019, passed on 2nd reading on May 28, 2019 (Enrolled version of Bill 23-208)." in its place.

SUBTITLE Q. WALTER REED ACQUISITION AUTHORITY

Sec. 2161. Short title.

This subtitle may be cited as the "Walter Reed Development Omnibus Emergency Amendment Act of 2019".

Sec. 2162. The Walter Reed Development Omnibus Act of 2016, effective May 18, 2016 (D.C. Law 21-119; D.C. Official Code § 2-1227.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1227.01) is amended by adding a new paragraph (19) to read as follows:

"(19) "Walter Reed Site" means the approximately 110.1 acres of land located in the area bounded by Fern Street, N.W., and Alaska Avenue, N.W., to the north, 16th Street, N.W., to the west, Aspen Street, N.W., to the south, and Georgia Avenue, N.W., to the east, and identified in the Walter Reed Reuse Plan at Figure A-01: Site Boundaries and Areas."

(b) A new section 7a is added to read as follows:

"Sec. 7a. Additional Walter Reed Site acquisition and procurement authority.

"(a) The Mayor may acquire by purchase, exchange, donation, assignment, bequest, or other means, real property located on the Walter Reed Site.

"(b)(l) The provisions of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 90; D.C. Official Code § 50-2601 *et seq.*), shall not apply to the acquisition by the Mayor of property located on the Walter Reed Site or the use of such property as a parking facility.

"(2) Notwithstanding the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and consistent with section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), the Mayor may enter into a contract with Children's National at Walter Reed, LLC, or an affiliate thereof, for the operation and maintenance of

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property acquired pursuant to this section; provided, that the entity that contracts with the Mayor shall agree to be subject to the contracting and procurement requirements set forth in Subpart 2 of Part D of the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.41 *et seq.*), (“CBE Act”), and the employment and job creation requirements set forth in section 4 of the First Source Employment Agreement Act of 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.03).

“(3) The contract entered into pursuant to paragraph (2) of this subsection shall require Children’s National at Walter Reed, LLC or its affiliate to give priority when subcontracting to businesses certified as small business enterprises pursuant to section 2332 of the CBE Act or as disadvantaged business enterprises pursuant to section 2333 of the CBE Act, and to do so in a manner to be negotiated between the Mayor and Children’s National at Walter Reed, LLC or its affiliate.”.

SUBTITLE R. DIVERSE WASHINGTONIAN STATUE FUNDING

Sec. 2171. Short title.

This subtitle may be cited as the “Diverse Washingtonian Commemorative Work Funding Emergency Act of 2019”.

Sec. 2172. In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, up to \$250,000 shall be transferred to the Commission on the Arts and Humanities to fund a commemorative work, as that term is defined in section 411(1) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective April 4, 2011 (D.C. Law 13-275; D.C. Official Code § 9-204.11(1)) (“Act”); provided, that the commemorative work be a statue of a prominent female native Washingtonian and that it be approved pursuant to section 401 of the Act.

SUBTITLE S. HOUSING PRODUCTION TRUST FUND TARGET MODIFICATION

Sec. 2181. Short title.

This subtitle may be cited as the “Housing Production Trust Fund Target Modification Emergency Amendment Act of 2019”.

Sec. 2182. Section 3(b-1)(2) of the Housing Production Trust Fund Act of 1989, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(b-1)(2)), is amended as follows:

- (a) Strike the phrase “At least 40%” and insert the phrase “At least 50%” in its place.
- (b) Strike the phrase “of the 40% requirement” and insert the phrase “of the 50%”

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requirement” in its place.

SUBTITLE T. SAFE AT HOME CLARIFICATION

Sec. 2191. Short title.

This subtitle may be cited as the “Safe at Home Clarification Emergency Amendment Act of 2019”.

Sec. 2192. Section 2 of the Safe at Home Act of 2016, effective November 26, 2016 (D.C. Law 21-168; D.C. Official Code § 7-551.01), is amended as follows:

(a) Subsection (b) is amended by striking the figure “\$10,000” and inserting the figure “\$6,000” in its place.

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

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

“(4A) Bathtub cuts;”.

(2) Paragraph (5) is amended by striking the phrase “Stair lifts” and inserting the phrase “Chair lifts” in its place.

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

(1) Paragraph (1) is amended by striking the phrase “Be a resident of the District of Columbia” and inserting the phrase “Be a resident of the District of Columbia who is at least 18 years of age” in its place.

(2) Paragraph (3) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(3) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(4) A new paragraph (5) is added to read as follows:

“(5) Complete an assessment, performed by a licensed occupational therapist approved by the Department of Aging and Community Living, designed to measure functional ability.”.

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

(1) Paragraph (2) is amended by striking the semicolon and inserting the phrase “; and” in its place.

(2) Paragraph (3) is amended by striking the phrase “; and” and adding a period in its place.

(3) Paragraph (4) is repealed.

(e) A new subsection (f) is added to read as follows:

“(f) The Mayor may, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), issue rules to implement the provisions of this section, including rules establishing:

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“(1) Household income eligibility;

“(2) Guidelines for installation projects consistent with current ADA Accessibility Guidelines (28 C.F.R. Part 36, Subpart D and 36 C.F.R. Part 1191, Appendices B and D) as published in *Guidance on the 2010 ADA Standards for Accessible Design*, Department of Justice, September 15, 2010;

“(3) Standards to ensure that accessibility modifications funded by grants issued pursuant to this section meet the needs of the applicant;

“(4) Standards for the assessments required by subsection (d)(5) of this section;
and

“(5) Standards for licensed occupational therapists to be approved to conduct the assessments required by subsection (d)(5) of this section.”.

**SUBTITLE U. COMMISSION ON THE ARTS AND HUMANITIES
INDEPENDENCE AND FUNDING RESTRUCTURING**

Sec. 2201. Short title.

This subtitle may be cited as the “Commission on the Arts and Humanities Independence and Funding Restructuring Emergency Amendment Act of 2019”.

Sec. 2202. The Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-201 *et. seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 39-202) is amended to read as follows:

“Sec. 3. Definitions.

“For the purposes of this act, the term:

“(1) “Administrative costs” includes federal grant funds, intra-district funds, special purpose revenue funds, and local funds needed to support the functions of the Commission, to include agency-management, information-technology, contracting, and staffing costs, and funding for arts learning and outreach programs.

“(2) “Arts” includes instrumental music, vocal music, dance, drama, folk art, creative writing, architecture and allied fields, painting, sculpture, photography, graphic and craft arts, industrial design, costume and fashion design, media and film, and sound recording; disciplines related to the presentation, performance, execution, exhibition of those major art forms; and the study and application of the arts to the human environment.

“(3)(A) “Arts and Humanities Cohort” includes those individuals and organizations that directly produce or present content or facilitate productions of other arts and humanities organizations or provide arts education services.

“(B) The term does not include members of the National Capital Arts Cohort or local academic institutions.

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“(4) “Commission” means the Commission on the Arts and Humanities established by section 4.

“(5) “Executive Director” means the executive director appointed pursuant to section 6(a).

“(6) “Grant-managing entity” means the District’s humanities council (the Humanities Council of Washington, D.C., or any successor organization), which shall make subgrants pursuant to section 6b.

“(7) “Humanities” includes the study of ancient or modern languages, literature, philosophy, history, human geography, archeology, jurisprudence, religion, law, ethics, the history, criticism, theory, and practice of the arts; those aspects of the social sciences that have humanistic content and employ humanistic methods; and the study and application of the humanities to the human environment with particular attention to the relevance of the humanities to the current conditions of national life.

“(8) “Humanities Grant Program” means the grant program established by section 6b.

“(9) “National Capital Arts Cohort” includes those organizations that are:

“(A) Nonprofit corporations incorporated under the laws of the District that:

“(i) Have an annual income, exclusive of District funds, in excess of \$1 million for each of the 3 years before receipt of a grant awarded under this act;

“(ii) Have income from federal funds of less than \$1 million for each of the 3 years before receipt of a grant under this act; and

“(iii) Receive funding from the National Capital Arts and Cultural Affairs Grant Program (“NCACA Grant Program”) under Title II of the Department of Defense Appropriations Act, 1986, approved December 19, 1985 (99 Stat. 1261; 20 U.S.C. § 956a), or that are, from and after March 1, 2018, eligible for funding from the NCACA Grant Program.

“(B) The term does not include local academic institutions.

“(10) “Public art” means sculptures, murals, mosaics, bas-reliefs, frescoes, tapestries, monuments, fountains, environmental designs, and other visual art forms that are intended to enhance the aesthetic quality of a public building, park, street, sidewalk, or other public place with which they are physically or spatially connected. The term “public art” does not include landscape design or the incidental ornamentation of functional structural elements or accessories unless designed by a visual artist as part of an artwork design authorized by the Commission.”

(b) Section 4 (D.C. Official Code § 39-203) is amended as follows:

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

“(a) There is established, as an independent agency within the District of Columbia government, the Commission on the Arts and Humanities (“Commission”), which shall evaluate

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and initiate action on matters relating to the arts and humanities and encourage programs and the development of programs that promote progress in the arts and humanities.”.

(2) A new subsection (a-1) is added to read as follows:

“(a-1)(1) The Commission shall consist of 18 members appointed by the Mayor, with the advice and consent of the Council, in accordance with section 2(e)(32) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(32)).

“(2) Each member appointed to the Commission shall be a District resident who has displayed an interest or an ability in the arts or humanities or has been active in the furtherance of the arts or humanities in the District of Columbia. The Commission shall include:

“(A) On or before July 1, 2019, 2 members with specific interest, ability, or experience in the humanities;

“(B) On or before July 1, 2019, 2 members with specific interest, ability, or experience in arts or humanities education;

“(C) On or before July 1, 2019, 2 members with specific interest, ability, or experience in theatre and performing arts;

“(D) On or before July 1, 2020, one member with specific interest, ability, or experience in public art; and

“(E) On or before July 1, 2020, 2 members with specific experience in arts or humanities organizational administration or governance.

“(3) When appointing members to the Commission, the Mayor shall give due consideration to recommendations made by representative civic, educational, and professional groups concerned with the arts, humanities, and culture, and shall maintain reasonable representation of all the various geographic areas and neighborhoods within the District of Columbia.”.

(3) Subsection (b) is amended by striking the phrase “may be reappointed.” and inserting the phrase “may be reappointed; provided, that all 6 members who have a term end date of June 30, 2019, and 3 of the members who have a term end date of June 3, 2020, may be reappointed only if doing so would satisfy the qualification requirements set forth under subsection (a)(2) of this section.” in its place.

(4) Subsection (d) is amended to read as follows:

“(d) The Mayor shall appoint a chairperson of the Commission from among the 18 members appointed pursuant to subsection (a-1) of this section with the advice and consent of the Council by resolution.”.

(5) A new subsection (f) is added to read as follows:

“(f) No District of Columbia government employee, as that term is defined by section 301(7) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-603.01(7)), shall be eligible to serve as a member of the Commission.”.

(c) Section 5 (D.C. Official Code § 39-204) is amended as follows:

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(1) Paragraph (3) is amended to read as follows:

“(3) Issue grants, to include single or multi-year grants, for projects and productions in the arts and humanities; provided, that such grants be awarded competitively to individuals and organizations based in and primarily serving the District;”.

(2) Paragraph (5)(C) is amended by striking the phrase “in the Fund or in the” and inserting the phrase “in the” in its place.

(3) Paragraph (7) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(4) Paragraph (8)(B) is amended by striking the period and inserting the phrase “; and” in its place.

(5) Add a new paragraph (9) to read as follows:

“(9) Encourage and assist freedom of artistic expression essential for the well-being of the arts, without censorship.”.

(d) Section 6 (D.C. Official Code § 39-205) is amended as follows:

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

“(a)(1) On or before October 1, 2019, the Commission shall nominate, and with the advice and consent of the Council, shall appoint an Executive Director for the Commission for a renewable 4-year term. The 4-year year term shall commence on October 1 in the year of the appointment and expire on September 30 of the fourth year of the term. The Executive Director may be removed by the Commission for just and reasonable cause.

“(2) The Executive Director shall receive annual compensation fixed in accordance with the provisions of Title XI of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.01 *et seq.*), and shall serve as the chief administrative officer of the Commission.

“(3) In addition to any other duties set forth in this act, the Executive Director shall:

“(A) Supervise the staff of the Commission;

“(B) Assist the Commission in executing its policies and duties;

“(C) Perform other duties as directed by the Commission; and

“(D) Report regularly on the activities and operations of the agency to the members of the Commission.”.

(2) Subsection (b) is amended by striking the phrase “Mayor, Council, Chairperson of” and inserting the phrase “Chairperson of” in its place.

(3) A new subsection (b-1) is added to read as follows:

“(b-1)(1) The Mayor shall provide the Commission with the services and facilities necessary for the Commission to carry out its duties and responsibilities.

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“(2) All District agencies shall collaborate with the Commission, including sharing data to the extent permitted by law, in furtherance of the Commission’s duties and responsibilities.”.

(4) Subsection (c) is amended by striking the phrase “the Mayor an annual budget” and inserting the phrase “the Mayor, with a copy to the Council, an annual budget” in its place.

(5) A new subsection (c-1) is added to read as follows:

“(c-1) For the fiscal year 2021 budget and every fiscal year thereafter the Commission shall allocate the annual budget as follows:

“(1) Not more than 23% of the annual budget shall be allocated for administrative costs.

“(2) Not less than 77% of the annual budget shall be allocated for the following purposes:

“(A) 17% for grants to fund capital projects in support of either the Arts and Humanities Cohort or the National Capital Arts Cohort;

“(B) 50% for grants to support the Arts and Humanities Cohort;

“(C) 28% for grants to support the National Capital Arts Cohort to be allocated as follows:

“(i) 70% shall be distributed equally to each organization that belongs to the National Capital Arts Cohort; and

“(ii) 30% shall be distributed proportionally to each organization that belongs to the National Capital Arts Cohort, in an amount based on that organization’s share of the total annual income for the prior year, not including District funds, of all organizations that belong to the National Capital Arts Cohort; and

“(D) 5% the for the Humanities Grant Program.”.

(6) A new subsection (e) is added to read as follows:

“(e) If any member of the Commission is an employee, member, director, or officer of any organization that has applied to the Commission for a grant, such member shall:

“(1) Provide a written statement before the grant is considered by the Commission or an advisory panel describing the potential conflict of interest and deliver the statement to the Executive Director and the Chairperson of the Commission;

“(2) Not communicate with or attempt to influence any other member of the Commission or any member of an advisory panel regarding the grant application; and

“(3) Not be present when the grant application is considered by the Commission or an advisory panel.”.

(e) Section 6a (D.C. Official Code § 39-205.01) is amended to read as follows:

“Section 6a. Arts and Humanities Fund.

“(a) There is established as a special fund the Arts and Humanities Fund (“Fund”), which shall be administered by the Commission in accordance with subsection (c) of this section.

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“(b) The following shall be deposited into the Fund:

“(1) Proceeds of the sale or loan by the District government of works of art, prints, and promotions items;

“(2) Fees collected pursuant to section 2e of Title IV of the District of Columbia Revenue Act of 1937, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 50-1501.02e);

“(3) Subject to the availability of funds, up to \$2.5 million annually pursuant to section 1045(d) of the Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.04(d)); and

“(4) Dedicated taxes pursuant to § 47-2002(d) and § 47-2202(b) of the D.C. Official Code.

“(c) Money in the Fund shall be used for:

“(1) The administration, improvement, and maintenance of property and programs managed by the Commission; and

“(2) Purposes, including grants, consistent with section 6(c-1).

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

(f) New sections 6b and 6c are added to read as follows:

“Section 6b. Humanities grant program.

“(a) There is established within the Commission a Humanities Grant Program to provide subgrants in the humanities.

“(b)(1) Each year, the Commission shall make a grant in the amount provided under section 6(c-1)(2)(D) to a grant-managing entity, which shall be used to make subgrants for the purpose of promoting cross-cultural understanding and appreciation of local history in all neighborhoods of the District of Columbia.

“(2) Any costs to the Commission or the Humanities Grant Program to administer subgrants shall be paid out of the Humanities Grant Program’s budget.

“(3) Up to 30% of each disbursement from the Humanities Grant Program budget to the grant-managing entity may be utilized by the grant-managing entity for administrative expenses, capacity building, technical assistance, and evaluation of the Humanities Grant Program.

“(c) Subgrants shall be:

“(1) Awarded on a competitive basis;

“(2) Used exclusively to fund District of Columbia residents, non-profits, neighborhood citizen or civic associations, educational institutions, alumni groups, and other entities with qualifying proposals under this section; and

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“(3) Selected through a process that includes independent review panels.

“(d) The Humanities Grant Program shall be administered pursuant to the requirements of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*)

“(e) The grant-managing entity shall enter into a Memorandum of Understanding (“MOU”) with the Commission. The MOU shall set forth certain administrative requirements for the grant-managing entity to abide by when it obtains District funds and awards subgrants involving District funds, and will clarify and reaffirm the grant-managing entity responsibility and obligation with respect to District funds, including the monitoring of the use of District funds.

“Sec. 6c. Transfer provisions.

“By October 1, 2019, the Mayor shall transfer to the Commission such positions, personnel, property, records, and unexpended balances of appropriations, allocations, and other funds available or assigned to the Office of the Mayor for the purposes of funding and running the Commission, at which time the Commission on the Arts and Humanities within the Office of the Mayor shall be abolished.”

(g) Section 7 (D.C. Official Code § 39-206) is amended by repealing subsections (b) and (c).

Sec. 2203. Conforming amendments.

(a) Section 1045(d) of the Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.04(d)), is amended by striking the phrase “Humanities Enterprise Fund,” and inserting the phrase “Humanities Fund,” in its place.

(b) Section 2e(c) of Title IV of the District of Columbia Revenue Act of 1937, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 50-1501.02e(c)) is amended by striking the phrase “Humanities Enterprise Fund,” and inserting the phrase “Humanities Fund,” in its place.

(c) The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; Official Code § 1-601.01 *et seq.*), is amended as follows:

(1) Section 301(17)(LL) (D.C. Official Code § 1-603.01(17)(LL)) is repealed.

(2) Section 406 (D.C. Official Code § 1-604.06) is amended as follows:

(A) Paragraph (26) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(B) Paragraph (27) is amended by striking the period and inserting the phrase “; and” in its place.

(C) A new paragraph (28) is added to read as follows:

“(28) For the Executive Director of the Commission on the Arts and Humanities, the personnel authority shall be the Commission on the Arts and Humanities, and

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for any other employee of the Commission on the Arts and Humanities the personnel authority shall be the Executive Director of the Commission on the Arts and Humanities.”.

(d) Title 47 of the D.C. Official Code is amended as follows:

(1) Section 47-2002(d) is amended by striking the phrase “shall be dedicated to the Commission on the Arts and Humanities, established by the Commission on the Arts and Humanities Act, effective January 29, 1998 (D.C. Law 12-42; D.C. Official Code § 39-201 *et seq.*) to support the functions, purposes, and costs of the Commission” and inserting the phrase “shall be dedicated to the Arts and Humanities Fund, established by § 39-205.01” in its place.

(2) Section 47-2202(b) is amended by striking the phrase “shall be dedicated to the Commission on the Arts and Humanities, established by the Commission on the Arts and Humanities Act, effective January 29, 1998 (D.C. Law 12-42; D.C. Official Code § 39-201 *et seq.*) to support the functions, purposes, and costs of the Commission” and inserting the phrase “shall be dedicated to the Arts and Humanities Fund, established by § 39-205.01” in its place.

SUBTITLE V. REAL ESTATE GUARANTY

Sec. 2211. Short title.

This subtitle may be cited as the “Real Estate Guaranty and Education Fund Emergency Amendment Act of 2019”.

Sec. 2212. Section 29 of the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Official Code § 42-1706), is amended as follows:

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

(1) The existing text is designated paragraph (1).

(2) New paragraphs (2) and (3) are added to read as follows:

“(2) Such amounts as may be appropriated to the Fund shall be deposited into the Fund.

“(3) In Fiscal Year 2020, \$600,000 shall be deposited into the Fund from Fiscal Year 2019 local fund resources.”.

(b) New subsections (c) and (d) are added to read as follows:

“(c) Money in the Fund shall be used for purposes consistent with section 30.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

ENROLLED ORIGINAL**SUBTITLE W. HPRB MEMBERSHIP CLARIFICATION**

Sec. 2221. Short title.

This subtitle may be cited as the “Historic Preservation Review Board Membership Clarification Emergency Amendment Act of 2019”.

Sec. 2222. Section 4(b) of the Historic Landmark and Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103(b)), is amended to read as follows:

“(b)(1) Subject to the requirements of subsection (a) of this section, all appointments to the Historic Preservation Review Board shall be made with a view toward having its membership represent to the greatest practicable extent the composition of the adult population of the District of Columbia with regard to race, sex, geographic distribution, and other demographic characteristics.

“(2) The term of office of each member of the Review Board shall be 3 years, staggered so that one third of the appointments expire each year.

“(3) Any member appointed to fill a vacancy occurring prior to the expiration of the term for which his or her predecessor was appointed shall be appointed for the remainder of such term.

“(4) Upon expiration of his or her term of office, a member shall continue to serve until his or her successor is appointed; provided, that pursuant to section 2(c) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(c)), no member shall continue to serve in a hold-over capacity for longer than 180 days after the expiration of the term to which he or she was appointed.”.

SUBTITLE X. FUNDS FOR WARD 1 PUBLIC HOUSING PROPERTIES

Sec. 2231. Short title.

This subtitle may be cited as the “Funds for Ward 1 Public Housing Properties Emergency Amendment Act of 2019”.

Sec. 2232. Section 3(c-1) of the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)), is amended as follows:

(a) Paragraph (3) is amended by striking the period and inserting the phrase “; provided, that in Fiscal Year 2020, the Authority shall expend no less than \$1 million on the repair and maintenance of public housing properties located within the boundaries of Ward 1.” in its place.

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

(1) Subparagraph (A) is amended by striking the phrase “; and” and inserting a semicolon in its place.

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(2) Subparagraph (B) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new subparagraph (C) is added to read as follows:

“(C) Any administrative or overhead costs not directly and specifically attributable to maintenance, repair, and rehabilitation projects.”.

Sec. 2233. Section 47-4652 of the District of Columbia Official Code is amended as follows:

(a) Subsection (b)(1) is amended to read as follows:

“(1) Commence no earlier than October 1, 2020; and”.

(b) A new subsection (d) is added to read as follows:

“(d)(1) By August 1, 2019, the Department of Employment Services (“DOES”) shall submit to the Council the conclusions and supporting documentation of the audit described in the April 19, 2019 letter from DOES to the Sydell Group, titled “Re: Line Hotel, D.C. Code § 47-4652 First Source Compliance Audit Determination”.

“(2) Should DOES update, modify or change the conclusions of the audit described in paragraph (1) of this subsection, or perform another audit in connection with this section, it shall submit the conclusions and supporting documentation of the audit to the Council no later than 14 days after transmitting any determination of whether the hotel complied with the conditions set forth in subsection (c) of this section to the Office of the Chief Financial Officer.”.

Sec. 2234. Applicability.

Amended section 47-4652(d) within section 2233 shall apply as of the effective date of this act.

SUBTITLE Y. SHORT-TERM RENTAL FUNDING

Sec. 2241. Short title.

This subtitle may be cited as the “Short-Term Rental Funding Emergency Act of 2019”.

Sec. 2242. (a) The fiscal impact of revenue loss attributable to the provisions of the Short-Term Rental Regulation Act of 2018, effective April 25, 2019 (D.C. Law 22-307; D.C. Official Code § 30-201.01 *et seq.*) (“Act”), shall be offset by local fiscal year recurring revenues included in the Chief Financial Officer’s June 2019 revenue estimate and all subsequent revenue estimates that exceed the annual revenue estimate incorporated in the approved budget and financial plan for Fiscal Year 2020 through Fiscal Year 2023, until the Act is fully funded as certified by the Chief Financial Officer.

(b) In the June 2019 revenue estimate and each of the subsequent revenue estimates, the Chief Financial Officer shall certify:

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(1) Whether and by what amount local fiscal year revenues included in the revenue estimate exceed the annual revenue estimate incorporated in the approved budget and financial plan for Fiscal Year 2020 through Fiscal Year 2023;

(2) Whether such excess revenues, together with the excess revenues identified pursuant to this subsection in prior revenue estimates, are in an amount sufficient to offset the fiscal impact of the revenue loss identified in subsection (a) of this section and, if not, the amount of additional excess revenue necessary to offset such fiscal impact; and

(3) That all such excess revenues, together with the excess revenues identified pursuant to this subsection in prior revenue estimates, have been set aside to ensure that the Act be fully funded until such time as the Chief Financial Officer certifies that the Act is fully funded.

Sec. 2243. Section 301 of the Act (D.C. Official Code § 30-201.01, note) is amended to read as follows:

“Sec. 301. Applicability.

“(a) This act shall apply upon the later of:

“(1) October 1, 2019; or

“(2) Inclusion of its fiscal effect in an approved budget and financial plan.

“(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in an approved budget and financial plan and provide notice to the Budget Director of the Council of the certification.

“(c)(1) The Budget Director shall cause the notice of the certification to be published in the District of Columbia Register.

“(2) The date of publication of the notice of the certification shall not affect the applicability of this act.”.

Sec. 2244. Applicability.

This subtitle shall apply as of June 25, 2019.

TITLE III. PUBLIC SAFETY AND JUSTICE

SUBTITLE A. CRIMINAL CODE REFORM COMMISSION TERM EXTENSION

Sec. 3001. Short title.

This subtitle may be cited as the “Criminal Code Reform Commission Emergency Amendment Act of 2019”.

Sec. 3002. Section 201(b) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.01(b)), is amended as follows:

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(a) Paragraph (10) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (11) is amended by striking the period and inserting the phrase “; and” in its place.

(c) A new paragraph (12) is added to read as follows:

“(12) The Criminal Code Reform Commission.”.

Sec. 3003. The Criminal Code Reform Commission Establishment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 *et seq.*), is amended as follows:

(a) Section 3123(a) (D.C. Official Code § 3-152(a)) is amended by striking the phrase “September 30, 2019” and inserting the phrase “September 30, 2020” in its place.

(b) Section 3127 (D.C. Official Code § 3-156) is amended by striking the phrase “October 1, 2019” and inserting the phrase “October 1, 2020” in its place.

SUBTITLE B. SENIOR POLICE OFFICERS PROGRAM

Sec. 3011. Short title.

This subtitle may be cited as the “Retired Police Officer Redeployment Program Emergency Amendment Act of 2019”.

Sec. 3012. Section 2(h) of the Retired Police Officer Redeployment Amendment Act of 1992, effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761(h)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase “October 1, 2019,” and inserting the phrase “October 1, 2020,” in its place.

(b) Paragraph (3) is amended by striking the phrase “3 years” and inserting the phrase “5 years” in its place.

Sec. 3013. Applicability.

This subtitle shall apply as of the effective date of this act.

SUBTITLE C. AUTOMATIC RENEWAL PROTECTIONS

Sec. 3021. Short title.

This subtitle may be cited as the “Automatic Renewal Protections Emergency Amendment Act of 2019”.

Sec. 3022. The Structured Settlements and Automatic Renewal Protections Act of 2018, effective March 13, 2019 (D.C. Law 22-235; D.C. Official Code § 28A-101 *et seq.*), is amended as follows:

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(a) Section 203 (D.C. Official Code § 28A-203) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “the contract.” and inserting the phrase “the contract. If an offer of sale of a good or service subject to this subsection also includes a free gift or trial, the offer shall include a clear and conspicuous explanation of the price that will be charged after the trial ends or the manner in which the subscription or purchasing price will change upon conclusion of the trial.” in its place.

(2) Subsection (c)(1) is amended by striking the phrase “renewal between one and 7 days” and inserting the phrase “renewal at least 15 and no more than 30 days” in its place.

(b) Section 301 is amended to read as follows:

“Section 301. Applicability.

“(a) Title I shall not apply to any transfer agreement entered into before the effective date of this act.

“(b) Title II shall not apply to a contract entered into or automatically renewed before the effective date of this act, but it shall apply to automatic renewals of such contracts that renew on or after the effective date of this act.”.

SUBTITLE D. CRIME VICTIMS COMPENSATION FUNERAL AND BURIAL EXPENSES

Sec. 3031. Short title.

This subtitle may be cited as the “Crime Victims Compensation Funeral and Burial Expenses Emergency Amendment Act of 2019”.

Sec. 3032. Section 2(7)(A)(ii) of the Victims of Violent Crime Compensation Act of 1996, effective April 9, 1997 (D.C. Law 11-243; D.C. Official Code § 4-501(7)(A)(ii)), is amended by striking the phrase “of cremation or other chosen method interment” and inserting the phrase “of embalming, burial containers, cremation, and the chosen method of interment; provided, that a claimant’s economic loss under this sub-subparagraph shall not exceed \$10,000” in its place.

Sec. 3033. Applicability.

This subtitle shall apply as of the effective date of this act.

SUBTITLE E. OFFICE OF NEIGHBORHOOD SAFETY AND ENGAGEMENT FUND AUTHORITY AND TRANSFER OF ROVING LEADERS PROGRAM

Sec. 3041. Short title.

This subtitle may be cited as the “Office of Neighborhood Safety and Engagement Emergency Amendment Act of 2019”.

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Sec. 3042. The Neighborhood Engagement Achieves Results Amendment Act of 2016, effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2411 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 7-2411) is amended as follows:

(1) Subsection (a)(1) is amended by striking the phrase “Community Stabilization” and inserting the phrase “Family and Survivor Support Services” in its place.

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

(A) The lead-in language is amended by striking the phrase “information from” and inserting the phrase “information, by cohort, from” in its place.

(B) Paragraph (2) is amended by striking the phrase “individuals’ participation;” and inserting the phrase “individuals’ participation, and for those individuals who did not remain in the program for the entirety of its duration, the reasons for their separation;” in its place.

(C) Paragraph (3) is amended by striking the phrase “progress; and” and inserting the phrase “progress, including whether they are employed in subsidized or unsubsidized employment and any certifications or diplomas they have obtained while participating in the program;” in its place.

(D) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(E) A new paragraph (5) is added to read as follows:

“(5) Whether any participant has been arrested or convicted during or following their participation, and for what offense or offenses.”

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

“(g) Agency funds may be used to purchase food and non-alcoholic beverages for participants in ONSE’s programs and activities, including violence prevention programs, short-term assistance programs, retreats, community outreach activities and events, individual outreach activities such as program recruitment, and training and education activities for community members, where the purchase is reasonably necessary to assist ONSE in the effective achievement of a statutory goal, objective, or responsibility.”

(b) Section 103 (D.C. Official Code § 7-2413) is repealed.

Sec. 3043. Applicability.

This subtitle shall apply as of the effective date of this act.

SUBTITLE F. RETURNING CITIZENS OPPORTUNITY TO SUCCEED

Sec. 3051. Short title.

This subtitle may be cited as the “Returning Citizens Opportunity to Succeed Emergency Amendment Act of 2019”.

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Sec. 3052. The lead-in language of section 127(b) of the Vital Records Modernization Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-164; D.C. Official Code § 7-231.27(b)), is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee for a certificate of birth for:” and inserting the phrase “the fee for a certificate of birth shall be waived for:” in its place.

Sec. 3053. The District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code *passim*), is amended as follows:

(a) Section 7(a) (D.C. Official Code § 50-1401.01(a)) is amended as follows:

(1) The lead-in language of paragraph (1)(A-ii)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A-i) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A-i) of this paragraph shall be waived for:” in its place.

(2) The lead-in language of paragraph (2)(A-i)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A) of this paragraph shall be waived for:” in its place.

(3) The lead-in language of paragraph (2A)(A-i)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A) of this paragraph shall be waived for:” in its place.

(b) The lead-in language of section 8a(a)(1B)(A) (D.C. Official Code § 50-1401.03(a)(1B)(A)) is amended to read as follows:

“(A) The application fee for a driver’s license or a special identification card issued pursuant to this section shall be waived for:”.

SUBTITLE G. MATERNAL MORTALITY REVIEW COMMITTEE

Sec. 3061. Short title.

This subtitle may be cited as the “Maternal Mortality Review Committee Establishment Emergency Amendment Act of 2019”.

Sec. 3062. The Maternal Mortality Review Committee Establishment Act of 2018, effective June 5, 2018 (D.C. Law 22-111; D.C. Official Code § 7-671.01 *et seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 7-671.02) is amended as follows:

(1) Subsection (b) is amended by striking the phrase “factors,;” and inserting the phrase “factors:” in its place.

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(2) Subsection (d) is amended by adding a new paragraph (3) to read as follows:

“(3) The Chief Medical Examiner shall annually, no later than 60 days after the annual report described in paragraph (1) of this subsection is made publicly available, convene a symposium at which the Chief Medical Examiner shall present the report to the public, District agencies implicated by the report’s findings, the Deputy Mayors for Public Safety and Justice and Health and Human Services, any relevant health or policy stakeholders, and the Committee’s representatives and members.”.

(b) Section 4(b) (D.C. Official Code § 7-671.03(b)) is amended as follows:

(1) Paragraph (9) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (10) is amended by striking the period and inserting the phrase “; and” in its place.

(3) New paragraphs (11), (12), and (13) are added to read as follows:

“(11) One person who has been directly impacted by a near maternal mortality;

“(12) One anesthesiologist with experience in obstetrics; and

“(13) One neonatologist with experience with high-risk pregnancies.”.

Sec. 3063. Section 16-1053 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Paragraph (8) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (9) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (10) is added to read as follows:

“(10) The Office of Victim Services and Justice Grants.”.

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

(1) Paragraph (5) is amended by striking the phrase “shelters; and” and inserting the phrase “housing organizations;” in its place.

(2) Paragraph (6) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(7) The federally recognized state coalition for domestic violence.”.

Sec. 3064. Applicability.

This subtitle shall apply as of the effective date of this act.

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SUBTITLE H. ATTORNEY GENERAL SUPPORT AND RESTITUTION FUNDS

Sec. 3071. Short title.

This subtitle may be cited as the “Attorney General Support and Restitution Funds Emergency Amendment Act of 2019”.

Sec. 3072. The Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.81 *et seq.*), is amended as follows:

(a) Section 106b (D.C. Official Code § 1-301.86b) is amended as follows:

(1) Subsection (c) is amended to read as follows:

“(c)(1) Money in the Fund shall be used for the following purposes:

“(A) Supporting general litigation expenses associated with prosecuting or defending litigation matters on behalf of the District of Columbia;

“(B) Funding staff positions, up to a maximum amount of \$4 million per year, and non-personnel costs related to administering any grant issued pursuant to the authority provided in section 108c(a); and

“(C) Crime reduction and violence interruption programming.

“(2) Beginning in Fiscal Year 2020, up to \$3 million deposited into the Fund each fiscal year may be used for the purpose of crime reduction and violence interruption.”.

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

(A) Paragraph (3) is amended to read as follows:

“(3)(A) The balance in the Fund, including interest earned, shall not exceed \$10 million. Any funds in excess of \$10 million shall revert at the end of a fiscal year to the unrestricted fund balance of the General Fund of the District of Columbia.

“(B) Notwithstanding subparagraph (A) of this subsection, the Office of the Attorney General may retain up to \$11.6 million in the Fund until September 30, 2020.”.

(b) A new section 106d is added to read as follows:

“106d. Vulnerable Adult and Elderly Person Exploitation Restitution Fund.

“(a) There is established as a special fund the Vulnerable Adult and Elderly Person Exploitation Restitution Fund (“Restitution Fund”) which shall be administered by the Office of the Attorney General in accordance with subsection (c) of this section.

“(b) Awards of restitution and costs to individuals imposed under a court order, judgment, or settlement in any action or investigation brought to enforce to section 203a of the Criminal Abuse, Neglect, and Financial Exploitation of Vulnerable Adults and the Elderly Act of 2000, effective November 23, 2016 (D.C. Law 21-166; D.C. Official Code § 22-933.01), shall be deposited in the Restitution Fund.

“(c) Money in the Restitution Fund shall be used for the following purposes:

“(1) The payment of restitution to individuals harmed by the conduct of persons or entities that are the subject of court orders, judgments or settlements in actions or

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investigations brought to enforce section 203a of the Criminal Abuse, Neglect, and Financial Exploitation of Vulnerable Adults and the Elderly Act of 2000, effective November 23, 2016 (D.C. Law 21-166; D.C. Official Code § 22-933.01); and

“(2) Costs and expenses related to maintaining the Restitution Fund or to paying amounts to harmed individuals.

“(d)(1) The money deposited into the Restitution Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Restitution Fund shall be continually available without regard to fiscal year limitation.

“(e) The Attorney General may promulgate regulations for the administration of the Restitution Fund and the making of payments from the Restitution Fund.”.

(c) Section 2(a) of the Omnibus Public Safety and Justice Amendment Act of 2018, enacted on January 30, 2019 (D.C. Act 22-614; 66 DCR 1627), is repealed.

Sec. 3073. Applicability.

This subtitle shall apply as of September 30, 2019.

SUBTITLE I. OFFICE OF POLICE COMPLAINTS INDEPENDENT REVIEW

Sec. 3081. Short title.

This subtitle may be cited as the “Office of Police Complaints Independent Review Emergency Amendment Act of 2019”.

Sec. 3082. Section 5 of the Office of Citizen Complaint Review Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-208; D.C. Official Code § 5-1104), is amended by adding a new subsection (d-3) to read as follows:

“(d-3)(1) The Board or any entity selected by the Board shall cause to be conducted an independent review of the activities of MPD’s Narcotics and Specialized Investigations Division, and any of its subdivisions (“NSID”), from January 1, 2017, through December 31, 2019.

“(2) By April 30, 2021, the Board shall submit to the Mayor and Council a report summarizing the findings of the review, including:

“(A) A description of the NSID’s operations, management, and command structure;

“(B) An evaluation of stops and searches conducted by NSID officers, including an analysis of the records identified in section 386(a)(4B) of the Revised Statutes of the District of Columbia (D.C. Official Code § 5-113.01(a)(4B));

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“(C) An evaluation of citizen complaints received by the Office regarding the alleged conduct of NSID officers;

“(D) An evaluation of the adequacy of discipline imposed by the Metropolitan Police Department on NSID officers as a result of a sustained allegation of misconduct pursuant to section 13; and

“(E) Recommendations, informed by best practices for similar entities in other jurisdictions, for improving the NSID’s policing strategies, providing effective oversight over NSID officers, and improving community-police relations.

“(3)(A) The Executive Director, acting on behalf of the Board, shall have access to all books, accounts, records, reports, findings, and all other papers, things, or property belonging to or in use by any department, agency, or other instrumentality of the District government that are necessary to facilitate the review.

“(B) If the Executive Director is denied access to any books, accounts, records, reports, findings, or any other papers, things, or property, the reason for the denial shall:

“(i) Be submitted in writing to the Executive Director no later than 7 days after the date of the Executive Director’s request;

“(ii) State the specific reasons for the denial, including citations to any law or regulation relied upon as authority for the denial; and

“(iii) State the names of the public officials or employees responsible for the decision to deny the request.

“(4) Employees of the MPD shall cooperate fully with the Office or any entity selected by the Office to conduct the review. Upon notification by the Executive Director that an MPD employee has not cooperated as requested, the Police Chief shall cause appropriate disciplinary action to be instituted against the employee and shall notify the Executive Director of the outcome of such action.

“(5) The Executive Director shall keep confidential the identity of all persons named in any documents transferred from the MPD to the Office pursuant to this subsection.

“(6) The disclosure or transfer of any books, accounts, records, reports, findings or any papers, things, or property from the MPD to the Office pursuant to this subsection shall not constitute a waiver of any privilege or exemption that otherwise could be asserted by the MPD to prevent disclosure to the general public or in a judicial or administrative proceeding.

“(7) A Freedom of Information Act request for any books, accounts, records, reports, findings or any papers, things, or property obtained by the Office from the MPD pursuant to this subsection may only be submitted to the MPD.”.

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SUBTITLE J. ESCHEATMENT FUND CLARIFICATION

Sec. 3091. Short title.

This subtitle may be cited as the “Escheatment Fund Clarification Emergency Amendment Act of 2019”.

Sec. 3092. Section 19-701 of the District of Columbia Official Code is amended to read as follows:

“§ 19-701. Escheatment.

“(a) When there is no surviving spouse, surviving domestic partner, or relation of the intestate within the fifth degree, reckoned by counting down from the common ancestor to the more remote, the surplus of real and personal property escheats to the District of Columbia to be deposited in the Escheatment Fund, established by subsection (b) of this section.

“(b)(1) There is established as a special fund the Escheatment Fund (“Fund”), which shall be administered by the Department of Human Services in accordance with subsection (3) of this section.

“(2) All cash, including real or personal property reduced to cash, received or obtained by the District pursuant to subsection (a) of this section shall be deposited in the Fund.

“(3) Money in the Fund shall be used for emergency assistance grants described in § 4-753.01(e).

“(4)(A) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(B) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.

“(c) For the purposes of this section, the term “domestic partner” shall have the same meaning as provided in § 32-701(3).”.

Sec. 3093. Applicability.

This subtitle shall apply as of September 30, 2019.

SUBTITLE K. EMERGENCY AND NON-EMERGENCY TELEPHONE CALLING SYSTEMS FUNDING

Sec. 3101. Short title.

This subtitle may be cited as the “Emergency and Non-Emergency Number Telephone Calling Systems Fund Emergency Amendment Act of 2019”.

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Sec. 3102. Section 603(b)(2) of the Emergency and Non-Emergency Telephone Calling Systems Fund Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 34-1802(b)(2)), is amended as follows:

(a) Paragraph (2) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (3) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(4) Such amounts as may be appropriated or deposited into the Fund.”.

TITLE IV. PUBLIC EDUCATION**SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC SCHOOLS AND PUBLIC CHARTER SCHOOLS INCREASES**

Sec. 4001. Short title.

This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools Increase Emergency Amendment Act of 2019”.

Sec. 4002. Section 2401 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-256; D.C. Official Code § 38-1804.01), is amended as follows:

(a) Subsection (c)(3) is amended by striking the phrase “under the Special Education Compliance Fund” and inserting the phrase “for Special Education Compliance Funding” in its place.

(b) Subsection (i) is amended by striking the phrase “Compliance Fund” and inserting the phrase “Compliance Funding” in its place.

Sec. 4003. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 38-2901) is amended as follows:

(1) Paragraph (11A) is repealed.

(2) Paragraph (11B) is amended by striking the phrase “Compliance Fund” and inserting the phrase “Compliance Funding” in its place.

(b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase “\$10,658 per student for Fiscal Year 2019” and inserting the phrase “\$10,980 per student for Fiscal Year 2020” in its place.

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(c) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array and inserting the following tabular array in its place:

Grade Level	Weighting	Per Pupil Allocation in FY 2020
Pre-Kindergarten 3	1.34	\$14,713
Pre-Kindergarten 4	1.30	\$14,273
Kindergarten	1.30	\$14,273
Grades 1-5	1.00	\$10,980
Grades 6-8	1.08	\$11,858
Grades 9-12	1.22	\$13,395
Alternative program	1.44	\$15,810
Special education school	1.17	\$12,846
Adult	0.89	\$9,772

(d) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:

“Special Education Add-ons:

Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
Level 1: Special Education	Eight hours or less per school week of specialized services	0.97	\$10,650
Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$13,175
Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$21,630

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“Level 4: Special Education	More than 24 hours per school week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$38,318
“Special Education Compliance Funding	Weighting provided in addition to special education level add-on weightings on a per-student basis for special education compliance	0.099	\$1,087
“Attorney’s Fees Supplement	Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney’s fees	0.089	\$977
“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$18,336

“General Education Add-ons:

“Level/Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
“ELL	Additional funding for English Language Learners.	0.49	\$5,380
“At-risk	Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level	0.225	\$2,470

“Residential Add-ons:

“Level/Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
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<p>“Level 1: Special Education - Residential</p>	<p>Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting</p>	<p>0.37</p>	<p>\$4,062</p>
<p>“Level 2: Special Education - Residential</p>	<p>Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting</p>	<p>1.34</p>	<p>\$14,713</p>
<p>“Level 3: Special Education - Residential</p>	<p>Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting</p>	<p>2.89</p>	<p>\$31,731</p>
<p>“Level 4: Special Education - Residential</p>	<p>Additional funding to support the after-hours level 4 special education needs of limited- and non-English-proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting</p>	<p>2.89</p>	<p>\$31,731</p>
<p>“LEP/NEP - Residential</p>	<p>Additional funding to support the after-hours limited- and non-English-proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting</p>	<p>0.668</p>	<p>\$7,334</p>

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“Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
“Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.063	\$692
“Special Education Level 2 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.227	\$2,492
“Special Education Level 3 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,391
“Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,391

”.”

(e) Section 108a (D.C. Official Code § 38-2907.01), is amended by adding a new subsection (a-1) to read as follows:

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“(a-1)(1) Notwithstanding subsection (a)(2) of this section, in School Year 2019-2020, DCPS shall allocate the \$5.353 million enhancement provided to DCPS in the Fiscal Year 2020 Local Budget Act of 2019, passed on 2nd reading on May 28, 2019 (Enrolled version of B23-208), to the 31 schools whose budgets reflected net losses in the Mayor’s Fiscal Year 2020 Proposed Budget and Financial Plan.

“(2) Each of the 31 schools shall receive an allocation proportional to its proposed net loss.

“(3) No later than November 1, 2019, DCPS shall submit to the Council a report reflecting the allocation each of the 31 schools described in paragraph (1) of this subsection received. The report shall include:

“(A) A comprehensive list of all 31 schools and the total amount of additional funding allocated to each school pursuant to paragraph (2) of this subsection; and

“(B) For each school, a breakdown of the allocation by program code and a detailed justification for allocating funding to the respective program code.”.

Sec. 4004. It is the intent of the Council that in the 2019-2020 school year the Uniform Per Student Funding Formula funds that would have been allocated to Monument Academy Public Charter School should follow students who were enrolled in Monument Academy Public Charter School for the 2019-2020 school year to the District of Columbia public schools or public charter schools in which they ultimately enroll.

SUBTITLE B. RECOVERY OF DELINQUENT NON-RESIDENT TUITION PAYMENTS

Sec. 4011. Short title.

This subtitle may be cited as the “Non-Resident Student Delinquent Debt Recovery Emergency Amendment Act of 2019”.

Sec. 4012. The Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.01 *et seq.*), is amended as follows:

(a) Section 1043 (D.C. Official Code § 1-350.02) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “subsections (a-1) and (a-2)” and inserting the phrase “subsection (a-1)” in its place.

(2) A new subsection (a-3) is added to read as follows:

“(a-3) Beginning in Fiscal Year 2020 and for each fiscal year thereafter, funds collected and recovered by the Central Collection Unit arising out of non-resident student tuition delinquent debts transferred and referred to the Central Collection Unit by the Office of the State Superintendent of Education for collection, net of costs and fees, shall be deposited into the Student Residency Verification Fund established by section 15b of the District of Columbia

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Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official Code § 38-312.02), within 60 days.”.

(b) Section 1045(b)(2) (D.C. Official Code § 1-350.04(b)(2)) is amended by striking the phrase “section 1043(a-1) and (a-2)” and inserting the phrase “section 1043(a-1), (a-2), and (a-3)” in its place.

SUBTITLE C. OFFICE OF ADMINISTRATIVE HEARINGS JURISDICTION

Sec. 4021. Short title.

This subtitle may be cited as the “Office of Administrative Hearings Jurisdiction Emergency Amendment Act of 2019”.

Sec. 4022. Section 6(b-22)(3) of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03(b-22)(3)), is amended by striking the phrase “denial of federal grant application” and inserting the phrase “denial of a grant application, the termination of a grant, or other adverse enforcement action taken against a grantee related to a grant (including withholding of payment, suspension of funds, or disallowance of funds)” in its place.

SUBTITLE D. DEPUTY MAYOR FOR EDUCATION LIMITED GRANT-MAKING AUTHORITY

Sec. 4031. Short title.

This subtitle may be cited as the “Deputy Mayor for Education Limited Grant-Making Authority Emergency Amendment Act of 2019”.

Sec. 4032. Deputy Mayor for Education limited grant-making authority.

(a) For Fiscal Year 2020, the Deputy Mayor for Education shall have grant-making authority to provide a grant in an amount not to exceed \$300,000 for a study of the uniform per student funding formula as recommended by the February 1, 2019 report of the Uniform Per Student Funding Formula Working Group.

(b) A grant issued under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

SUBTITLE E. STATEWIDE SPECIAL EDUCATION COMPLIANCE FUND

Sec. 4041. Short title.

This subtitle may be cited as the “Statewide Special Education Compliance Fund Emergency Act of 2019”.

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Sec. 4042. The State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2601 *et seq.*), is amended by adding a new section 7h to read as follows:

“Sec. 7h. Statewide Special Education Compliance Fund.

“(a) There is established as a special fund the Statewide Special Education Compliance Fund (“Fund”), which shall be administered by the Office of the State Superintendent of Education in accordance with subsection (c) of this section.

“(b) There shall be deposited into the Fund such amounts as may be appropriated to the Fund.

“(c) Money in the Fund shall be used for the following purposes:

“(1) To provide, establish, and maintain the supports and resources to ensure timely special education due process proceedings, timely implementation of hearing officer determinations in special education due process proceedings, and timely implementation of settlement agreements that settle special education due process complaints;

“(2) To develop, maintain, or improve new and existing data systems and applications related to the provision of special education services to students with disabilities;

“(3) To pay for state-level activities, supports, or resources related to assisting and monitoring local education agencies, schools, or any other responsible party in their compliance with federal and local laws and regulations for the provision of special education services to students with disabilities; and

“(4) To support activities required to ensure continued compliance with federal and local laws and regulations regarding the provision of special education services to students with disabilities.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

SUBTITLE F. DCPS CHANCELLOR SALARY

Sec. 4051. Short title.

This subtitle may be cited as the “Chancellor of the District of Columbia Public Schools Salary Conformity Emergency Amendment Act of 2019”.

Sec. 4052. Section 1052(b)(2)(A) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-610.52(b)(2)(A)), is amended as follows:

(a) Sub-subparagraph (i) is amended as follows:

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(1) Strike the phrase “Antwan Wilson” and insert the phrase “Lewis Ferebee” in its place.

(2) Strike the date “February 1, 2017” and insert the date “January 21, 2019” in its place.

(b) Sub-subparagraph (ii) is amended by striking the phrase “in the 2017-2018 school year.” and inserting the phrase “in each school year.” in its place.

SUBTITLE G. STUDENT FAIR ACCESS TO SCHOOL CLARIFICATION

Sec. 4061. Short title.

This subtitle may be cited as the “Student Fair Access to School Clarification Emergency Amendment Act of 2019”.

Sec. 4062. Title II of the Attendance Accountability Amendment Act of 2013, effective August 25, 2018 (D.C. Law 22-157; D.C. Official Code § 38-236.01 *et seq.*), is amended as follows:

(a) Section 204(a)(1) (D.C. Official Code § 38-236.04(a)(1)) is amended by striking the phrase “2019-2020, no student in grades kindergarten through 8” and inserting the phrase “2019-2020, for students in grades kindergarten through 5, and school year 2020-2021 for students in grades 6 through 8, no student” in its place.

(b) Section 206 (D.C. Official Code § 38-236.06) is amended as follows:

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

“(4) Technical assistance and supportive services to assist local education agencies and schools, as needed and in accordance with policies OSSE adopts, in reducing the use of exclusion by addressing the causes of student misconduct and the development and revision of disciplinary plans.”.

(2) A new subsection (c-1) is added to read as follows:

“(c-1) Beginning October 1, 2019, and consistent with the recommendations in the Report of the Task Force on School Mental Health submitted March 26, 2018, the Department of Behavioral Health shall provide local education agencies and schools with non-instructional personnel who have specialized expertise in behavioral health and trauma-informed educational settings to provide local education agencies and schools with broader mental health services, including reducing the use of exclusion by addressing the causes of student misconduct and being available for consultation regarding the development and revision of disciplinary plans.”.

SUBTITLE H. DCPL PARTNERSHIPS AND SPONSORSHIPS

Sec. 4071. Short title.

This subtitle may be cited as the “District of Columbia Public Library Partnership and Sponsorship Emergency Amendment Act of 2019”.

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Sec. 4072. An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-101 *et seq.*), is amended as follows:

(a) Section 5(a) (D.C. Official Code § 39-105(a)) is amended as follows:

(1) Paragraph (14)(C) is amended by striking the period and inserting a semicolon in its place.

(2) Paragraph (15) is amended by striking the period and inserting a semicolon in its place.

(3) Paragraph (16) is amended as follows:

(A) The lead-in language is amended by striking the phrase “Chief Librarian or Executive Director,” and inserting the phrase “Chief Librarian or Executive Director or his or her designees,” in its place.

(B) Subparagraph (D) is amended by striking the period and inserting the phrase “; and” in its place.

(4) A new paragraph (17) is added to read as follows:

“(17)(A) Notwithstanding section 231(b) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.31(b)), or any other provision of the law, have the authority, through its Chief Librarian or Executive Director or his or her designees, to:

“(i) Promote, endorse, co-sponsor, solicit for, or collaborate with a charitable organization whose sole mission is to support the public library;

“(ii) Contract for advertisements for and sponsorships of the public library for programming and facilities improvements for the purpose of generating resources for the public library or a charitable organization that supports the public library;

“(iii) Sell tickets to select public library events or events benefitting a charitable organization whose sole mission is to support the public library;

“(B) Deposit revenue generated pursuant to subparagraph (A)(ii) and (iii) of this paragraph for the purpose of benefitting the public library into the DCPL Revenue-Generating Activities Fund in accordance with section 17; and

“(C) Issue rules to implement the provisions of this paragraph.”

(b) Section 7 (D.C. Official Code § 39-107) is amended by striking the phrase “shall be deposited into the Library Collections Account established by section 14.” and inserting the phrase “shall be deposited into the DCPL Revenue-Generating Activities Fund in accordance with section 17.” in its place.

(c) Section 14(a) (D.C. Official Code § 39-114(a)) is amended by repealing paragraphs (1) and (2).

(d) The second section 15 (D.C. Official Code § 39-117) is amended as follows:

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(1) Strike the phrase “Sec. 15” and insert the phrase “Sec. 17” in its place.

(2) Subsection (b) is amended by striking the phrase “services described in section 5(a)(14) and (16)” and inserting the phrase “services described in sections 5(a)(14), (16), and (17)(A)(ii)-(iii) and 7” in its place.

(3) Subsection (c) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(B) Paragraph (2) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(3) To support the operations of the District of Columbia Public Library, including programming and facilities improvements, and to purchase food, snacks, and non-alcoholic beverages for the general public, District of Columbia Public Library program participants, and District government employees.”.

(e) A new subsection (d) is added to read as follows:

“(d) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.”.

SUBTITLE I. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDRAISING MATCH

Sec. 4081. Short title.

This subtitle may be cited as the “University of the District of Columbia Fundraising Match Emergency Act of 2019”.

Sec. 4082. (a) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1, up to a maximum of \$1.5 million, shall be transferred to the University of the District of Columbia (“UDC”) for every \$2 that UDC raises from private donations by April 1, 2020.

(b) Of the amount transferred to UDC pursuant to subsection (a) of this section, no less than one-third of the funds shall be deposited into UDC’s endowment fund.

SUBTITLE J. USE OF SCHOOL PERMIT FEES

Sec. 4091. Short title.

This subtitle may be cited as the “Use of School Permit Fees Emergency Amendment Act of 2019”.

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Sec. 4092. Section 5(c)(1)(A) of the Ensuring Community Access to Recreational Spaces Act of 2018, effective February 22, 2019 (D.C. Law 22-210; D.C. Official Code § 38-434(c)(1)(A)), is amended by striking the phrase “subsection, for cleaning, maintaining, and repairing school facilities.” and inserting the phrase “subsection.” in its place.

SUBTITLE K. SELF-OPERATED SCHOOL FOOD SERVICE

Sec. 4101. Short title.

This subtitle may be cited as the “Self-Operated School Food Service Emergency Amendment Act of 2019”.

Sec. 4102. The Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 38-821.01) is amended by adding a new paragraph (8B) is to read as follows:

“(8B) “Self-operated school food service” means a District-run program of planning, purchasing, preparing, storing, serving, and ensuring the safety of food served to students in public schools staffed and overseen by District employees and established pursuant to section 203a.”

(b) A new section 203a is added to read as follows:

“Sec. 203a. Self-operated school food service pilot program.

“(a) During the 2020-2021 and the 2021-2022 school years, the Mayor shall operate a self-operated school food service pilot program (“pilot”) in 10 public schools or the maximum number of schools that the funding appropriated will support.

“(1) By July 30, 2020, the Mayor shall:

“(A) Retrofit the selected school kitchens to accommodate self-operated school food service.

“(B) Prepare for in-house food operations, including hiring and training staff, marketing the food services program, and stocking initial supplies in advance of the 2020-2021 school year.

“(2) At least twice during the 2020-2021 school year and twice during the 2021-2022 school year, the Mayor shall administer a student satisfaction survey regarding meals provided through the pilot.

“(b) Within 3 months after the last day of the 2020-2021 and 2021-2022 school years, the Mayor shall provide to the Council a report on food services at all public schools, which shall include:

“(1) Results from student satisfaction surveys conducted at pilot and non-pilot schools, including a comparison of the level of student satisfaction with meals provided under the pilot and meals not provided under the pilot;

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“(2) A description of the costs of the pilot, including a comparison of the costs of food services provided under the pilot and the costs of the food services provided at non-pilot public schools;

“(3) The cost savings created by the pilot due to changes to existing food service contracts entered into by the District;

“(4) An estimate of any federal reimbursements or other federal funding made available to the District through the implementation of a self-operated school food service model at participating schools;

“(5) A breakdown by each school of:

“(A) Meal type name;

“(B) Quantity of each meal type;

“(C) Unit cost of each meal type;

“(D) Total cost of each meal type;

“(E) Number of each meal type served at free, reduced, or paid; and

“(F) Total revenues, by revenue type, applied to each meal type;

“(6) An analysis of whether meals served through the pilot and meals served by non-pilot public schools complied with federal and local school meals nutrition standards and requirements; and

“(7) An analysis of what infrastructure and operating enhancements would be necessary for the District of Columbia Public School system to successfully administer self-operated school food services in all public schools, including whether the District should fund the central kitchen required to be established by section 204;

“(c)(1) The Mayor shall assist all eligible local educational agencies in deciding whether to elect the community eligibility provision described in 7 C.F.R. § 245.9(f) for the local educational agency or for a school or group of schools within the local educational agency.

“(2) For the purposes of this subsection, the terms “local educational agency” and “school” shall have the same meaning as provided in 7 C.F.R. § 245.2.”.

SUBTITLE L. TRUANCY PREVENTION AND LITERACY PILOT PROGRAM

Sec. 4111. Short title.

This subtitle may be cited as the “Truancy Prevention and Literacy Pilot Program Emergency Amendment Act of 2019”.

Sec. 4112. The Community Schools Incentive Act of 2012, effective June 19, 2012 (D.C. Law 19-142; D.C. Official Code §§ 38-754.01 *et seq.*), is amended as follows:

(a) Section 402(4) (D.C. Official Code § 38-754.02(4)) is amended as follows:

(1) Subparagraph (L) is amended by striking the phrase “; or” and inserting a semicolon in its place.

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(2) Subparagraph (M) is amended by striking the period and inserting the phrase “; or” in its place.

(3) A new subparagraph (N) is added to read as follows:

“(N) Programs that provide a full continuum of school-based, early literacy intervention services for all grades pre-K through 3, consisting of developmentally appropriate components for each grade, through a comprehensive intervention model.”.

(b) Section 403 (D.C. Code § 38-754.03) is amended by adding a new subsection (g) to read as follows:

“(g)(1) In Fiscal Year 2020, the Office of the State Superintendent of Education shall award, on a competitive basis, 2 one-year grants in the amount of \$300,000 each, to increase attendance and literacy support for students in grades kindergarten through 5, with priority given to eligible consortiums that include:

“(A) An elementary school with:

“(i) More than 25% of students in grades kindergarten through 5 who were chronically truant in the 2018-2019 school year; and

“(ii) More than 25% of students who scored at level 1 or level 2 on the state assessment for English language arts in the 2018-2019 school year; and

“(B) Three or more community partners that provide at least one of the eligible services described in section 402(4)(D), (G), and (N).

“(2) In Fiscal Year 2019, the Office of the State Superintendent of Education may solicit proposals and rank recipients in funding order for the expenditure of grant funds authorized in paragraph (1) of this subsection.

“(3) The goal of this pilot is to test whether additional resources concurrently focusing numerous community partners dealing with literacy intervention, parental engagement, and social-emotional issues with elementary school students will significantly improve attendance and state assessment outcomes.”.

**SUBTITLE M. UNIVERSITY OF THE DISTRICT OF COLUMBIA
AFFORDABLE LAW FIRM PARTICIPATION**

Sec. 4121. Short title.

This subtitle may be cited as the “University of the District of Columbia Affordable Law Firm Participation Emergency Amendment Act of 2019”.

Sec. 4122. The District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1423; D.C. Official Code § 38-1201.01 *et seq.*), is amended by adding a new section 514 to read as follows:

“Sec. 514. Upon recommendation of the Dean of the University of the District of Columbia School of Law and approval of the President of the University, the University may

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enter into an agreement with a section 501(c)(3) not-for-profit organization to permit graduates of the University of the District of Columbia School of Law to serve as post-graduate legal fellows under the supervision of District of Columbia barred attorneys; provided, that such agreement shall be exempt from the requirements of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), not including any applicable requirements imposed pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).”.

SUBTITLE N. SPECIAL NEEDS PUBLIC CHARTER SCHOOL FUNDING AUTHORIZATION

Sec. 4131. Short title.

This subtitle may be cited as the “Special Needs Public Charter School Funding Authorization Emergency Act of 2019”.

Sec. 4132. (a)(1) Notwithstanding section 2401(b)(3)(B)(i) of the School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-136; D.C. Official Code § 38-1804.01(b)(3)(B)(i)), in Fiscal Year 2020, the Public Charter School Board (“PCSB”) shall transmit \$1.8 million to St. Coletta Special Education Public Charter School (“school”), which shall be in addition to any funds transmitted to the school pursuant to the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*).

(2) PCSB shall transfer the funds authorized pursuant to paragraph (1) of this subsection to a bank designated by the school within 30 days of the effective date of the Fiscal Year 2020 Local Budget Act of 2019, passed on second reading May 28, 2019 (Enrolled Version of Bill 23-208).

(3) Within 2 business days of transferring the funds authorized in subsection (a) of this section to the school, PCSB shall submit documentation to the Council showing that such transfer occurred.

(b)(1) PCSB shall require the school to submit to it a quarterly accounting of all expenditures made with the additional funds the school received pursuant to subsection (a) of this section.

(2) PCSB may consider the school’s failure to submit the quarterly accounting required pursuant to paragraph (1) of this subsection as fiscal mismanagement.

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Sec. 4141. Short title.

This subtitle may be cited as the “Healthy Schools Funding Clarification Emergency Amendment Act of 2019”.

Sec. 4142. Section 102(f) of the Healthy Schools Act of 2010, effective July 2, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(f)), is amended to read as follows:

“(f) Beginning on October 1, 2019, an amount of \$5,110,000 from the revenues derived from the collection of the tax imposed upon all vendors by D.C. Official Code § 47-2002 shall be deposited annually into the Fund.”.

TITLE V. HEALTH AND HUMAN SERVICES**SUBTITLE A. FLEXIBLE RENT SUBSIDY PROGRAM**

Sec. 5001. Short title.

This subtitle may be cited as the “Flexible Rent Subsidy Program Emergency Amendment Act of 2019”.

Sec. 5002. Section 31c of the Homeless Services Reform Act of 2005, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 4-756.05), is amended by adding a new subsection (c-1) to read as follows:

“(c-1) The income eligibility requirements set forth in section 2(5B)(A) for individuals and families at risk of homelessness shall not apply to Program participants.”.

SUBTITLE B. INTERAGENCY COUNCIL ON HOMELESSNESS CONSUMER MEMBER STIPENDS

Sec. 5011. Short title.

This subtitle may be cited as the “Interagency Council on Homelessness Consumer Member Stipends Emergency Amendment Act of 2019”.

Sec. 5012. Section 1108 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08), is amended as follows:

(a) Subsection (b) is amended by striking the phrase “establish by rule and regulation the rates of compensation or reimbursement of expenses for members of any board or commission” and inserting the phrase “establish by rule and regulation the standards for, and rates of, compensation or reimbursement of expenses for members of any board or commission” in its place.

(b) Subsection (c-2) is amended as follows:

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(1) Paragraph (2) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (5) is added to read as follows:

“(5) Each member of the Interagency Council on Homelessness (“Council”) appointed pursuant to section 4(b)(5) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-752.01(b)(5)), may receive compensation in the form of a stipend of not more than \$50 per meeting of the Council, meeting of a committee of the Council, or meeting of a formal working group of the Council, in accordance with standards the Mayor may establish by rulemaking.”.

SUBTITLE C. OFFICE OF VETERANS AFFAIRS GRANT-MAKING**AUTHORITY**

Sec. 5021. Short title.

This subtitle may be cited as the “Office of Veterans Affairs Grant-Making Authority Emergency Amendment Act of 2019”.

Sec. 5022. Section 704 of the Office of Veterans Affairs Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 49-1003), is amended by adding a new paragraph (6A) to read as follows:

“(6A) Have the authority to issue grants to support the provision of services to veterans, their dependents, and their survivors;”.

SUBTITLE D. ADULT PROTECTIVE SERVICES TRANSFER

Sec. 5031. Short title.

This subtitle may be cited as the “Adult Protective Services Transfer Emergency Amendment Act of 2019”.

Sec. 5032. Section 2(6) of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901(6)), is amended by striking the phrase “Department of Human Services” and inserting the phrase “Department of Aging and Community Living” in its place.

Sec. 5033. Title III of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.01 *et seq.*), is amended by adding a new section 308 to read as follows:

“Sec. 308. Transfer of functions and duties from the Department of Human Services.

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“All positions, personnel, property, records, equipment, and unexpended balances available or to be made available of appropriations, allocations, and other funds of the Department of Human Services dedicated to the implementation of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901 *et seq.*), are hereby transferred to the Department of Aging and Community Living.”

SUBTITLE E. FAMILIES FIRST DC

Sec. 5041. Short title.

This subtitle may be cited as the “Families First DC Program Implementation Emergency Act of 2019”.

Sec. 5042. Families First DC.

(a) The Mayor may award grants to non-profit organizations to support the establishment and operation of Families First DC centers in District neighborhoods.

(b) In providing funding to support Families First DC success centers, priority shall be given to neighborhoods that have:

- (1) Disparities related to social determinants of health;
- (2) A need for community stabilization efforts; and
- (3) Disproportionate numbers of substantiated cases of child abuse and neglect.

(c) Grants issued under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

(d) For the purposes of this section, the term “Families First DC” means a comprehensive neighborhood-based approach aimed at reducing social, economic, and health disparities among District residents and creating stronger, more resilient families, and supportive environments for children through focused access to District and private-sector services and resources based on neighborhood-specific needs and interests.

SUBTITLE F. DEMENTIA SERVICES COORDINATOR

Sec. 5051. Short title.

This subtitle may be cited as the “Dementia Services Coordinator Emergency Amendment Act of 2019”.

Sec. 5052. The Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731 *et seq.*), is amended by adding a new subtitle E to read as follows:

“Subtitle E. Dementia Services.

“Sec. 4948. Dementia Services Coordinator.

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“There is established within the Department of Health the position of the Dementia Services Coordinator (“Coordinator”), who shall be a full-time employee of the District. The Coordinator shall be responsible for:

“(1) Organizing dementia services within the District;

“(2) Implementing and updating the District of Columbia State Plan on Alzheimer’s Disease;

“(3) Assessing and analyzing dementia-related data collected by the District;

“(4) Evaluating the District’s dementia services;

“(5) Identifying and supporting the development of dementia-specific trainings;

and

“(6) Carrying out such other duties relevant to the support of individuals with dementia as may be assigned by the Director of the Department of Health.”.

SUBTITLE G. CHILD AND FAMILY SERVICES AGENCY PREVENTION SERVICES GRANTS

Sec. 5061. Short title.

This subtitle may be cited as the “Child and Family Services Agency Prevention Services Grants Emergency Act of 2019”.

Sec. 5062. The Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1303.01a *et seq.*), is amended by adding a new section 310 to read as follows:

“Sec. 310. Grants.

“In Fiscal Year 2020, the Agency shall award, on a competitive basis, grants to:

“(1) Support a program that provides targeted legal intervention services in matters involving child custody, child support, domestic violence, landlord-tenant issues, housing conditions, federally subsidized housing defense, and access to public benefits, for the purpose of preventing families from unnecessarily entering the child welfare system, in the amount of \$200,000; provided, that the selected program shall have contracted with the Agency in Fiscal Year 2019 for the provision of such services;

“(2) Support a program that helps fathers gain the knowledge and skills necessary to improve their involvement and connection to their children through voluntary home visits, parenting support, child-development information and activities, health education and support, family goal planning, adult literacy, legal advocacy, access to community resources, and activities that promote bonding and healthy habits, in the amount of \$150,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Year 2018;

“(3) Support a program that provides services to youth between 11 and 24 years of age that have been, or are at risk of, becoming victims of sex trafficking, as that term is

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defined in section 103(12) of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(12)), that are not in the Agency's care and custody, in the amount of \$150,000; and

“(4) Support a program that provides parenting group sessions and home visitation services to families, with an emphasis on services that assist mothers who are homeless, victims of domestic violence, and reuniting with their children following a period of incarceration, in the amount of \$160,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Years 2018 and 2019.”.

SUBTITLE H. DEPARTMENT OF HEALTH CARE FINANCE GRANT-MAKING

Sec. 5071. Short title.

This subtitle may be cited as the “Department of Health Care Finance Grant-Making Emergency Amendment Act of 2019”.

Sec. 5072. Section 8a of the Department of Health Care Finance Establishment Act of 2007, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 7-771.07a), is amended as follows:

(a) A new subsection (a-2) is added to read as follows:

“(a-2) For Fiscal Year 2020, the Director shall:

“(1)(A) Award a competitive grant in an amount not to exceed \$150,000 to fund operating expenses associated with the provision of medical respite care services to individuals who are homeless; provided, that if such a grant is awarded to a Federally Qualified Health Center (“FQHC”), the amount of the grant shall not be offset against the FQHC's expenses for the purpose of determining its allowable costs in accordance with section 4511.2 of Title 29 of the District of Columbia Municipal Regulations (29 DCMR § 4511.2).

“(B) At a minimum, the selected entity shall possess:

“(i) The staff capacity and expertise necessary to provide medical respite care, with a particular emphasis on care for women who are homeless; and

“(ii) The ability to provide case management services, including assistance in accessing permanent housing services.

“(C) By September 30, 2020, the Director shall submit a report to the Council that sets forth:

“(i) Recommendations for the establishment of medical respite care services for homeless individuals, through either:

“(I) An amendment to the District of Columbia Medicaid State Plan; or

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“(II) A waiver pursuant to section 1115 of the Social Security Act, approved July 25, 1962 (76 Stat. 192; 42 U.S.C. § 1315), for home and community-based services

“(ii) The types of services that may be offered to homeless individuals through a medical respite care program; and

“(iii) An identification of any potential restrictions on the provision of services identified pursuant to sub-subparagraph (ii) of this subparagraph, including the use of prior authorization.

“(2)(A)(i) Award competitive grants in an amount not to exceed \$100,000 to community-based initiatives focused on addressing the social determinants of health in Wards 7 and 8.

“(ii) In establishing criteria for the award of grants pursuant to sub-subparagraph (i) of this subparagraph, the Department shall prioritize community-based initiatives that utilize a cohort-based curriculum that incorporates design-thinking.

“(B) By November 1, 2019, the Department shall publish criteria in the District of Columbia Register governing the process for applying for and administering grants issued pursuant to subparagraph (A)(i) of this paragraph; provided, that the Department shall require grant applications to be submitted by January 15, 2020.

“(C) By March 1, 2020, the Department shall dispense final awards for all grants issued pursuant to subparagraph (A)(i) of this paragraph.”.

(b) A new subsection (d-1) is added to read as follows:

“(d-1) Funds appropriated for grants issued pursuant to subsection (a-2) of this section shall not be reprogrammed, unless the Council approves the reprogramming request by resolution.”.

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

(1) Paragraph (1) is redesignated as paragraph (1A).

(2) A new paragraph (1) is added to read as follows:

“(1) “Design-thinking” means a structured, human-centered creative process that synthesizes multi-disciplinary ideas to address the social determinants of health.”.

(3) A new paragraph (2A) is added to read as follows:

“(2A) “Social determinants of health” means the conditions in the environment in which people are born, live, work, and age that have a significant impact on health outcomes, including socioeconomic status, education, physical environment, employment, social support networks, and access to health-care services.”.

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SUBTITLE I. MEDICAID HOSPITAL SUPPLEMENTAL PAYMENT

Sec. 5081. Short title.

This subtitle may be cited as the “Medicaid Hospital Supplemental Payment Emergency Amendment Act of 2019”.

Sec. 5082. The Medicaid Hospital Outpatient Supplemental Payment Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.01 *et seq.*), is amended as follows:

(a) Section 5062(5) (D.C. Official Code § 44-664.01(5)) is amended by striking the phrase “ending between October 1, 2015, and September 30, 2016” and inserting the phrase “between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed” in its place.

(b) Section 5064(a) (D.C. Official Code § 44-664.03(a)) is amended as follows:

(1) The lead-in language is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

(2) Paragraph (1) is amended by striking the phrase “District Fiscal Year (“DFY”) 2019” and inserting the phrase “each District Fiscal Year” in its place.

(3) Paragraph (2) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

(c) Section 5065(b)(1) (D.C. Official Code § 44-664.04) is amended by striking the phrase “October 1, 2017” and inserting the phrase “October 1, 2018” in its place.

(d) Section 5066 (D.C. Official Code § 44-664.05) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

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

(i) Strike the phrase “DFY 2016” both times it appears and insert the phrase “District Fiscal Year” in its place.

(ii) Strike the phrase “District private hospital” and insert the phrase “District private hospital for the District fiscal year 3 years prior to the current fiscal year” in its place.

(C) Paragraph (3) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

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

(A) Paragraph (1) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

(B) Paragraph (3) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

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(e) Section 5067(a)(2) (D.C. Official Code § 44-664.06(a)(2)) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1 of each year” in its place.

(f) Section 5070 (D.C. Official Code § 44-664.09) is amended by striking the phrase “September 30, 2019” and inserting the phrase “September 30, 2029” in its place.

Sec. 5083. The Medicaid Hospital Inpatient Rate Supplement Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.11 *et seq.*), is amended as follows:

(a) Section 5082(4) (D.C. Official Code § 44-664.11(4)) is amended by striking the phrase “ending between October 1, 2015, and September 30, 2016” and inserting the phrase “between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed” in its place.

(b) Section 5084 (D.C. Official Code § 44-664.13) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase “October 1, 2017” and inserting the phrase “October 1, 2018” in its place.

(B) Paragraph (2) is amended by striking the phrase “\$8.6 million” and inserting the phrase “\$8,814,004” in its place.

(2) Subsection (c) is amended by striking the phrase “August 1, 2018” and inserting the phrase “August 1, 2019” in its place.

(c) Section 5085(b) (D.C. Official Code § 44-664.14(b)) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1 of each District Fiscal Year” in its place.

(d) Section 5089 (D.C. Official Code § 44-664.18) is amended by striking the phrase “September 30, 2019” and inserting the phrase “September 30, 2029” in its place.

SUBTITLE J. NOT-FOR-PROFIT HOSPITAL CORPORATION FISCAL OVERSIGHT AND TRANSITION PLANNING

Sec. 5091. Short title.

This subtitle may be cited as the “Not-for-Profit Hospital Corporation Fiscal Oversight and Transition Planning Emergency Amendment Act of 2019”.

Sec. 5092. The Not-For-Profit Hospital Corporation Establishment Amendment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 44-951.01 *et seq.*), is amended as follows:

(a) Section 5115 (D.C. Official Code § 44-951.04) is amended as follows:

(1) Subsection (a) is amended as follows:

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

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

“(A) The Corporation shall be governed by a Board of Directors, which shall consist of 13 members, 11 of whom shall be voting members and 2 of whom shall be non-voting members.”.

(ii) Subparagraph (D) is amended to read as follows:

“(D) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.”.

(2) New subsections (l) and (m) are added to read as follows:

“(l)(1) Subsections (a), (b), (c), (d), (e), and (f) of this section shall expire if:

“(A) By September 15, 2019, the Board does not adopt a revised budget for Fiscal Year 2020 that has been certified by the Chief Financial Officer of the District of Columbia as being balanced with a District operating subsidy of \$22.14 million or less;

“(B) At any time in Fiscal Year 2020, an annual subsidy of more than \$22.14 million is required; or

“(C) At any time after September 30, 2020, a District operating subsidy of more than \$15 million per year is required.

“(2) The Chief Financial Officer shall file written notice with the Office of the Secretary to the Council as to whether any of the conditions set forth in paragraph (1) of this subsection has been met.

“(m) If any of the conditions set forth in subsection (l)(1) of this section has been met:

“(1) The Corporation shall be governed by a Fiscal Management Board, which shall serve as a control board, consisting of 9 members, 7 of whom shall be voting members and 2 of whom shall be non-voting members.

“(2) Voting members of the Fiscal Management Board shall include:

“(A) The Chief Financial Officer of the District of Columbia, or his or her designee, who shall serve as chair of the Fiscal Management Board;

“(B) The Deputy Mayor for Health and Human Services, or his or her designee;

“(C) The Director of the Child and Family Services Agency, or his or her designee;

“(D) A citizen member from Ward 8, appointed by the Mayor;

“(E) A citizen member, appointed by the Mayor, who has experience serving as the City Administrator of the District of Columbia; and

“(F) One representative from each of the two unions maintaining the largest collective bargaining units at United Medical Center.

“(3) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.

“(4) Members of the Fiscal Management Board shall serve until January 31, 2023.”.

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(b) Section 5120 (D.C. Official Code § 44-951.09) is amended as follows:

(1) The existing text is designated as subsection (a).

(2) Newly designated subsection (a) is amended by striking the phrase “to the Mayor.” and inserting the phrase “to the Mayor. Prior to submission to the Mayor, the proposed operating budget must be certified by the Chief Financial Officer of the District of Columbia as being balanced.” in its place.

(3) New subsections (b) and (c) are added to read as follows:

“(b)(1) If any of the conditions set forth in section 5115(l) has been met, the Fiscal Management Board shall meet no later than 30 days thereafter and approve an operating budget that supports the following services:

“(A) An emergency department;

“(B) Behavioral health (psychiatric) services; and

“(C) The inpatient, outpatient, and support services necessary to provide services pursuant to subparagraphs (A) and (B) of this paragraph, appropriately scaled to require a District operating subsidy equal to or less than \$22.14 million in Fiscal Year 2020 or equal to or less than \$15 million per year thereafter.

“(2) No later than 15 days after the approval by the Fiscal Management Board of an operating budget pursuant to paragraph (1) of this subsection, the Chief Financial Officer of the District of Columbia shall determine whether the budget approved by the Financial Management Board can be certified as meeting the requirements set forth in paragraph (1) of this subsection.

“(3) The following requirements shall govern any reduction-in-force (“RIF”) necessitated by an operating budget adopted pursuant to paragraph (1) of this subsection:

“(A) Before implementing a RIF, the United Medical Center shall provide 30 days’ notice to the affected unions.

“(B) In structuring a RIF, the Financial Management Board shall make utmost efforts to ensure that front-line care givers and support staff are affected the least and that all reductions comply with any existing collective bargaining agreement.”.

(c) A new section 5130 is added to read as follows:

“Sec. 5130. Dissolution.

“(a) By December 31, 2022, the United Medical Center shall cease admitting new patients.

“(b) By January 31, 2023, the United Medical Center shall cease patient operations.

“(c) On January 31, 2023, the Corporation shall dissolve. All of its assets (including cash, accounts receivable, reserve funds, real or personal property, and contract and other rights), positions, personnel, and records, and the unexpended balances of appropriations, allocations, and other funds available or to be made available to it, shall revert to the District.

“(d) The Office of the Chief Financial Officer shall ensure that the Fiscal Year 2023 year-end audit for the Not-for-Profit Hospital Corporation is executed properly.”.

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Sec. 5093. The East End Health Equity Amendment Act of 2018, effective March 28, 2019 (D.C. Law 22-273; 66 DCR 1581), is repealed.

Sec. 5094. Section 8 of the Health Services Planning Program Re-establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-407), is amended as follows:

(a) Subsection (b) is amended by adding new paragraphs (18) and (19) to read as follows:

“(18) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a full-service, community hospital by the District on the St. Elizabeths Hospital Campus (“East End Hospital”) with 200 licensed beds.

“(19) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a skilled nursing facility in Ward 7 or 8 with up to 125 licensed beds that shall be constructed to accommodate the safe transition of patients who require skilled nursing from United Medical Center by December 31, 2021.”.

(b) A new subsection (k) is added to read as follows:

“(k) The provisions of subsection (b)(18) and (19) of this section shall apply upon the satisfaction of the following conditions:

“(1) The execution of a mutually agreed upon contract between the District and a hospital operator to operate and manage the East End Hospital that includes, without limitation, requirements to:

“(A) Provide a detailed workforce development plan that includes strategies to:

“(i) Prepare qualified District residents for employment at the East

End Hospital;

“(ii) Train District residents for employment at the East End

Hospital; and

“(iii) Provide preference in hiring for employment at the East End

Hospital to:

“(I) Qualified employees of United Medical Center who meet the minimum standards for employment established by the hospital operator;; and

“(II) District residents, with a particular emphasis on the residents of Wards 7 and 8.

“(B) Hire a majority of the current non-supervisory employees of United Medical Center; and

“(C) Enter into a labor peace agreement with a labor organization that requests a labor peace agreement and which represents, or reasonably might represent, workers at the hospital; and

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“(2)(A)(i) The filing, by the Mayor, with the Office of the Secretary to the Council of one or more academic affiliation agreements (including physician services agreements) between Howard University and one or more health care facilities to ensure that Howard University College of Medicine meets its applicable accreditation requirements to continue its academic mission.

“(ii) For the purposes of this subparagraph the term “health care facilities” shall not be limited to health care facilities in the District or existing health care facilities, and may include the East End Hospital; and

“(B) The submission of an academic affiliation agreement in accordance with subparagraph (A) of this paragraph that specifies accommodations for Howard University College of Medicine’s medical faculty, medical students, and medical residents; provided, that such an agreement may summarize or redact any confidential information negotiated between the contracting parties.”.

Sec. 5095. Applicability.

This subtitle shall apply as of July 1, 2019.

SUBTITLE K. D.C. HEALTHCARE ALLIANCE REFORM

Sec. 5101. Short title.

This subtitle may be cited as the “D.C. Healthcare Alliance Reform Emergency Amendment Act of 2019”.

Sec. 5102. Section 7b of the Health Care Privatization Amendment Act of 2001, effective December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407), is amended to read as follows:

“Sec. 7b. D.C. Healthcare Alliance recertification.

“(a) A D.C. Healthcare Alliance (“Alliance”) enrollee who enrolls in the Alliance before April 1, 2023, shall be required to recertify his or her enrollment every 6 months.

“(b) An Alliance enrollee who enrolls in the Alliance after March 31, 2023, shall be required to recertify his or her enrollment on an annual basis.

“(c) An enrollee may recertify in person with the Department of Human Services or, if the Alliance is incorporated into the D.C. Health Link program, with the District of Columbia Health Benefit Exchange Authority.”.

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**SUBTITLE L. FORT DUPONT ICE ARENA CONSTRUCTION
ACCELERATION**

Sec. 5111. Short title.

This subtitle may be cited as the “Fort Dupont Ice Arena Construction Acceleration Emergency Act of 2019”.

Sec. 5112. Fort Dupont Ice Arena Construction.

The Mayor is authorized to spend the funds in capital project QD738 to plan, design, and construct an ice arena at Fort Dupont; provided, that the process for doing so shall begin on October 1, 2019, or after \$1,300,000 is raised in private donations by the Friends of the Fort Dupont Ice Arena, whichever occurs later.

SUBTITLE M. FIRST TIME MOTHERS HOME VISITING PROGRAM

Sec. 5121. Short title.

This subtitle may be cited as the “Leverage for Our Future Emergency Amendment Act of 2019”.

Sec. 5122. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) A new section 105a is added to read as follows:

“Sec. 105a. First Time Mothers Home Visiting Pilot Program.

“(a)(1) DOH shall award a competitive grant in an amount not to exceed \$150,000 to a home visiting provider to support the development of a pilot program that provides evidence-based home visiting services exclusively to eligible first-time mothers in the District.

“(2) The grant issued in accordance with the subsection shall be limited to a home visiting provider that receives at least \$500,000 of its funding from private sources.”

“(b) For the purposes of this section, the term “eligible first-time mother” means a pregnant woman preparing to give birth to her first child who has enrolled in the pilot program prior to their 28th week of pregnancy and:

“(1) Has an individual income that is less than 60% of the area median income for the Washington, D.C. metropolitan area according to the statistics of the United States Department of Housing and Urban Development; or

“(2) Is eligible for Medicaid.”.

SUBTITLE N. SENIOR STRATEGIC PLAN CLARIFICATION

Sec. 5131. Short title

This subtitle may be cited as the “Senior Strategic Plan Clarification Emergency Amendment Act of 2019”.

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Sec. 5132. Section 307(b) of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.07(b)) is amended as follows:

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

(1) Subparagraph (B) is amended by striking the phrase “of those populations; and” and inserting the phrase “of those populations, especially those with cognitive and other disabilities who cannot care for themselves without assistance;” in its place.

(2) A new subparagraph (B-i) is added to read as follows:

“(B-i) The number of aged residents, listed by Ward, who spend down assets in order to qualify for Medicaid, who forgo needed care because they cannot afford the care, and who spend a significant percentage of their income or assets on health care; and”.

(3) Subparagraph (C) is amended as follows:

(A) Sub-subparagraph (ii) is amended by striking the phrase “minorities; or” and inserting the phrase “minorities;” in its place.

(B) Sub-subparagraph (iii) is amended by striking the semicolon and inserting the phrase “; and” in its place.

(C) A new sub-subparagraph (iv) is added to read as follows:

“(iv) Are disabled;”.

(b) Paragraph (7) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(c) Paragraph (8) is amended by striking the period and inserting the phrase “; and” in its place.

(d) A new paragraph (9) is added to read as follows:

“(9) Current licensing and training programs, administered by the Department of Health or the Department of Employment Services, for in-home healthcare workers and recommendations for improvements to licensing or training programs that would increase the number of in-home healthcare workers in the District.”.

SUBTITLE O. BIRTH-TO-THREE FOR ALL DC CLARIFICATION

Sec. 5141. Short title.

This subtitle may be cited as the “Birth-to-Three for All DC Clarification Emergency Amendment Act of 2019”.

Sec. 5142. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) Section 107(b) (D.C. Official Code § 4-651.07(b)) is amended by striking the phrase “DOH” and inserting the phrase “OSSE” in its place.

(b) Section 110(a) (D.C. Official Code § 4-651.10(a)) is amended to read as follows:

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“(a) Beginning October 1, 2019, and annually thereafter until Fiscal Year 2023, DBH shall expand the number of child development centers participating in either Healthy Futures or another evidence-based program that provides behavioral health care services by an additional:

“(1) 75 child-care centers in FY 2020;

“(2) 75 child-care centers in FY 2021; and

“(3) 75 child-care centers in FY 2022.”.

(c) Section 301(a) is amended to read as follows:

“(a) Sections 102(g)(3), (4), and (5), 104, 106(b)(2), 107(b), 109(d), 110(a)(2) and (3), new amendatory sections 11b(a)(2) - (5), 11b(b), and 11c of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code §§ 4-410.02 and 4-410.03), within section 201(d), and sections 201(e) and 202(b), shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.”.

Sec. 5143. Section 11b (a) of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-410.02(a)), is amended as follows:

“(a) OSSE shall establish payment rates for child development facilities providing care for infants and toddlers. The rate of payment shall be sufficient to provide a child development center and child development home with funding to operate based on a cost modeling analysis that incorporates costs incurred as a result of implementing the salary scale and schedule developed by OSSE pursuant to section 11a(b). Subject to appropriations, the cost of care and teacher salary scale shall be increased as follows:

“(1) By October 1, 2019, \$4,298,064 of the projected fiscal impact of the full cost of care and teacher salary scale;

“(2) By October 1, 2020, at least 25% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(3) By October 1, 2021, at least 50% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(4) By October 1, 2022, at least 75% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(5) By October 1, 2023, and on an annual basis thereafter, OSSE shall reimburse providers at the cost of care as determined by its most recent cost modeling analysis; and

“(6) By October 1, 2024, and on a triennial basis thereafter, OSSE shall revise the payment rates based on the updated cost of care and teacher salary scale developed pursuant to section 11a(b).”.

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TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT**SUBTITLE A. HALF STREET, SE, IMPROVEMENT GRANT**

Sec. 6001. Short title.

This subtitle may be cited as the “Half Street Improvement Emergency Amendment Act of 2019”.

Sec. 6002. Section 3(c) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(c)), is amended by adding a new paragraph (4) to read as follows:

“(4) Notwithstanding paragraph (1) of this subsection, the Director may issue grants, including grants in excess of \$1 million, for the purpose of improving the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E., to the Capitol Riverfront Business Improvement District or to an owner of real property adjacent to the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E.”.

SUBTITLE B. DDOT MASTER CAPITAL PROJECTS

Sec. 6011. Short title.

This subtitle may be cited as the “Master Transportation Capital Projects Emergency Amendment Act of 2019”.

Sec. 6012. Section 3(e) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(e)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase “directly from capital projects” and inserting the phrase “directly from Master capital projects” in its place.

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

(1) Strike the phrase “each capital project created in fiscal year 2012 or later” and insert the phrase “each capital project” in its place.

(2) Strike the phrase “created in Fiscal Year 2018 or later.” and insert a period in its place.

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

(1) Strike the phrase “capital project created in Fiscal Year 2012 or later” and insert the phrase “capital project” in its place.

(2) Strike the phrase “created in Fiscal Year 2018 or later.” and insert a period in its place.

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

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(1) Subparagraph (A) is amended by striking the phrase “to the applicable Master local transportation capital project created in Fiscal Year 2018 or later” and inserting the phrase “to an applicable Master local transportation capital project” in its place.

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

“(B) For the purposes of this paragraph, the term “associated project” means a Related Project with a current fund balance.”.

(3) Subparagraph (C) is repealed.

SUBTITLE C. DEPARTMENT OF FOR-HIRE VEHICLES AMENDMENT

Sec. 6021. Short title.

This subtitle may be cited as the “Department of For-Hire Vehicles Emergency Amendment Act of 2019”.

Sec. 6022. The Department of For-Hire Vehicles Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code § 50-301.01 *et seq.*), is amended as follows:

(a) Section 8(f) (D.C. Official Code § 50-301.07(f)) is repealed.

(b) Section 20a(k) (D.C. Official Code § 50-301.20(k)), is amended by striking the phrase “monthly revenue reports on the Fund by the 15th of every month” and inserting the phrase “a quarterly revenue report on the Fund by the 15th of the month following the end of each quarter” in its place.

SUBTITLE D. PARKING ENFORCEMENT AUTHORITY

Sec. 6031. Short title.

This subtitle may be cited as the “Parking Enforcement When a Motor Vehicle Operator Leaves the Site of a Violation Emergency Amendment Act of 2019”.

Sec. 6032. Section 303(c-1) of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2303.03(c-1)), is amended by striking the phrase “When a violation is detected by an automated parking enforcement system, the Mayor shall” and inserting the phrase “When a violation is detected by an automated parking enforcement system, or when the operator of a motor vehicle leaves the site of a violation before personal service or service by affixing the notice to the vehicle can be effectuated, the Mayor may” in its place.

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SUBTITLE E. TRANSIT SUBSIDIES CLARIFICATION

Sec. 6041. Short title.

This subtitle may be cited as the “Student, Foster Youth, Summer Youth Employee, and Adult Learner Transit Subsidies Emergency Act of 2019”.

Sec. 6042. Definitions.

For the purposes of this subtitle, the term “public transit services operated by the District government” means the D.C. Circulator bus system and the District’s streetcar system.

Sec. 6043. Transit subsidy agreement.

To accomplish the mandates of this subtitle, the Mayor may enter into one or more agreements with the Washington Metropolitan Area Transit Authority for the transportation of elementary and secondary school students, adult learners, foster youth, and summer youth employees at subsidized or free fares.

Sec. 6044. Kids Ride Free transit subsidy program.

(a) The Mayor may establish a subsidy program, to be known as Kids Ride Free (“Kids Ride Free Program”), under which District elementary and secondary school students shall receive free fares on the Metrorail system, Metrobus system, and public transit systems operated by the District government.

(b) To be eligible for the Kids Ride Free Program, a student shall be:

- (1) A resident of the District under 22 years of age; and
- (2) Enrolled in one of the following:

- (A) A traditional District of Columbia public school or public charter school;
- (B) An alternative, adult, or special education District of Columbia public school or public charter school;
- (C) A private school, including a parochial school, in the District;
- (D) An education program operated by the Office of the State Superintendent of Education; or
- (E) Homeschooling in the District.

(c) The Mayor may require each student, student’s parent or guardian, or student’s school to file an application on behalf of the student to participate in the Kids Ride Free Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Kids Ride Free Program and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration of the Kids Ride Free Program.

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Sec. 6045. Transit subsidy for youth in the District's foster care system.

(a) The Mayor may establish a program ("Foster Youth Program") to allow youth in the District's foster care system to receive free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Foster Youth Program, a foster youth must be under 21 years of age.

(c) The Mayor may require each foster youth, or the foster youth's parent, guardian, or custodian to file an application on behalf of the foster youth to participate in the Foster Youth Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Foster Youth Program, and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration and of the Foster Youth Program.

Sec. 6046. Summer Youth Employment Program transit subsidy.

(a)(1) The Mayor shall establish a program ("SYEP Program") to allow participants in the Summer Youth Employment Program ("SYEP") administered by the Mayor pursuant to section 2(a)(1) of the Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241(a)(1)), to travel at subsidized or free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(2) The total subsidy provided to an individual pursuant to paragraph (1) of this subsection shall at least equal the cost of a roundtrip regular Metrobus fare for every program day of the SYEP.

(b) To be eligible to participate in the SYEP Program, an SYEP participant:

(1) Must be 24 years of age or younger; and

(2) May not receive a subsidy pursuant to section 6044 or 6045 during the individual's SYEP participation.

(c) The Mayor may require each SYEP participant or the SYEP participant's parent or guardian to file an application on the SYEP participant's behalf to participate in the SYEP Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may:

(1) Establish standards for eligibility to participate in the SYEP Program;

(2) Limit the use of subsidized fares to transportation to and from SYEP employment, internships, and related activities; and

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(3) Impose such other restrictions on eligibility and the use of subsidized or free fares that the Mayor deems appropriate for the proper operational and fiscal administration of the SYEP Program.

Sec. 6047. Adult learners transit subsidy.

(a) Subject to available funds, the Mayor shall establish a program (“Adult Learners Program”) for students of adult learning programs to receive subsidized fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Adult Learners Program, a student shall be:

- (1) Eighteen years of age or older;
- (2) A District resident;
- (3) Not eligible for a free fare pursuant to section 6044 or 6045; and
- (4) Enrolled in an adult learning program that is operated by or receives funding

from:

- (A) A local education agency in the District, including the District of Columbia Public Schools or a public charter school;
- (B) The District of Columbia Public Library;
- (C) The Office of the State Superintendent of Education; or
- (D) The University of the District of Columbia Workforce Development and Lifelong Learning Program.

(c) Beginning in Fiscal Year 2020, an eligible student shall receive a subsidy equal to at least \$70 per month for each month the student is enrolled in an adult learning program.

Sec. 6048. Rules.

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this subtitle.

Sec. 6049. An Act To provide for the regulation of fares for the transportation of schoolchildren in the District of Columbia, approved August 9, 1955 (69 Stat. 616; D.C. Official Code § 35-232 *et seq.*), is repealed.

SUBTITLE F. CLEANENERGY DC IMPLEMENTATION

Sec. 6051. Short title.

This subtitle may be cited as the “CleanEnergy Implementation Emergency Amendment Act of 2019”.

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Sec. 6052. Section 210(c)(12)(A) of the Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)(12)(A)), is amended as follows:

(a) Sub-subparagraph (ii) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Sub-subparagraph (iii) is amended by striking the period and inserting a semicolon in its place.

(c) New sub-subparagraphs (iv) and (v) are added to read as follows:

“(iv) Support the implementation of the transportation emission reduction initiative required by section 6(j)(1A) of the District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(j)(1A)), including by covering the costs incurred by other District agencies to implement the initiative; and

“(v) Support the implementation of the energy retrofit program required by section 303(1) of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; D.C. Official Code § 8-1772.22), including by covering the costs incurred by other District agencies to implement the program.”.

SUBTITLE G. CRIAC ASSISTANCE FUND

Sec. 6061. Short title.

This subtitle may be cited as the “Clean Rivers Impervious Area Charge Assistance Fund Emergency Amendment Act of 2019”.

Sec. 6062. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 113a to read as follows:

“Sec. 113a. CRIAC Assistance Fund.

“(a) There is established as a special fund the Clean Rivers Impervious Area Charge Assistance Fund (“Fund”), which shall be administered by the Mayor in accordance with subsection (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Such amounts as may be appropriated to the Fund; and

“(2) Any amounts appropriated in Fiscal Year 2019 for the implementation of the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b), that remain unspent at the end of that fiscal year.

“(c) Money in the Fund shall be used to pay for the costs of implementing the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment

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and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b).

“(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

Sec. 6063. Applicability.

This subtitle shall apply as of September 30, 2019.

SUBTITLE H. RESIDENTIAL PARKING PERMIT

Sec. 6071. Short title.

This subtitle may be cited as the “Residential Parking Permit Emergency Amendment Act of 2019”.

Sec. 6072. Section 2415.3 of Title 18 of the District of Columbia Municipal Regulations is amended to read as follows:

“2415.3 The fee for a one-year residential permit parking sticker shall be \$50 annually for the 1st vehicle permitted per legal-mailing address, \$75 for the 2nd vehicle permitted per legal-mailing address, \$100 for the 3rd vehicle permitted per legal-mailing address, and \$150 for any vehicle beyond the 1st 3 vehicles permitted per legal-mailing address, except permits issued to residents 65 years of age or older shall be \$35 annually for the 1st vehicle permitted per legal-mailing address.”.

SUBTITLE I. DRIVING WHILE USING A MOBILE TELEPHONE MINOR PROHIBITION AMENDMENT

Sec. 6081. Short title.

This subtitle may be cited as the “Driving While Using a Mobile Telephone Minor Prohibition Emergency Amendment Act of 2019”.

Sec. 6082. The Distracted Driving Safety Act of 2004, effective March 30, 2004 (D.C. Law 15-124; D.C. Official Code § 50-1731.01 *et seq.*), is amended as follows:

(a) Section 5(b) (D.C. Official Code § 50-1731.05(b)) is amended by striking the phrase “A person who holds a learner’s permit” and inserting the phrase “A person who holds a learner’s permit or is under the age of 18” in its place.

(b) Section 6(a) (D.C. Official Code § 50-1731.06(a)) is amended by striking the phrase “that the fine” and inserting the phrase “that, for a violation of section 4, the fine” in its place.

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SUBTITLE J. OFFICE OF URBAN AGRICULTURE ESTABLISHMENT

Sec. 6091. Short title.

This subtitle may be cited as the "Office of Urban Agriculture Establishment Emergency Amendment Act of 2019".

Sec. 6092. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 109a to read as follows:

"Sec. 109a. Office of Urban Agriculture establishment.

"(a) There is established an Office of Urban Agriculture ("Office") within DOEE.

"(b) The mission of the Office shall be to encourage and promote urban, indoor, and other emerging agriculture practices in the District, including:

"(1) Community gardens and farms;

"(2) Rooftop farms, indoor farms, and greenhouses;

"(3) Hydroponic, aeroponic, and aquaponic farm facilities; and

"(4) Other innovations in urban agricultural production.

"(c) The duties of the Office shall include:

"(1) Developing and implementing District-wide policies and programs to promote urban farming and agriculture, including the Urban Farming Land Lease Program under section 3a of the Food Production and Urban Gardens Program Act of 1986, effective April 30, 2015 (D.C. Law 20-248; D.C. Official Code § 48-402.01), the tax abatements under D.C. Official Code § 47-868, and the Sustainable Urban Agriculture Apiculture Act of 2012, effective April 20, 2013 (D.C. Law 19-262; D.C. Official Code § 8-1825.01 *et seq.*);

"(2) Collaborating with and providing guidance to other District agencies implementing urban agriculture programs;

"(3) Engaging in outreach to share best practices, provide mentorship, and offer technical assistance with urban agriculture programs; and

"(4) Applying for and accepting agriculture grants on behalf of DOEE."

Sec. 6093. Section 2(1) of the Food Production and Urban Gardens Program Act of 1986, effective February 28, 1987 D.C. Law 6-210; D.C. Official Code § 48-401(1)), is amended by striking the phrase "Department of General Services" and inserting the phrase "Department of Energy and Environment" in its place.

Sec. 6094. Section 2a(b)(4)(B) of the Division of Park Services Act of 1988, effective March 16, 1988 (D.C. Law 7-209; D.C. Official Code § 10-166.01(b)(4)(B)), is repealed.

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Sec. 6095. Section 47-868(d)(1) of Title 47 of the District of Columbia Official Code is amended by striking the phrase "Department of General Services" and inserting the phrase "Department of Energy and Environment" in its place.

SUBTITLE K. TEMPORARY VISITOR PARKING PERMIT PROGRAM TRANSFER

Sec. 6101. Short title

This subtitle may be cited as the "Temporary Visitor Parking Permit Program Transfer Regulation Emergency Amendment Act of 2019".

Sec. 6102. Section 2414.5 of Title 18 of the District of Columbia Municipal Regulations is amended by striking the phrase "Chief of Police" both times it appears and inserting the phrase "Director of the District Department of Transportation" in its place.

Sec. 6103. Applicability.

This subtitle shall apply as of January 1, 2020.

SUBTITLE L. CONGESTION PRICING STUDY AMENDMENT

Sec. 6111. Short title.

This subtitle may be cited as the "Congestion Pricing Study Emergency Amendment Act of 2019".

Sec. 6112. Subsection (c)(4)(A) of the text under the heading "ASSESSMENT AND PERMIT WORK" of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for fiscal year ending June thirtieth, eighteen hundred and ninety-five, and for other purposes, approved August 7, 1894 (28 Stat. 247; D.C. Official Code § 9-401.06(c)(4)(A)), is amended by striking the phrase "provided," and inserting the phrase "provided, that in Fiscal Year 2020, an agreement to conduct a congestion pricing study shall not exceed \$500,000; provided further," in its place.

Sec. 6113. Section 9m of the Department of Transportation Establishment Act of 2002, effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 50-921.21), is amended as follows:

(a) The section heading is amended by striking the word "study" and inserting the word "studies" in its place.

(b) The existing text is designated as subsection (a).

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

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“(b) By July 1, 2020, the District Department of Transportation, in consultation with the Office of the Chief Financial Officer, other District agencies, or organizations such as DC Sustainable Transportation, as needed, shall make publicly available a study that evaluates and makes recommendations regarding the potential benefits of congestion pricing on the District, including:

- “(1) An analysis of the effect of intra-district tolls;
- “(2) An analysis of the effect of tolls for vehicles entering the District via the District’s bridges;
- “(3) An analysis of the effect of different pricing strategies;
- “(4) An analysis of how different pricing strategies would be compatible with the introduction of autonomous vehicles;
- “(5) An analysis of the effect on demographic, geographical, and income-level equity, as well as the effect on District residents and non-residents;
- “(6) An analysis of the potential to raise revenue; and
- “(7) An analysis of the potential benefits of regional collaboration.”.

SUBTITLE M. LEAD SERVICE LINE REPLACEMENT

Sec. 6121. Short title.

This subtitle may be cited as the “Lead Service Line Replacement Emergency Amendment Act of 2019”.

Sec. 6122. Section 6019b of the Lead Service Line Priority Replacement Assistance Act of 2004, effective March 13, 2019 (D.C. Law 22-241; D.C. Official Code § 34-2159), is amended as follows:

(a) Subsection (a) is amended by striking the phrase “on public property is not a lead water service line” and inserting the phrase “on public property is not a lead water service line, whether in whole or in part” in its place.

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

(1) The existing text is designated as paragraph (1).

(2) A new paragraph (2) is added to read as follows:

“(2) DC Water may use funding provided pursuant to this section to pay for administrative costs incurred in administering the Program.”.

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

“(i)(1) There is established as a special fund the Lead Service Line Replacement Fund (“Fund”), which shall be administered by the Mayor in accordance with paragraph (3) of this subsection.

“(2) Revenue from the following sources shall be deposited in the Fund:

“(A) Such amounts as may be appropriated to the Fund; and

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“(B) Any amounts appropriated in Fiscal Year 2020 for the implementation of the Program that remain unspent at the end of Fiscal Year 2020.

“(3) Money in the Fund shall be used to pay the costs of implementing the Program.

“(4)(A) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(B) Subject to authorization in an approved in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

TITLE VII. FINANCE AND REVENUE**SUBTITLE A. KEEP CHILD CARE AFFORDABLE TAX CREDIT**

Sec. 7001. Short title.

This subtitle may be cited as the “Keep Child Care Affordable Tax Credit Emergency Amendment Act of 2019”.

Sec. 7002. Chapter 18 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the phrase “§ 47-1806.15. Early learning tax credit.” and inserting the phrase “§ 47-1806.15. Keep child care affordable tax credit.” in its place.

(b) Section 47-1806.15 is amended as follows:

(1) The heading is amended to read as follows:

“§ 47-1806.15. Keep child care affordable tax credit.”.

(2) Subsection (a) is amended as follows:

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

(i) The existing text is designated as paragraph (1A)(A).

(ii) The newly designated subparagraph (A) is amended by striking the period and inserting the phrase “and licensed pursuant to § 7-2034 unless exempt pursuant to § 7-2033(5).” in its place.

(iii) A new subparagraph (B) is added to read as follows:

“(B) This paragraph shall apply for tax years beginning on or after January 1, 2018.”.

(B) A new paragraph (1) is added to read as follows:

“(1) “Base year” means the calendar year beginning January 1, 2018, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a deduction or exemption shall become effective, whichever is later.”.

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(C) Paragraph (2) is amended to read as follows:

“(2) “Consumer Price Index” means the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.”.

(D) A new paragraph (2A) is added to read as follows:

“(2A) “Cost-of-living adjustment” means an amount, for any calendar year, equal to the dollar amount set forth in this section multiplied by the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.”.

(3) Subsection (b)(2) is amended to read as follows:

“(2)(A) The amount of the credit shall be the lesser of:

“(i) The total amount of all eligible child care expenses paid by the taxpayer in the taxable year; or

“(ii) The limit per eligible child, as set forth in subparagraph (B) of this paragraph, multiplied by the number of the taxpayer’s eligible children.

“(B)(i) For the taxable years beginning on January 1, 2018, and January 1, 2019, the limit per eligible child shall be \$1,000.

“(ii) For each taxable year beginning after December 31, 2019, the limit per eligible child set forth in sub-subparagraph (i) of this subparagraph shall be increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$5, rounded down to the next multiple of \$5).”.

(4) Subsection (d)(5) is amended to read as follows:

“(5) The taxpayer's District taxable income for the taxable year exceeds the following amounts and increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100):

“(A) For the taxable year ending December 31, 2018:

“(i) Single and head of household: \$750,000;

“(ii) Married filing jointly: \$750,000; or

“(iii) Married filing separately: \$375,000.”

“(B) For taxable years beginning on or after January 1, 2019:

“(i) Single and head of household: \$150,000;

“(ii) Married filing jointly: \$150,000; or

“(iii) Married filing separately: \$75,000.”.

(5) Subsection (f) is repealed.

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SUBTITLE B. KEEP HOUSING AFFORDABLE INCREASED TAX RELIEF

Sec. 7011. Short title.

This subtitle may be cited as the "Keep Housing Affordable Increased Property Tax Relief Emergency Amendment Act of 2019".

Sec. 7012. Section 47-1806.06 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase "a total of \$1,000" and inserting the phrase "the maximum credit amount" in its place.

(2) Paragraph (2) is amended by adding a new subparagraph (D) to read as follows:

"(D) For taxable years beginning after December 31, 2018, the percentage required under paragraph (1) of this subsection to be determined for all claimants other than eligible senior claimants shall be the percentage specified in the following table:

	"If adjusted gross income is: Tax credit equals:
3.0% of adjusted gross income of the tax filing unit	"\$0 - 24,999 100% of property tax* exceeding
4.0% of adjusted gross income of the tax filing unit	"\$25,000 - \$51,999 100% of property tax* exceeding
5.0% of adjusted gross income of the tax filing unit	"\$52,000 - \$55,000 100% of property tax* exceeding

**or rent paid constituting property tax (20% of rent)."

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

(1) Paragraph (9) is amended by striking the figure "\$60,000" and inserting the phrase "the eligibility income threshold amount" in its place.

(2) New paragraphs (10), (11), (12), (13), and (14) are added to read as follows:

"(10) The term "base year" means the calendar year beginning January 1, 2015, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a maximum credit amount or eligibility income threshold amount shall become effective, whichever is later.

"(11) The term "Consumer Price Index" means, for any calendar year, the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.

"(12) The term "cost-of-living adjustment" means, for any calendar year, the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.

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“(13) The term “eligibility income threshold amount” means:

“(A) For the taxable year beginning January 1, 2015, \$60,000 for eligible senior claimants and \$40,000 for all other claimants;

“(B) For the taxable year beginning January 1, 2016, \$60,000 for eligible senior claimants and \$40,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100); and

“(C) For the taxable year beginning January 1, 2019, \$75,000 for eligible senior claimants and \$55,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100).

“(14) The term “maximum credit amount” means:

“(A) For the taxable year beginning January 1, 2015, \$1,000;

“(B) For the taxable year beginning January 1, 2016, \$1,000, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25); and

“(C) For the taxable year beginning January 1, 2019, \$1,200, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25).”

(c) Subsection (j)(1) is amended by striking the phrase “income tax return. The tax filing unit also includes any other persons who would be claimed as dependents on that tax return.” and inserting the phrase “income tax return.” in its place.

(d) Subsection (r) is repealed.

(e) A new subsections (s) is added to read as follows:

“(s) A claimant who is not required to file a return pursuant to § 47-1805.02 may file an alternative form prescribed by the Chief Financial Officer to claim the credit under this section. Notwithstanding § 47-1805.01(a), for taxable years beginning after December 31, 2019, claimants filing an alternative form may file it electronically in a manner prescribed by the Chief Financial Officer.”

SUBTITLE C. RECORDATION AND TRANSFER TAXES

Sec. 7021. Short title.

This subtitle may be cited as the “Recordation and Transfer Taxes Emergency Amendment Act of 2019”.

Sec. 7022. Section 303 of the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103), is amended as follows:

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(a) Subsection (a) is amended as follows:

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

(A) The lead-in language is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(B) Subparagraph (A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(2) Paragraph (2) is amended by striking the phrase “shall be 2.2%.” and inserting the phrase “shall be 2.2%; provided further, that, beginning October 1, 2019, at the time it is submitted for recordation, a deed that evidences a transfer of an economic interest in real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813 (except for a deed solely transferring an economic interest relating to a residential unit within a cooperative housing association), shall be taxed at the rate of 5.0% of the consideration allocable to the real property if the value of the consideration allocable to the real property is \$2 million or more; provided further, that for the purposes of the foregoing provision, a deed shall be considered to evidence a transfer of an economic interest in Class 2 Property if any portion of the building or structure in which the interest in real property being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to the execution of the deed, the majority ownership of the economic interest being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect).”.

(3) Paragraph (3)(A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(b) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Fund Act of 1988, effective March 18, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

(c) A new subsection (a-5) is added to read as follows:

“(a-5)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a:

“(A) Deed that is subject to the tax under subsection (a)(1) of this section if:

“(i) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(ii) The taxed or imputed consideration for the deed is \$2 million or more.

“(B)(i) Security interest instrument that is subject to the tax under subsection (a)(3) of this section if the security interest instrument:

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“(I) Encumbers real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(II) Secures a debt of \$2,000,000 or greater and only to the extent any part thereof exceeds an exemption from taxation under this chapter.

“(ii) For the purposes of this subparagraph, debts in security interest instruments recorded on the same day and pertaining to the same real property shall be aggregated to determine whether the \$2,000,000 threshold has been met; in the case in which such threshold is met, the tax under this subsection shall apply to each such security interest instrument regardless of the amount of debt secured by such security interest instrument.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property and a security interest instrument shall be considered to encumber Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument is classified as Class 2 Property, regardless of whether that portion is transferred in the deed or encumbered by the security interest instrument, if, prior to execution of the deed or security interest instrument, the majority ownership of the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under D.C. Official Code § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within such deed.”.

(d) Subsection (e)(1) is amended by striking the phrase “(a) and (a-4)” and inserting the phrase “(a), (a-4), and (a-5)” in its place.

(e) A new subsection (h) is added to read as follows:

“(h) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia.”.

Sec. 7023. Section 47-903 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

(b) A new subsection (a-6) is added to read as follows:

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“(a-6)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a deed that is subject to the tax under subsection (a)(1) of this section if:

“(A) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under § 47-813; and

“(B) The taxed or imputed consideration for such deed is \$2 million or more.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to execution of the deed, the majority ownership of the real property (or interest in real property) being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within the deed.”.

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

“(f) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia.”.

Sec. 7024. Sunset.

This subtitle shall expire on September 30, 2023.

SUBTITLE D. FISCAL YEAR 2019 INTERNET SALES TAX REVENUE

Sec. 7031. Short title.

This subtitle may be cited as the “Internet Sales Tax Revenue Emergency Amendment Act of 2019”.

Sec. 7032. Section 47-812(b-9)(2)(D)(ii) of the District of Columbia Official Code is amended to read as follows:

“(ii) IST revenue collected during the period beginning on January 1, 2019 and ending on September 30, 2019, shall be directed to the unassigned balance of the General Fund for purposes consistent with the Fiscal Year 2019 Revised Local Budget Emergency Act of 2019, passed on May 28, 2019 (Enrolled version of Bill 23-205).”.

Sec. 7033. Applicability.

This subtitle shall apply as of July 1, 2019.

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SUBTITLE E. COMMERCIAL PROPERTY TAX RATE

Sec. 7041. Short title.

This subtitle may be cited as the “Internet Sales Tax Commercial Property Tax Rate Emergency Amendment Act of 2019”.

Sec. 7042. Section 47-812(b-9)(2) of the District of Columbia Official Code is amended as follows:

(a) Subparagraph (C)(iii) is amended by striking the phrase “Except as provided in subparagraph (D) of this paragraph, \$1.89” and inserting the figure “\$1.89” in its place.

(b) Subparagraph (D)(i) is repealed.

SUBTITLE F. SPORTS WAGERING REVENUE

Sec. 7051. Short title.

This subtitle may be cited as the “Sports Wagering Revenue Emergency Amendment Act of 2019”.

Sec. 7052. Title III of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019 (D.C. Law 22-312; D.C. Official Code § 36-621.01 *et seq.*), is amended as follows:

(a) Section 305(g)(3) (D.C. Official Code § 36-621.05(g)(3)) is amended to read as follows:

“(3) Obtains a waiver from DSLBD of the contracting or joint venture requirements of the CBE act; provided, that if DSLBD neither approves nor denies the request for waiver within 30 days after the submission of the request, the waiver shall be deemed approved as a matter of law.”.

(b) Section 306 (D.C. Official Code § 36-621.06) is amended as follows:

(1) Subsection (b)(3)(A) is amended by striking the figure “\$250,000” and inserting the figure “\$500,000” in its place.

(2) Subsection (c)(4)(A) is amended by striking the figure “\$50,000” and inserting the figure “\$100,000” in its place.

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

“(e) Notwithstanding section 4(c)(20), a Class A operator may apply to operate sports wagering conducted over the internet, through mobile applications, or through other digital forms, but not through a physical location, outside of the physical confines of its approved sports wagering facility, within 2 blocks of its designated facility; provided, that the sports wagering conducted by a Class A operator over the internet, through mobile applications, or through other

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digital forms may not function within the physical confines of a different Class A operator's designated facility.”.

(c)(1) Section 315(c)(2) (D.C. Official Code § 36-621.15(c)(2)) is repealed.

(2) This subsection shall apply as of January 30, 2019.

SUBTITLE G. HEALTHY KIDS REVENUE

Sec. 7061. Short title.

This subtitle may be cited as the “Healthy Kids Revenue Emergency Amendment Act of 2019”.

Sec. 7062. Chapter 20 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-2001(r-1)(1) is amended as follows:

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

“(A) At least 50% milk, including soy, rice, or similar milk substitutes;”.

(2) Subparagraph (B) is repealed.

(3) Subparagraph (C) is amended to read as follows:

“(C) 100% fruit or vegetable juice; or”.

(4) Subparagraph (D) is repealed.

(b) Section 47-2002(a) is amended by adding a new paragraph (8) to read as follows:

“(8) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(c) Section 47-2002.02(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

(d) Section 47-2202(a) is amended by adding a new paragraph (5) to read as follows:

“(5) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(e) Section 47-2202.01(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

SUBTITLE H. WASHINGTON PARKS & PEOPLE EQUITABLE REAL PROPERTY TAX RELIEF

Sec. 7071. Short title.

This subtitle may be cited as the “Washington Parks & People Equitable Real Property Tax Relief Emergency Act of 2019”.

Sec. 7072. Chapter 10 of Title 47 of the District of Columbia Code is amended as follows:

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(a) The table of contents is amended by adding a new section designation to read as follows:

“47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.”

(b) A new section 47-1099.04 is added to read as follows:

“§ 47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.

“(a) The real property located in Lots 841, 847, 848, and 851 in Square 2841 shall be exempt from real property taxation so long as the real property is owned by Washington Parks & People, a District of Columbia nonprofit corporation, and is used as a park by the public generally, as a community garden, or as a children's playground, and is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009 as if the exemption had been granted administratively under this chapter.

“(b) All real property taxes, special assessments, liens of the District of Columbia (including Clean Cities liens), interest, penalties, fees, and other related charges assessed against real property located in Lots 841, 847, 848, and 851 in Square 2841 for the period beginning with tax year 1998 and continuing through to the end of the month during which the Washington Parks & People Equitable Real Property Tax Relief Act of 2019, as approved by the Committee of the Whole on May 14, 2019 (Committee Print of Bill 23-209), becomes effective shall be forgiven and any payments made during this period shall be refunded.”

SUBTITLE I. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING MATCH

Sec. 7081. Short title.

This subtitle may be cited as the “National Cherry Blossom Festival Fundraising Match Emergency Act of 2019”.

Sec. 7082. National Cherry Blossom Festival Fundraising.

(a) There is established a matching grant program to support the 2020 National Cherry Blossom Festival (“Program”), which shall be administered by the Washington Convention and Sports Authority (“Events DC”). Under the Program, a matching grant shall be awarded to a nonprofit organization that organizes and produces an event or events as part of the official, month-long National Cherry Blossom Festival (“Festival”) of up to \$1,000,000 for every dollar above \$1,000,000 that the organization has raised in corporate donations by March 31, 2020.

(b) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1,000,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of this section.

(c) A grant awarded pursuant to this section shall be in addition to any other grant awarded by Events DC in support of the Festival.

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SUBTITLE J. SENIOR RESIDENTS REAL PROPERTY TAX CAP

Sec. 7091. Short title.

This subtitle may be cited as the "Senior Residents Real Property Tax Cap Clarification Emergency Amendment Act of 2019".

Sec. 7092. Section 47-864 of the District of Columbia Official Code is amended as follows:

(a) Subsection (b) is amended to read as follows:

"(b) Beginning October 1, 2018, the credit under subsection (a) of this section shall be calculated as follows:

"(1)(A) In the case of real property that did not receive the credit under this section in the prior tax year:

"(i) Subtract the current tax year's homestead deduction from the prior tax year's assessed value; and

"(ii) Multiply the amount by 110% to determine the current tax year's taxable assessment; provided, that for real property receiving in whole or in part the homestead deduction under § 47-850 or § 47-850.01 and the tax relief deduction provided under § 47-863, the multiplier shall be 105% relative to that whole or part; or

"(B) In the case of real property that did receive the credit under this section in the prior tax year:

"(i) Multiply the prior tax year's taxable assessment by 110%; provided, that for real property receiving in whole or in part the homestead deduction under § 47-850 or § 47-850.01 and the tax relief deduction provided under § 47-863, the multiplier shall be 105% relative to that whole or part; and

"(ii) Subtract from that amount the difference of the current tax year's homestead deduction less the prior tax year's homestead deduction to determine the current tax year's taxable assessment.

"(2) Subtract the current tax year's homestead deduction from the current tax year's assessed value.

"(3) Subtract the current tax year's taxable assessment determined under paragraph (1) of this subsection from the amount determined in paragraph (2) of this subsection;

"(4) If the amount determined under paragraph (3) of this subsection is a positive number, multiply the amount by the applicable real property tax rate to determine the credit for the current tax year."

(b) A new subsection (g) is added to read as follows:

"(g) Beginning October 1, 2018, for that part of a housing cooperative receiving the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863,

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the credit under this section attributable to the assessment exceeding 105% up to 110% of the prior tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year) shall be an additional benefit to be passed on to the eligible household in the same manner as the deduction under § 47-863(c)(2)(C). No such credit attributable to such assessment increase shall be passed on unless the entire housing cooperative qualifies for a credit under this section. The part of the housing cooperative that does not qualify for both the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863 shall only receive the credit under this section attributable to the assessment exceeding 110% of the prior tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year).”.

Sec. 7093. Applicability.

This subtitle shall apply as of the effective date of this act.

SUBTITLE K. SPECIAL FUNDS REPEAL

Sec. 7101. Short title.

This subtitle may be cited as the “Special Funds Repeal Emergency Amendment Act of 2019”.

Sec. 7102. Section 1402 of the Productivity Bank Fund Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 1-325.01), is repealed.

Sec. 7103. Section 1152 of the Fee Collection Incentive Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.61), is repealed.

Sec. 7104. Section 7314 of the Internet Sales Tax, Homelessness Prevention, and WMATA Momentum Fund Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.241), is repealed.

Sec. 7105. Section 7154 of the IPW Fund, Destination DC Marketing Fund, and WMATA Momentum Support Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.311), is repealed.

SUBTITLE L. EXPENDITURE COMMISSION ESTABLISHMENT

Sec. 7121. Short title.

This subtitle may be cited as the “Expenditure Commission Establishment Emergency Act of 2019”.

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Sec. 7122. Expenditure Commission – Establishment.

(a)(1) There is established an Expenditure Commission (“Commission”) with the purpose of reviewing the District’s current budget structure, including expenditures and revenues, and preparing comprehensive recommendations to the Council and the Mayor on future budgets.

(2) The recommendations shall:

(A) Provide the vision for an expenditure regime that could withstand economic downturns without jeopardizing core government services;

(B) Assess sources of fiscal risks facing the District and strengths it may draw from;

(C) Identify the economic growth necessary to support the growing fiscal needs of the District; and

(D) Propose a plan to advance the District’s fiscal and economic standing and competitiveness in the region.

(3) The recommendations may not include spending or revenue caps.

(b) Specific functions of the Commission shall include the following:

(1) Analyzing the District’s budget expenditures for the current fiscal year and previous 5 fiscal years, including:

(A) Historic sources of growth or decline in spending;

(B) Whether the growth or decline is attributable to policy or external factors;

(C) Sources of risk in the current expenditure regime;

(2) Analyzing the District’s revenues for the current fiscal year and previous 5 fiscal years, including:

(A) Changes in tax policy;

(B) Comparison of tax rates with nearby jurisdictions; and

(C) Sources or risk in the current tax structure.

(3) Reviewing General Fund growth trends, including examining the growth in personnel, non-personnel, and subsidies;

(4) Identifying the cost drivers for expenditure increases, including both internal drivers, such as policy changes, and external drivers, such as demographic changes and inflation;

(5) Identifying the drivers of revenue growth, including both internal drivers, such as tax policy changes, and external drivers, such as economic growth, change in federal tax laws, or other sources;

(6) Recommending changes to practices that could result in efficiencies within the District’s budget, including simulations with different cost-driver assumptions; and

(7) Recommending benchmarks for measuring the current and future fairness and competitiveness of tax policy changes.

(c)(1) The Commission shall focus on structural changes to operations that could result in efficiencies in spending, rather than specific policy areas.

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(2) Information on policy decisions identified as budget cost-drivers pursuant to subsection (b)(4) of this section may be shared with the Mayor and Council for consideration in the annual budget process.

(d) The Commission shall submit its recommendations in the form of a report or reports similar in form and scope as those transmitted by the Tax Revision Commission, established pursuant to D.C. Official Code § 47-462. The report or reports shall be accompanied by draft legislation or other specific steps for implementing the recommendations.

(e) The Commission shall submit to the Council and the Mayor its final report no later than December 31, 2020.

Sec. 7123. Expenditure Commission – Composition; selection of Director.

(a) The Commission shall be composed of 11 members, including a Chairperson.

(b) The members of the Commission shall be appointed as follows:

(1) The Mayor shall appoint 5 members, of whom:

(A) Two shall be from the Executive branch, including the City Administrator, or his or her designee;

(B) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(C) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(D) One shall be a representative from the research community with a focus on local government finance.

(2) The Chairman of the Council shall appoint 5 members, of whom:

(A) One shall be the Council Budget Director, or his or her designee;

(B) One shall be the D.C. Auditor, or his or her designee;

(C) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(D) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(E) One shall be a representative from the research community with a focus on local government finance.

(3) The Chief Financial Officer, or his or her designee, shall be an ex officio member of the Commission.

(4) The Chairman of the Council shall appoint one member of the Commission as the Commission Chairperson.

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(c) All appointments shall be made no later than 30 days of the effective date of the Fiscal Year 2020 Budget Support Act of 2019, passed on 1st reading on May 14, 2019 (Engrossed version of Bill 23-209). A vacancy shall be filled in the same manner in which the initial appointment was made.

(d) The Chairman of the Council shall select a Director who shall perform the duties required for the day-to-day functioning of the Commission as considered necessary by the members, including coordination with the Mayor and Chairman of the Council on appointment of Commission members, management of startup and operations of the Commission, appointment of staff, selection of consultants, and the administration of meetings and report production.

(e) Each member of the Commission shall serve without compensation. Each member may be reimbursed for actual expenses pursuant to section 1108 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08).

(f) Members of the Commission shall act with the utmost integrity and professionalism. Each member shall avoid conflicts of interest and may seek the advice of the Board of Ethics and Government Accountability, established pursuant to section 202 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2012, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.02), to ensure that his or her duties are being discharged ethically.

Sec. 7124. Expenditure Commission — Authority.

(a) The Chairperson of the Commission, or his or her designated representative, who must be a member of the Commission, shall convene all meetings of the Commission. Six members of the Commission shall constitute a quorum. Voting by proxy shall not be permitted.

(b) The Commission shall have the authority to create and operate under its own rules of procedure, consistent with this subtitle and the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Official Code § 2-501 *et seq.*).

(c) All recommendations and reports prepared and submitted by the Commission shall be a matter of public record.

(d) The Commission, or committees thereof, may, for the purpose of carrying out the provisions of this subtitle, hold hearings, and shall sit and act at such times and places and administer oaths as required.

(e) The Commission shall have the authority to request directly from each department, agency, or instrumentality of the District Government, and each department, agency, or instrumentality is hereby authorized to furnish directly to the Commission upon its request, any information reasonably considered necessary by the Commission to carry out its functions under this subtitle.

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(f) The Commission is authorized to use space and supplies owned or rented by the District government. The Chairperson of the Commission is further authorized to request from the Mayor or Chairman of the Council the use of staff loaned from the Council or detailed by the Mayor for such purposes consistent with this subtitle as the Commission may determine.

(g) The Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and its implementing regulations, shall not apply to the Commission.

(h) The Commission's operations shall be funded by annual appropriations.

Sec. 7125. Section 105(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.05(c)), is amended as follows:

(a) Paragraph (19) is amended by striking the phrase "; and" and inserting a semicolon in its place.

(b) Paragraph (20) is amended by striking the period and inserting the phrase "; and" in its place.

(c) A new paragraph (21) is added to read as follows:

"(21) The Expenditure Commission."

Sec. 7126. Applicability.

This subtitle shall apply as of September 1, 2019.

SUBTITLE M. NONPROFIT WORKFORCE HOUSING TAX EXEMPTION

Sec. 7131. Short title.

This subtitle may be cited as the "Nonprofit Workforce Housing Properties Real Property Tax Exemption Emergency Amendment Act of 2019".

Sec. 7132. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties."

(b) A new section 47-1005.03 is added to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties.

"(a) For the purposes of this section, the term:

"(1) "Adjusted median income" means:

"(A) For a household of one, 70% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of

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Housing and Urban Development most recently prior to the date such household income was determined;

“(B) For a household of 2, 80% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

“(C) For a household of 3, 90% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

“(D) For a household of 4, 100% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

“(E) For a household of 5, 108% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

“(F) For a household of 6 or more, 116% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined.

“(2) “Nonprofit owner” means an entity that:

“(A) Provides rental housing in land and buildings that it owns; and

“(B)(i) Is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code; or

“(ii) Is a limited liability company, the sole member of which is an entity that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code.

“(b) Subject to subsection (d) of this section, land and buildings used by a nonprofit owner to provide rental housing shall be exempt from District of Columbia real property taxation as of the date of acquisition by the nonprofit owner; provided, that beginning no later than 12 months following the date of such acquisition, each of the following requirements has been certified as having been met pursuant to subsection (f) of this section, and thereafter on an annual basis are recertified as having been met pursuant to subsection (f) of this section:

“(1) Not fewer than 50% of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 80% of the adjusted median income;

“(2) The remainder of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 120% of the adjusted median income;

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“(3) Rents charged to the tenants described in paragraph (1) of this subsection are not in excess of 30% of 80% of the adjusted median income; and rents charged to tenants described in paragraph (2) of this subsection are not in excess of 30% of 120% of the adjusted median income; provided, that the total rent paid to the non-profit landlord for any individual unit shall not exceed the Housing Choice Voucher Program submarket rent established annually by the District of Columbia Housing Authority;

“(4) Increases to the rents charged to the tenants described in paragraphs (1) and (2) of this subsection are limited to the levels permissible in units subject to rent control;

“(5) The nonprofit owner of the property maintains a policy to retain as residents those tenants described in paragraphs (1) and (2) of this subsection who become unable to pay their rent because of financial hardship, and such policy is supported by an indigency reserve set at an amount reasonably determined to provide short-term assistance to tenants maintained by such nonprofit owner or by a nonprofit affiliate thereof; and

“(6) Such nonprofit owner, or its sole member if the nonprofit owner is disregarded for income tax purposes, is the subject of a Determination Letter issued by the Internal Revenue Service providing for recognition under Section 501(c)(3) of the Internal Revenue Code.

“(c) A tenant described in paragraph (1) or (2) whose income rises after initial occupancy shall be deemed to continue to have income below the limit set forth in paragraph (1) or (2), respectively; provided, that if the tenant’s prior year income exceeds 140% of the adjusted median income, the nonprofit owner shall rent the next unit of comparable size that becomes vacant to a tenant with prior year income not in excess of the income limit set forth in paragraph (1) or (2) that previously was applicable to the tenant whose income now exceeds 140% of the adjusted median income;

“(d) In the event that a rental unit in a building owned by a nonprofit owner is occupied by a tenant whose prior year income exceeds the income limit set forth in subsection (b)(5) of this section as of the date of acquisition by the nonprofit owner or initial occupancy by such tenant, or by a tenant whose income increases above 140% of adjusted median income during the course of his or her tenancy, that fact shall not render the remainder of the land or building where the rental unit is situated ineligible for exemption from District of Columbia real property taxation pursuant to this section; provided, that the rental unit itself occupied by such tenant shall not be exempt from such taxation.

“(e) Deeds to property for which a certification as to both the property and owner has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1101 *et seq.*), and the transfer of any of property by a nonprofit owner for which a certification has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by Chapter 9 of Title 47. Unless waived by regulation, a copy

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of the certification shall accompany the deed at the time it is submitted for recordation in order to claim an exemption.

“(f)(1) The non-profit owner shall cause an independent compliance monitor to certify under penalty of perjury, to the Department of Housing and Community Development and to the Office of Tax and Revenue (“OTR”) each property eligible for an exemption under this section. The certification to OTR shall identify:

“(A) The property to which the certification applies by square and lot, or parcel or reservation number;

“(B) The full legal name of the owner, including taxpayer identification number, that is eligible;

“(C) The tax or taxes to which the certification applies;

“(D) The number of units in the property that are eligible;

“(E) The effective date of the exemption, which shall be the date on which the organization acquired the parcel, or October 1, 2019, whichever is later; and

“(F) Any other information OTR shall require to administer the exemption.

“(2) For purposes of the certification required under paragraph (1) of this subsection, a determination of whether a particular property or unit is eligible for an exemption under this section shall be based upon income certification or similar information provided by the applicable tenants.

“(3)(A) OTR shall administer the exemption from District of Columbia real property taxation provided under this section using the same procedures as are used for the exemptions provided under § 47-1002.

“(B) Properties exempted from District of Columbia real property taxation under this section shall be subject to §§ 47-1007 and 47-1009, except that an owner shall not be required to file an application with OTR to qualify for an exemption.

“(4) Properties exempted from District of Columbia real property taxation under this section shall not be subject to § 47-1005 to the extent leased to entities otherwise entitled to exemption under this chapter if such leasehold were owned by such tenant.

“(g)(1) The grant of a tax exemption as provided in this section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other source applicable to either the real property or its owner.

“(2) A tax exemption granted pursuant to this section shall be available from the date initially exempted; provided, that the property owner remains eligible for such exemption.

“(h) This section shall apply for real property tax years beginning after September 30, 2019.

“(i)(1) Notwithstanding any eligibility for an exemption from the rent stabilization program pursuant to section 205(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(a)), any property covered by this section shall

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be subject to the requirements of sections 205(f) through 219 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(f) et seq.), after the expiration or termination of a tax exemption provided by this section.

“(2) Upon the expiration or termination of the tax exemption, rent charged for a unit may not exceed one of the following:

“(A) If a unit is not vacant, the rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption; or

“(B) If the unit is vacant, the maximum rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption, plus a single vacancy increase authorized by section 213(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.13(a)).

“(3) For the purposes of this section, “rent charged” shall have the same definition as in section 103(29A) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.03(29A)).”

Sec. 7133. Section 205 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05), is amended by adding a new subsection (a-2) to read as follows:

“(a-2) Any rental unit that is subject to a tax exemption pursuant to section 7132 of the Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019, passed on 1st reading on May 14, 2019 (Engrossed version of Bill 23-209), shall be subject to the requirements of sections 205(f) through 219 after the expiration or termination of the tax exemption, notwithstanding whether the rental unit would otherwise be eligible for an exemption under subsection (a) of this section.”

SUBTITLE N. SUBJECT-TO-APPROPRIATIONS REPEALS AND MODIFICATIONS

Sec. 7141. Short title.

This subtitle may be cited as the “Subject-to-Appropriations Emergency Amendment Act of 2019”.

Sec. 7142. Sections 3 and 4 of the Naval Lodge Building, Inc. Real Property Tax Relief Act of 2015, effective October 21, 2015 (D.C. Law 21-30; D.C. Official Code § 47-1097, note), are repealed.

Sec. 7143. Section 4 of the Safe at Home Act of 2016, effective November 26, 2016 (D.C. Law 21-168; D.C. Official Code § 7-551.01, note), is repealed.

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Sec. 7144. Section 3 of the Feminine Hygiene and Diaper Sales Tax Exemption Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-201; D.C. Official Code § 47-2005, note), is repealed.

Sec. 7145. Section 3 of the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-269; D.C. Official Code § 1-309.01, note), is repealed.

Sec. 7146. Section 6(a) of the Senior Dental Services Program Act of 2018, effective June 5, 2018 (D.C. Law 22-108; D.C. Official Code § 7-533.05(a)), is amended by striking the phrase "This act" and inserting the phrase "Starting in Fiscal Year 2021, this act" in its place.

Sec. 7147. Section 4 of the Office of Administrative Hearings Jurisdiction Expansion Amendment Act of 2018, effective June 9, 2018 (D.C. Law 22-112; 65 DCR 4600), is repealed.

Sec. 7148. Section 4 of the Accessible and Transparent Procurement Amendment Act of 2018, effective July 3, 2018 (D.C. Law 22-121; 65 DCR 5083), is repealed.

Sec. 7149. Section 3 of the Study of Mental Health and Substance Abuse in Immigrant Communities Act of 2018, effective July 17, 2018 (D.C. Law 22-141; 65 DCR 5973), is repealed.

Sec. 7150. Section 3 of the Public Housing Credit-Building Pilot Program Amendment Act of 2018, effective August 22, 2018 (D.C. Law 22-154; 65 DCR 7146), is repealed.

Sec. 7151. Section 4 of the Student Fair Access to School Amendment Act of 2018, effective August 25, 2018 (D.C. Law 22-157; 65 DCR 9890), is repealed.

Sec. 7152. Section 3 of the Healthy Parks Amendment Act of 2018, effective November 27, 2018 (D.C. Law 22-186; 65 DCR 11408), is repealed.

Sec. 7153. Section 35 of the Revised Uniform Law on Notarial Acts Act of 2018, effective December 4, 2018 (D.C. Law 22-189; 65 DCR 11606), is repealed.

Sec. 7154. Section 3 of the Rental Housing Affordability Re-establishment Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-202; 65 DCR 12333), is repealed.

Sec. 7155. Section 10 of the Access to Treatment for Anaphylaxis Act of 2018, effective February 22, 2019 (D.C. Law 22-207; 65 DCR 12365), is repealed.

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Sec. 7156. Section 4 of the Pathways to District Government Careers Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-211; 65 DCR 12603), is repealed.

Sec. 7157. Section 3 of the Vacancy Increase Reform Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-223; 66 DCR 185), is repealed.

Sec. 7158. Section 3 of the Daytime School Parking Zone Act of 2018, effective February 22, 2019 (D.C. Law 22-226; 66 DCR 195), is repealed.

Sec. 7159. Section 4 of the Study of Long-Term Care Facilities and Long-Term Care Services Act of 2018, effective March 13, 2019 (D.C. Law 22-238; 66 DCR 594), is repealed.

Sec. 7160. Section 3 of the Healthy Students Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-240; 66 DCR 912), is repealed.

Sec. 7161. Section 5 of the Lead Water Service Line Replacement and Disclosure Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-241; 66 DCR 923), is repealed.

Sec. 7162. Section 5 of the Foreign Government Owned Vacant and Blighted Building Amendment 24 Act of 2018, effective March 22, 2019 (D.C. Law 22-254; 66 DCR 1335), is repealed.

Sec. 7163. Section 4 of the Women, Infants, and Children Program Expansion Act of 2018, effective March 22, 2019 (D.C. Law 22-255; 66 DCR 1339), is repealed.

Sec. 7164. Section 601 of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; 66 DCR 1344), is repealed.

Sec. 7165. Section 16 of the Rhode Island Avenue (RIA) Tax Increment Financing Act of 2018, effective March 22, 2019 (D.C. Law 22-263; 66 DCR 1378), is repealed.

Sec. 7166. Section 5 of the Public Restroom Facilities Installation and Promotion Act of 2018, effective April 11, 2019 (D.C. Law 22-280; 66 DCR 1595), is repealed.

Sec. 7167. Section 4 of the Employment Protections for Victims of Domestic Violence, Sexual Offenses, and Stalking Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-281; 66 DCR 1601), is repealed.

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Sec. 7168. Section 501 of the Opioid Overdose Treatment and Prevention Omnibus Act of 2018, effective April 11, 2019 (D.C. Law 22-288; 66 DCR 1656), is repealed.

Sec. 7169. The Safe Fields and Playgrounds Act of 2018, effective April 11, 2019 (D.C. Law 22-293; 66 DCR 1701), is amended by adding a new section 8a to read as follows:

“Sec. 8a. Applicability.

“(a) Sections 5 and 6 shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.

“(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in an approved budget and financial plan and provide notice to the Budget Director of the Council of the certification.

“(c)(1) The Budget Director shall cause the notice of the certification to be published in the District of Columbia Register.

“(2) The date of publication of the notice of the certification shall not affect the applicability of the provisions identified in subsection (a) of this section.”.

Sec. 7170. Section 501 of the School Safety Omnibus Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-294; 66 DCR 1707), is repealed.

Sec. 7171. Section 3 of the Economic Development Return on Investment Accountability Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-295; 66 DCR 2005), is repealed.

Sec. 7172. Section 3 of the Wage Garnishment Fairness Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-296; 66 DCR 2008), is amended to read as follows:

“Sec. 3. Applicability.

“Section 2(b) shall not apply to a writ of attachment issued before the effective date of this act.”.

Sec. 7173. Section 3 of the Performing Arts Promotion Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-297; 66 DCR 2014), is repealed.

Sec. 7174. Section 4 of the DC Water Consumer Protection Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-299; 66 DCR 2020), is repealed.

Sec. 7175. Section 3 of the Hyacinth's Place Equitable Real Property Tax Relief Act of 2018, effective April 11, 2019 (D.C. Law 22-301; 66 DCR 2028), is repealed.

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Sec. 7176. Section 9 of the Students in the Care of D.C. Coordinating Committee Act of 2018, effective April 11, 2019 (D.C. Law 22-303; 66 DCR 2037), is repealed.

Sec. 7177. Section 5(a) of the Sports Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; 66 DCR 1402), is amended by striking the phrase "This act" and inserting the phrase "The amendatory section of 316(d) of section 2(e) of this act" in its place.

SUBTITLE O. COUNCIL PERIOD 23 RULE 736 REPEALS

Sec. 7181. Short title.

This subtitle may be cited as the "Council Period 23 Rule 736 Emergency Amendment Act of 2019".

Sec. 7182. The Incarceration to Incorporation Entrepreneurship Program Act of 2016, effective October 8, 2016 (D.C. Law 21-159; 63 DCR 10771), is repealed.

Sec. 7183. The Improving Access to Identity Documents Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-195; 63 DCR 15016), is repealed.

Sec. 7184. The Enhanced Penalties for Distracted Driving Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-196; 63 DCR 15027), is repealed.

Sec. 7185. The Notice in Case of Emergency Amendment Act of 2016, effective April 1, 2017 (D.C. Law 21-225; 64 DCR 154), is repealed.

Sec. 7186. Sections 3 and 4 of the Vehicle-for-Hire Accessibility Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-242; 64 DCR 1608), are repealed.

SUBTITLE P. EVENTS DC GRANT-MAKING AUTHORITY

Sec. 7191. Short title.

This subtitle may be cited as the "Events DC Grant-Making Authority Emergency Amendment Act of 2019".

Sec. 7192. Title II of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 201 (D.C. Official Code § 10-1202.01) is amended by adding a new

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paragraph (3A) to read as follows:

“(3A) “Cultural institution” means a nonprofit organization in the arts, including a museum or theater, incorporated under the laws of the District.”.

(b) Section 202(b) (D.C. Official Code § 10-1202.02(b)) is amended as follows:

(1) Paragraph (9) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (10) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (11) is added to read as follows:

“(11) Promote and support cultural institutions operating in the District of Columbia.”.

(c) Section 203 (D.C. Official Code § 10-1202.03) is amended by adding a new paragraph (10K) to read as follows:

“(10K) To issue large capital grants pursuant to section 208(g) to support cultural institutions operating in the District of Columbia.”.

(d) Section 208 (D.C. Official Code § 10-1202.08) is amended by adding a new subsection (g) to read as follows:

“(g) For Fiscal Year 2020, the Authority shall issue not less than \$10 million in grants from the Convention Center Fund to support cultural institutions operating in the District of Columbia; provided, that funds are available for such purpose and that the Authority first satisfy its current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.”.

Sec. 7193. Any unobligated proceeds from the sale of the Marriot Marquis leasehold shall be held by the Authority and shall be set aside for large capital grants to be issued pursuant to section 203(10K) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.03(10K)); provided, that the proceeds first be used to satisfy the Authority’s current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.

SUBTITLE Q. DOWNLOADING LOST REVENUES AMENDMENT ACT OF 2019

Sec. 7211. Short title.

This subtitle may be cited as the “Downloading Lost Revenues Emergency Amendment Act of 2019”.

Sec. 7212. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Chapter 18 is amended as follows:

(1) Section 47-1817.03 is amended as follows:

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(A) Subsection (a) is amended by striking the date "December 31, 2000" and inserting the phrase "December 31, 2000, and ending on December 31, 2019" in its place.

(B) A new subsection (a-1) is added to read as follows:

"(a-1) Except as provided in subsection (b) of this section, for taxable years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against the tax imposed by § 47-1817.06 equal to 5% of the wages paid during the first 24 calendar months of employment to a qualified employee hired after December 31, 2017."

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

(i) The lead-in language is amended by striking the phrase "under subsection (a)" and inserting the phrase "under subsections (a) and (a-1)" in its place.

(ii) Paragraph (1) is amended to read as follows:

"(1) To exceed, for each qualified employee:

"(A) \$5,000 in a taxable year for the credit under subsection (a) of this section.

"(B) \$3,000 in a taxable year for the credit under subsection (a-1) of this section."

(D) Subsection (c) is amended to read as follows:

"(c) A credit allowable under this section may be carried forward for 10 years if:

"(1) The amount of the credit allowable under this section exceeds the tax otherwise due from a Qualified High Technology Company; and

"(2) The amount of the credit allowable under this section was obtained for wages of a qualified employee hired before October 1, 2019."

(2) Section 47-1817.06(a) is amended as follows:

(A) Paragraph (1) is amended to read as follows:

"(1)(A) Notwithstanding any other provision of this chapter and for tax years ending on or before December 31, 2019, and in lieu of the tax on taxable income imposed by § 47-1807.2, subject to the credits applicable thereto, a tax on taxable income at a rate of 6% shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraph (2) of this subsection.

"(B) Notwithstanding any other provision of this chapter and, for tax years beginning after December 31, 2019, the tax on taxable income imposed by § 47-1807.02 shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraphs (2) and (3) of this subsection."

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

"(3) For tax years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against taxes imposed by § 47-1807.02 as follows:

"(A) The credit shall be allowed in an amount equal to the lesser of:

"(i) \$250,000 per taxable year; or

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“(ii) The difference between the amount of tax that would otherwise be due based on the applicable rate of tax imposed by § 47-1807.02 and the reduced rate of 6%.

“(B) The credit shall be allowed for 5 taxable years from the later of:

“(i) The tax year ending December 31, 2019; or

“(ii) The last tax year the Qualified High Technology Company is eligible to receive an exemption under paragraph (2) of this subsection.”.

(b) Chapter 20 is amended as follows:

(1) Section 47-2001(n)(2)(G) is repealed.

(2) Section 47-2005(31) is repealed.

**SUBTITLE R. WASHINGTON CONVENTION AND SPORTS AUTHORITY
EXCESS CASH**

Sec. 7221. Short title

This subtitle may be cited as the “Washington Convention Center and Sports Authority Excess Cash Emergency Amendment Act of 2019”.

Sec. 7222. Section 213(a) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.13(a)), is amended by striking the phrase “General Fund of the District.” and inserting the phrase “General Fund of the District; provided, that at the end of Fiscal Year 2019, 50% of the excess shall be transferred, in cash, not to the General Fund of the District but instead to the DCHA Rehabilitation and Maintenance Fund, established by section 3(c-1) of the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)).” in its place.

Sec. 7223. Section 3(1) of the Washington Convention Center Authority Dedicated Tax Revenue Bond Resolution of 1998, effective August 12, 1998 (Res. 12-591; 45 DCR 4877), is repealed.

Sec. 7224. Applicability.

This subtitle shall apply as of July 1, 2019.

SUBTITLE S. EVENTS DC EXPENDITURE AUTHORITY

Sec. 7231. Short title.

This subtitle may be cited as the “Events DC Expenditure Authority Emergency Amendment Act of 2019”.

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Sec. 7232. The Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 204 (D.C. Official Code § 10-1202.04) is amended by adding a new subsection (m) to read as follows:

“(m) The Authority shall not obligate or expend funds in Fiscal Year 2019 or Fiscal Year 2020 to do the following:

“(1) Purchase all or a portion of the property comprising the Robert F. Kennedy Memorial Stadium, as that term is defined by section 11 of the District of Columbia Stadium Act of 1957, approved September 7, 1957 (71 Stat. 622; D.C. Official Code § 3-330); or

“(2) Induce a National Football League team to locate in the District.”.

(b) Section 206(g) (D.C. Official Code § 10-1202.06(g)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “, cash resources and uses, and capital-improvements expenditures and financing” and inserting the phrase “, and cash resources and uses” in its place.

(2) A new paragraph (1A) is added to read as follows:

“(1A) A multiyear capital improvements plan (“CIP”) that shall include:

“(A) The name, status, estimated period of usefulness, and total cost of each capital project on a full funding basis for which the Authority plans to expend funds in the forthcoming fiscal year and at least 4 fiscal years thereafter, including an explanation of any change in total cost in excess of 5% for a capital project included in the CIP the Authority submitted in the previous fiscal year;

“(B) An analysis that includes:

“(i) A description of each capital project;

“(ii) An explanation of why the Authority plans to expend funds for each capital project;

“(iii) An explanation of whether each capital project includes plans to design or construct a facility that the Authority will lease to another entity and the name of the entity with which the Authority plans to enter into a lease;

“(iv) The name of any entity that will contribute funds for each capital project; and

“(v) A description of the expected sources and amount of revenue the Authority expects to collect from each capital project and the fiscal year during which the Authority expects to collect the revenue;

“(C) Identification of the years and amounts in which bonds would have to be issued, loans made, and costs actually incurred on each capital project; and

“(D) Appropriate maps or other graphics.”.

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Sec. 7233. Applicability.

This subtitle shall apply as of July 1, 2019.

TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS

Sec. 8001. Short title.

This subtitle may be cited as the “Designated Fund Transfer Emergency Act of 2019”.

Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 the following amounts from certified fund balances and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency	Fund Detail	Fund Detail Title	FY 2020
AT0	0613	UNCLAIMED PROPERTY CONTINGENCY FUND	30,642
AT0	0619	DC LOTTERY REIMBURSEMENT	106,581
CR0	6030	GREEN BUILDING FUND	79,801
HT0	0632	BILL OF RIGHTS-(GRIEVANCE & APPEALS)	22,991
KT0	6082	SOLID WASTE DISPOSAL FEE FUND	57,672
KT0	6591	CLEAN CITY FUND	60,509
LQ0	6017	ABC - IMPORT AND CLASS LICENSE FEES	301,171
PO0	4010	DC SURPLUS PERSONAL PROPERTY SALES OPER.	39,011
SR0	2100	HMO ASSESSMENT	22,815
SR0	2800	CAPTIVE INSURANCE	133,230
TC0	2400	PUBLIC VEHICLES FOR HIRE CONSUMER SERVIC	302,277
		Total	\$1,156,700

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

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Sec. 8003. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 and each fiscal year through Fiscal Year 2023 the following amounts from recurring vacancy savings from certified funds and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency	Fund Detail	Fund Detail Title	FY20 - FY23 Total
SR0	2200	Insurance Assessment Fund	571,130
SR0	2350	Securities and Banking Fund	832,218
GRAND TOTAL			\$1,403,348

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE

Sec. 9001. Applicability.

Except as otherwise provided, this act shall apply as of October 1, 2019.

Sec. 9002. Fiscal impact statement.

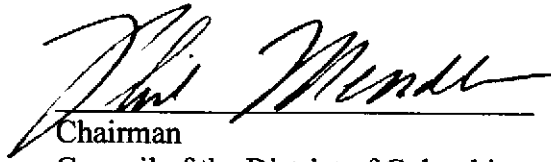
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 9003. Effective date.

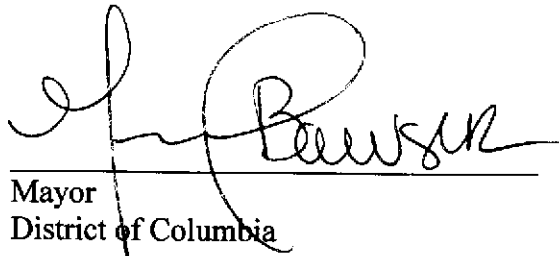
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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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 22, 2019

ENROLLED ORIGINAL

AN ACT
D.C. ACT 23-92

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 2019

To enact and amend provisions of law necessary to support the Fiscal Year 2020 budget.

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2020 Budget Support Act of 2019”.

TITLE I. GOVERNMENT DIRECTION AND SUPPORT

SUBTITLE A. CAPTIVE INSURANCE AGENCY

Sec. 1001. Short title.

This subtitle may be cited as the “Captive Insurance Agency Amendment Act of 2019”.

Sec. 1002. The District of Columbia Medical Liability Captive Insurance Agency Establishment Act of 2008, effective July 18, 2008 (D.C. Law 17-196; D.C. Official Code § 1-307.81 *et seq.*), is amended as follows:

(a) Section 3(c) (D.C. Official Code § 1-307.82(c)) is amended by striking the phrase “Captive Trust Fund” and inserting the phrase “Captive Trust Fund and the Medical Captive Insurance Claims Reserve Fund” in its place.

(b) A new section 12a is added to read as follows:

“Section 12a. Medical Captive Insurance Claims Reserve Fund.

“(a) There is established as a special fund the Medical Captive Insurance Claims Reserve Fund, which shall be administered by the Agency in accordance with subsection (c) of this section.

“(b) Such amounts as may be appropriated to the Fund shall be deposited in the Fund; provided, that remaining amounts assigned in the FY 2018 balance of the District’s General Fund for this purpose shall be deposited in the Fund.

“(c) Money in the Fund shall be used for the payment of claims and losses under medical liability policies of insurance issued by the Agency.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

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Sec. 1003. Applicability.

This subtitle shall apply as of September 30, 2019.

**SUBTITLE B. ADVISORY NEIGHBORHOOD COMMISSION
ACCOUNTABILITY**

Sec. 1011. Short title.

This subtitle may be cited as the "Advisory Neighborhood Commission Accountability Amendment Act of 2019".

Sec. 1012. Section 16(j)(3) of the Advisory Neighborhood Councils Act of 1975, effective March 26, 1976 (D.C. Law 1-58; D.C. Official Code § 1-309.13(j)(3)), is amended to read as follows:

"(3) If a Commission has failed to timely file two or more consecutive quarterly reports approved by the OANC, the Commission shall forfeit the allotments associated with the untimely quarterly reports and shall forfeit additional allotments until the Commission files the required reports; provided, that any forfeited funds shall be returned to the District's General Fund."

SUBTITLE C. DISCRETIONARY FUNDS CLARIFICATION

Sec. 1021. Short title.

This subtitle may be cited as the "Discretionary Funds Clarification Amendment Act of 2019".

Sec. 1022. Section 26(a) of An Act To authorize certain programs and activities of the government of the District of Columbia, and for other purposes, approved October 26, 1973 (87 Stat. 509; D.C. Official Code § 1-333.10(a)), is amended to read as follows:

"(a) The Mayor of the District of Columbia, the Chairman of the Council of the District of Columbia, the Chief Judge of the District of Columbia Court of Appeals, the Chief Judge of the Superior Court of the District of Columbia, the Executive Officer of the District of Columbia Courts, the Attorney General for the District of Columbia, the Chief Financial Officer of the District of Columbia, the Chancellor of the District of Columbia Public Schools, the City Administrator, the Executive Director of the District of Columbia Public Library, and the President of the University of the District of Columbia are authorized to provide for the expenditure, within the limits of specified annual appropriation, of funds for appropriate purposes related to their official capacities as they may respectively deem necessary, including for official reception and representation activities. A determination to authorize such expenditures made by one of the foregoing officials shall be final and conclusive, and a certification by such official shall be sufficient voucher for an expenditure of appropriations pursuant to this section."

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SUBTITLE D. COUNCIL STUDENT LOAN PROGRAM

Sec. 1031. Short title.

This subtitle may be cited as the "Council Employee Student Loan Repayment Assistance Program Act of 2019".

Sec. 1032. Student loan repayment assistance for Council employees.

(a) There is established within the Council of the District of Columbia a Council Employee Student Loan Repayment Assistance Program to provide eligible post-secondary loan repayment assistance to Council employees who have been employed at the Council for one or more years as of the start of the fiscal year in which funds are appropriated for such purpose.

(b) The Council shall develop guidelines for the Council Employee Student Loan Repayment Assistance Program to include eligible loans, employee obligations, and calculation of benefits.

**SUBTITLE E. FAIR ELECTIONS AND CAMPAIGN FINANCE REFORM
AMENDMENT**

Sec. 1041. Short title.

This subtitle may be cited as the "Fair Elections and Campaign Finance Reform Amendment Act of 2019".

Sec. 1042. The Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 1-1161.01) is amended as follows:

(1) Paragraph (47A) is amended by striking the phrase "a deposit of money" and inserting the phrase "a deposit of money, including in cash or in kind, with a value of \$5 or more" in its place.

(2) Paragraph (53) is amended by striking the phrase "candidate." and inserting the phrase "candidate and no other candidate." in its place.

(b) Section 309(b-1) (D.C. Official Code § 1-1163.09(b-1)) is amended as follows:

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

"(1) In addition to the reports required by subsection (a) of this section, candidates seeking certification and participating candidates shall submit reports of qualified small-dollar contributions and contributions from non-District resident individuals that include the information required by section 332b(b) on the 10th day of the October preceding the date on which an election is held for the office sought and on such other dates as the Director of Campaign Finance shall establish by rulemaking."

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

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“(3) Candidates seeking certification may file for certification pursuant to section 332c(a)(2) and receive the base amount and initial disbursement of matching payments to which they are eligible pursuant to sections 332d and 332e, respectively, at any time.”.

(c) Section 310a(a)(2)(A) (D.C. Official Code § 1-1163.10a(a)(2)(A)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(d) Section 312a(b) (to be codified at D.C. Official Code § 1-1163.12a(b)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(e) Section 313(b)(2) (D.C. Official Code § 1-1163.13(b)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(f) Section 315(b) (D.C. Official Code § 1-1163.15(b)) is amended by striking the phrase “of the Campaign Finance Board.” and inserting a period in its place.

(g) Section 324(a)(2) (D.C. Official Code § 1-1163.24(a)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(h) Section 327(a)(2) (D.C. Official Code § 1-1163.27(a)(2)) is amended by striking the phrase “Campaign Finance Board” and inserting the phrase “Director of Campaign Finance” in its place.

(i) Section 332b (D.C. Official Code § 1-1163.32b) is amended as follows:

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

(A) The lead-in language is amended to read as follows:

“(b) For each qualified small-dollar contribution and contribution from a non-District resident individual, the candidate shall collect and retain the following information:”.

(B) Paragraph (1) is amended by striking the phrase “digital or physical signature, printed name, home address, telephone number,” and inserting the phrase “physical or electronic signature or other indicia of identity (such as an affirmation checkbox), printed or typed name, address,” in its place.

(C) Paragraph (2) is amended by striking the phrase “A written and signed oath or affirmation declaring” and inserting the phrase “An indication, including by clicking a checkbox or button, that the contributor has sworn or affirmed” in its place.

(2) A new subsection (b-1) is added to read as follows:

“(b-1) Notwithstanding subsection (b)(2) of this section:

“(1) If a contributor agrees to make contributions to a candidate that recur automatically on a periodic basis, the contributor’s initial indication made pursuant to subsection (b)(2) of this section or paragraph (2) of this subsection is sufficient to indicate continuous assent, and the contributor need not provide an indication pursuant to subsection (b)(2) of this section or paragraph (2) of this subsection for each recurring contribution.

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“(2) If a contributor makes a contribution to a candidate over the phone, the indication required by subsection (b)(2) of this section may be provided by the contributor orally.”.

(j) Section 332c (D.C. Official Code § 1-1163.32c) is amended as follows:

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

(A) The lead-in language is amended by striking the phrase “5 days” and inserting the phrase “10 business days” in its place.

(B) Paragraph (2)(B) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days after the candidate receives the determination” in its place.

(2) Subsection (d) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days” in its place.

(k) Section 332d (D.C. Official Code § 1-1163.32d) is amended as follows:

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

“(a)(1)(A) Within 5 days after a participating candidate is certified under section 332c(b), the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse to the participating candidate half of the base amount described in paragraph (2) of this subsection. The Office of the Chief Financial Officer shall disburse the funds within 5 business days after receiving direction to do so from the Director of Campaign Finance.

“(B) Within 5 days after the participating candidate qualifies for the ballot, the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse to the participating candidate the other half of the base amount described in paragraph (2) of this subsection. The Office of the Chief Financial Officer shall disburse the funds within 5 business days after receiving direction to do so from the Director of Campaign Finance.”.

(2) The lead-in language of subsection (b)(2) is amended to read as follows:

“(2) If an uncontested election becomes a contested election after a participating candidate is certified under section 332c(b), the Director of Campaign Finance shall direct, no later than 5 days after the uncontested election becomes a contested election, the Office of the Chief Financial Officer to disburse to the participating candidate, and the Office of the Chief Financial Officer shall disburse, within 5 business days after receiving direction to do so from the Director of Campaign Finance:”.

(l) Section 332e (D.C. Official Code § 1-1163.32e) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “Qualified-small-dollar” and inserting the phrase “Qualified small-dollar” in its place.

(2) Subsection (e) is amended to read as follows:

“(e) Within 5 days after the receipt of a report made under section 309(a) and (b-1), the Director of Campaign Finance shall direct the Office of the Chief Financial Officer to disburse payments under this section. The Office of the Chief Financial Officer shall disburse the payments within 5 business days after receiving direction to do so from the Director of Campaign Finance.”.

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(3) Subsection (f) is amended by striking the phrase “5 business days” and inserting the phrase “10 business days” in its place.

(m) Section 332f(d)(7) (D.C. Official Code § 1-1163.32f(d)(7)) is amended by striking the phrase “section 332k” and inserting the phrase “section 332l” in its place.

(n) Section 332g(b) (D.C. Official Code § 1-1163.32g(b)) is amended by adding a new paragraph (4) to read as follows:

“(4) Any candidate who has qualified for ballot access for a covered office listed in paragraph (1) of this subsection, in accordance with the procedures required by the Elections Board pursuant to section 8 of the Election Code, and who is not a participating candidate, may participate in a debate for that covered office held pursuant to this section.”

(o) Section 332h (D.C. Official Code § 1-1163.32h) is amended as follows:

(1) The section heading is amended by striking the phrase “turning over equipment to the Office of Campaign Finance” and inserting the phrase “donating equipment” in its place.

(2) Subsection (a) is amended by striking the phrase “turn over any equipment purchased by the campaign to the Office of Campaign Finance.” both times it appears and inserting the phrase “donate any equipment purchased by the campaign to a non-profit organization, within the meaning of section 501(c)(3) of the Internal Revenue Code and operating in good standing in the District for a minimum of one calendar year before the date of any donation, that is unaffiliated with the candidate, the candidate’s immediate family, the principal campaign committee, the principal campaign committee chair and treasurer, the immediate family of the principal campaign committee chair and treasurer, and any board of directors or similar governing body on which sits the candidate, the candidate’s immediately family, or the principal campaign committee chair or treasurer.” in its place.

(3) Subsection (b)(1) is amended by striking the phrase “turn over any equipment purchased by the campaign to the Office of Campaign Finance.” and inserting the phrase “donate any equipment purchased by the campaign to a non-profit organization, within the meaning of section 501(c)(3) of the Internal Revenue Code and operating in good standing in the District for a minimum of one calendar year before the date of any donation, that is unaffiliated with the candidate, the candidate’s immediate family, the principal campaign committee, the principal campaign committee chair and treasurer, the immediate family of the principal campaign committee chair and treasurer, and any board of directors or similar governing body on which sits the candidate, the candidate’s immediately family, or the principal campaign committee chair or treasurer.” in its place.

(4) Subsection (d) is repealed.

(p) Section 332j(a)(1)(H) (D.C. Official Code § 1-1163.32j(a)(1)(H)) is amended by striking the phrase “funds of the” and inserting the phrase “funds that the” in its place.

(q) Section 332l(a)(2) (D.C. Official Code § 1-1163.32l(a)(2)) is amended to read as follows:

“(2) Rules relating to the donation of equipment.”

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Sec. 1043. Section 10(a) of the Campaign Finance Reform Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-250; 66 DCR 985), is amended as follows:

(a) Paragraph (1) is amended to read as follows:

“(a)(1) Except as provided in subsection (b) of this section, sections 2, 3, 4(a)(1), (b), (c), and (d)(2), 5(c), (d), and (e), 6(a)(2), (b)(1), (4), (8), (9), (11), (12)(B), (19), and (22), (f), (g), (h)(1)(A)(i), (iv), and (viii) and (B), (2), and (3), (i)(11)(B) and (12), (j), (k)(3)(B), (l), (m)(1), (2), and (3), (n)(2), (r), (v), (ee)(4), (hh), (ii), (jj), (kk), (ll), (mm), (nn), (oo)(2)(C), (pp), (qq), (ss), 8, and 9 of this act shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.”

(b) Paragraph (3)(B) is amended by striking the phrase “this act” and inserting the phrase “the provisions identified in paragraph (1) of this subsection” in its place.

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**SUBTITLE A. NEGOTIATED EMPLOYEE AFFORDABLE HOME PURCHASE FUND**

Sec. 2001. Short title.

This subtitle may be cited as the “Negotiated Employee Affordable Home Purchase Fund Act of 2019”.

Sec. 2002. Negotiated Employee Affordable Home Purchase Fund.

(a) There is established as a special fund the Negotiated Employee Affordable Home Purchase Fund (“Fund”), which shall be administered by the Department of Housing and Community Development in accordance with subsection (c) of this section.

(b) There shall be deposited into the Fund:

(1) Amounts the District is required to allocate pursuant to a collective bargaining agreement to fund the Negotiated Employee Affordable Home Purchase Program (“NEAHP Program”) that is administered by the Department of Housing and Community Development and the Office of Labor Relations and Collective Bargaining with the assistance of the Greater Washington Urban League, Inc.; and

(2) Any required repayment to the District of a financial award made through the NEAHP Program.

(c) The Fund shall be used to provide financial assistance to District government employees pursuant to the terms of the applicable collective bargaining agreement and the NEAHP Program.

(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.

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SUBTITLE B. TAX INCREMENT FINANCING

Sec. 2011. Short title.

This subtitle may be cited as the "Tax Increment Financing Amendment Act of 2019".

Sec. 2012. The Union Market Tax Increment Financing Act of 2017, effective February 15, 2018 (D.C. Law 22-58; D.C. Official Code § 2-1217.36e *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.36e) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase "or other obligations (including refunding bonds, notes, and other obligations)" and inserting the phrase "or other obligations" in its place.

(B) Strike the phrase "pursuant to this act." and insert the phrase "pursuant to this act. Unless otherwise specified, the term "bonds" shall include Refunding Bonds." in its place.

(2) A new paragraph (18A) is added to read as follows:

"(18A) "Refunding Bonds" means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the bonds."

(b) Section 9(a) (D.C. Official Code § 2-1217.36l(a)), is amended as follows:

(1) The existing text is designated as paragraph (1).

(2) The newly designated paragraph (1) is amended by striking the phrase "is authorized to prescribe the final form and content of" and inserting the phrase "shall execute" in its place.

(3) A new paragraph (2) is added to read as follows:

"(2) The Closing Documents for the infrastructure component of the Project, which may include one or more development and funding agreements, shall be executed by the Mayor and Development Sponsor. The Closing Documents for the Retail Parking components of the Project, which may include one or more development and funding agreements, shall be executed by the Mayor and the owner of the Retail Parking. No other person or entity, regardless of whether the person or entity shall own an interest in the airspace or improvements located above, below, or adjoining a Retail Parking component of the Project, shall be required to execute a development and funding agreement or any Closing Document."

(c) Section 14 (D.C. Official Code § 2-1217.36q) is amended to read as follows:

"Sec. 14. Expiration of issuance authority.

"The authority to issue the bonds, excluding Refunding Bonds, shall expire on March 1, 2027; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District's ability to issue Refunding Bonds on a future date."

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Sec. 2013. The Bryant Street Tax Increment Financing Act of 2016, effective April 7, 2017 (D.C. Law 21-262; D.C. Official Code § 2-1217.37a *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.37a) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase “or other obligations (including refunding Bonds, notes, and other obligations)” and inserting the phrase “or other obligations” in its place.

(B) Strike the phrase “pursuant to this act.” and insert the phrase “pursuant to this act. Unless otherwise specified, the term “Bonds” shall include Refunding Bonds.” in its place.

(2) A new paragraph (17A) is added to read as follows:

“(17A) “Refunding Bonds” means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the Bonds.”.

(b) Section 4(d)(3) (D.C. Official Code § 2-1217.37c(d)(3)) is amended by striking the phrase “March 1, 2019, if no Bonds are issued.” and inserting the phrase “March 1, 2020, if no Bonds are issued.” in its place.

(c) Section 15 (D.C. Official Code § 2-1217.37n) is amended by striking the phrase “shall expire on March 1, 2019; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date” and inserting the phrase “, excluding Refunding Bonds, shall expire on March 1, 2020; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date or on the District’s ability to issue Refunding Bonds on a future date” in its place.

Sec. 2014. The Rhode Island Avenue (RIA) Tax Increment Financing Act of 2018, effective March 22, 2019 (D.C. Law 22-263; D.C. Official Code § 2-1217.39a *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1217.39a) is amended as follows:

(1) Paragraph (7) is amended as follows:

(A) Strike the phrase “or other obligations (including refunding bonds, notes, and other obligations)” and inserting the phrase “or other obligations” in its place.

(B) Strike the phrase “pursuant to this act.” and insert the phrase “pursuant to this act. Unless otherwise specified, the term “bonds” shall include Refunding Bonds.” in its place.

(2) A new paragraph (18A) is added to read as follows:

“(18A) “Refunding Bonds” means the District of Columbia bonds, notes, or other obligations, in one or more series, authorized to be issued pursuant to this act to refund the bonds.”.

(b) Section 15 (D.C. Official Code § 2-1217.39n) is amended to read as follows:
“Sec. 15. Expiration of issuance authority.

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“(a) The authority to issue the Class A and Class B Bonds, excluding Refunding Bonds, shall expire on September 30, 2025, if no Class A Bonds have been issued; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District’s ability to issue Refunding Bonds on a future date.

“(b) The authority to issue the Class B Bonds shall expire on September 30, 2029, if no Class B Bonds have been issued; provided, that the expiration of the authority shall have no effect on any bonds issued prior to the expiration date or on the District’s ability to issue Refunding Bonds on a future date.”.

SUBTITLE C. NEW COMMUNITIES BONDS ISSUANCES

Sec. 2021. Short title.

This subtitle may be cited as the “New Communities Bond Authorization Amendment Act of 2019”.

Sec. 2022. Section 203(e)(2) of the Housing Production Trust Fund Act of 1988, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 42-2812.03(e)(2)), is amended as follows:

(a) Strike the phrase “separate and independent” and insert the phrase “a separate series of” in its place.

(b) Strike the phrase “not as a part of an income tax secured revenue bond” and insert the phrase “not combined into a single series with income tax secured revenue bonds” in its place.

SUBTITLE D. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND ENTERTAINMENT

Sec. 2031. Short title.

This subtitle may be cited as the “Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2019”.

Sec. 2032. Section 201(a)(3) of the Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1252.01(a)(3)), is amended as follows:

(a) Subparagraph (E) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Subparagraph (F) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(c) New subparagraphs (G) and (H) are added to read as follows:

“(G) Administering the Film, Television, and Entertainment Rebate Fund established by section 2 of the Film DC Economic Incentive Act of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official Code § 2-1204.11); and

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“(H) Issuing, upon delegation of authority from the Mayor, motion picture and television production permits authorized by section 2d of the Film DC Economic Incentive Act of 2006, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 2-1204.11d).”.

Sec. 2033. The Film DC Economic Incentive Act of 2006, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 2-1204.11 *et. seq.*) is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1204.11) is amended as follows:

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

(A) The lead in language is amended by striking the phrase “sections 2a, 2b, 2c, 2d, 2e, and 3” and inserting the phrase “sections 2a, 2c, and 3” in its place.

(B) Paragraph (3A) is amended by striking the semicolon at the end and inserting the phrase “; and” in its place.

(C) Paragraph (4) is amended by striking the phrase “; and” and inserting a period in its place.

(D) Paragraph (5) is repealed.

(2) Subsection (c) is amended by striking the phrase “section 2b” and inserting the phrase “sections 2b, 2c, and 3” in its place.

(b) Section 2a (D.C. Official Code § 2-1204.11a) is amended as follows:

(1) Subsection (b)(4) is amended by striking the phrase “and total investment in qualified film and digital media infrastructure projects in the District associated with an identified qualified production” and inserting the phrase “direct District expenditures” in its place.

(2) Subsection (d)(3)(B), (C), and (D) is amended to read as follows:

“(B) Estimated qualified personnel expenditures;

“(C) Estimated qualified job training expenditures; and

“(D) Estimated direct District expenditures.”.

(c) Section 2c (D.C. Official Code § 2-1204.11c) is amended by adding a new paragraph (2A) to read as follows:

“(2A) “Direct District expenditure” means a qualified production expenditure, or a qualified personnel expenditure made to a District resident who is an above-the-line or below-the-line crew member.”.

(d) Section 2d(e) (D.C. Official Code § 2-1204.11d(e)) is amended by striking the phrase “section 2e” and inserting the phrase “section 203 of the Office of Cable Television, Film, Music, and Entertainment Amendment Act of 1981, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1252.03)” in its place.

ENROLLED ORIGINAL**SUBTITLE E. CHIEF TENANT ADVOCATE SALARY**

Sec. 2041. Short title.

This subtitle may be cited as the “Chief Tenant Advocate Salary Amendment Act of 2019”.

Sec. 2042. Section 2066(c)(1) of the Office of the Chief Tenant Advocate Establishment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 42-3531.06(c)(1)), is amended to read as follows:

“(1) The Chief shall be a statutory officeholder in the Excepted Service pursuant to section 908 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-609.08), and shall receive annual compensation under the Excepted Service salary schedule in an amount determined by the Mayor. No employee of the Office, other than the Chief, shall receive annual compensation above the level of that received by a District employee at a grade 14 under the District service salary schedule.”.

SUBTITLE F. STREETScape BUSINESS DEVELOPMENT RELIEF FUND

Sec. 2051. Short title.

This subtitle may be cited as the “Streetscape Business Development Relief Fund Amendment Act of 2019”.

Sec. 2052. Section 603 of the Streetscape Fund Amendment Act of 2010, effective April 8, 2011 (D.C. Law 18-370; D.C. Official Code §1-325.191), is amended as follows:

(a) The heading is amended to read as follows: “Sec. 603. Streetscape Business Development Relief Fund.”.

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

(1) Strike the phrase “Streetscape Loan Relief Fund (“Fund”)” and insert the phrase “Streetscape Business Development Relief Fund (“Fund”)” in its place.

(2) Strike the phrase “loans in” and insert the phrase “loans or issue grants in” in its place.

(c) Subsection (c) is amended to read as follows:

“(c) If the District undertakes a streetscape construction, capital infrastructure, or rehabilitation project, the Mayor, in the Mayor’s sole discretion, may make interest-free loans or issue grants from the Fund to any individual or entity that operates a retail business inside or adjoining the streetscape construction, capital infrastructure, or rehabilitation project. To obtain a loan or grant, a retail business shall submit an application in the form and with the information that the Mayor shall require. The Mayor shall determine the terms and conditions of each loan or grant based upon the application submitted by the retail business; provided, that the term of a

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loan or grant issued pursuant to this section shall not exceed 5 years after the termination of the streetscape construction, capital infrastructure, or rehabilitation project.”.

SUBTITLE G. COMMISSION ON FASHION ARTS AND EVENTS APPROVAL

Sec. 2061. Short title.

This subtitle may be cited as the “Commission on Fashion, Arts and Events Approval Process Amendment Act of 2019”.

Sec. 2062. Section 3(a) of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652(a)), is amended by striking the phrase “in accordance with section 2(e)” and inserting the phrase “in accordance with 2(f)” in its place.

Sec. 2063. Section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), is amended as follows:

(a) Subsection (e)(30) is repealed.

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

(1) Paragraph (64) is amended by striking the word “and”.

(2) Paragraph (65) is amended by striking the period and inserting a semicolon in its place.

(3) Paragraph (66) is amended by striking the period and inserting the phrase “; and” in its place.

(4) A new paragraph (67) is added to read as follows:

“(67) Commission on Fashion Arts and Events, established by section 2 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-651).”.

SUBTITLE H. RETAIL PRIORITY AREA

Sec. 2071. Short title.

This subtitle may be cited as the “Retail Priority Area Amendment Act of 2019”.

Sec. 2072. Section 4(m) of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73(m)), is amended by striking the phrase “Park Road, N.W.; thence southeast on Park Road, N.W., to 14th Street, N.W.; thence north on 14th Street, N.W., to Spring Road, N.W.; thence southeast on Spring Road, N.W., to 13th Street, N.W.; thence south on 13th Street, N.W., to Monroe Street, N.W.; thence South on 11th Street, N.W., to Kenyon Street, N.W.; thence west on Kenyon Street, N.W. to 13th. Street, N.W.; thence south on 13th Street, N.W. to V Street, N.W.; thence east on V Street, N.W., to 11th Street, N.W.; thence south on 11th Street, N.W., to the point of beginning” and inserting the phrase

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“Lamont Street, N.W.; thence west on Lamont Street N.W., to 17th Street N.W.; then north on 17th Street N.W., to Piney Branch Road N.W.; thence northeast on Piney Branch Road N.W., to 16th Street N.W.; thence south on 16th Street N.W., to Spring Road N.W.; thence east on Spring Road N.W., to 10th Street N.W.; then south on 10th Street N.W., to Monroe Street N.W.; thence southeast on Monroe Street N.W., to Sherman Avenue N.W.; thence south on Sherman Avenue N.W., to Barry Place N.W.; thence west on Barry Place N.W. to 11th Street N.W.; thence south on 11th Street N.W., to the point of beginning” in its place.

**SUBTITLE I. DEPARTMENT OF EMPLOYMENT SERVICES GRANTS
TRANSPARENCY**

Sec. 2081. Short title.

This subtitle may be cited as the “Department of Employment Services Grants Transparency Amendment Act of 2019”.

Sec. 2082. Section 2 of the Workforce Job Development Grant-Making Authority Act of 2012, effective April 23, 2013 (D.C. Law 19-269; D.C. Official Code § 1-328.05), is amended as follows:

(a) A new subsection (b-1) is added to read as follows:

“(b-1)(1) In addition to the notice required pursuant to section 1094(c) of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13(c)), before making or issuing a grant pursuant to this section, DOES shall:

“(A)(i) Issue a request for applications (“RFA”), which shall remain open for at least 30 days; and

“(ii) Beginning no later than the date the RFA is issued, post the RFA on the homepage of its website and widely advertise the RFA through public means, including social media;

“(B) Host a pre-application conference at least 14 days after the release of the RFA, at least 7 days before the deadline for submitting a Letter of Intent, if required, and at least 14 days before the deadline for submitting an application;

“(C) Verify an applicant’s reported past performance and statements of receiving prior funding for similar work; and

“(D) Notwithstanding section 1095(1) of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.14(1)), and before issuing an award selection notice, notify each applicant whose application was not selected for award, in writing, and include copies of the reviewers’ evaluations and comments.

“(2)(A) A grant reviewer for grants issued pursuant to this section may not have a financial or personal relationship with any applicant in the competition the reviewer is judging and shall recuse him or herself from any competition in which such a relationship exists.

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“(B) A grant reviewer shall complete a conflict of interest form indicating the nature of any financial or personal relationships with any applicant in a grant competition the reviewer is judging.

“(3) Whenever possible, DOES shall conduct site visits and interviews with identified grant finalists before making or issuing an award.”.

(b) A new subsection (e) is added to read as follows:

“(e) The DOES shall:

“(1) Post on its website all executed grant agreements in full, without redactions; and

“(2) Quarterly transmit to the Council unredacted grantee performance evaluations and completed monthly status report forms.”.

SUBTITLE J. WAGE AND HOUR EDUCATION GRANTS PROGRAM

Sec. 2091. This subtitle may be cited as the “Wage and Hour Education Grants Program Act of 2019”.

Sec. 2092. Definitions.

For the purposes of this subtitle:

(1) “DOES” means the Department of Employment Services.

(2) “Industry” means a distinct sector of the economy in which an employer operates.

(3) “Occupation” means a person’s usual work, including the type of work an unemployed person typically performs when employed or a person’s actual job title.

(4) “Program” means the Wage and Hour Education Grants Program established pursuant to this subtitle.

Sec. 2093. Wage and Hour Education Grants Program establishment.

(a) There is established a Wage and Hour Education Grants Program for the purpose of funding community-based organizations to provide accurate, engaging, and informational workshops to private-sector employees regarding their rights in the workplace under District laws.

(b) The Program shall be administered by DOES pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

(c) DOES shall award grants on an annual basis to at least 2 qualified community-based organizations.

(d) The grant period shall be at least one year.

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Sec. 2094. Program eligibility and review.

(a) To qualify for grant funds authorized under this subtitle, a community-based organization shall:

- (1) Possess at least 3 years' experience conducting group trainings, organizing public awareness campaigns, or representing employees in administrative or legal proceedings;
- (2) Demonstrate that the workshops prescribed by section 2095 will be supervised or implemented by one or more persons who each have at least 2 years' experience advocating for or representing workers' rights under District workplace laws for which administrative enforcement is conducted by DOES or under the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*); and
- (3) Specify in its grant application the planned staff, schedule, format, and intended audience of its workshops, and provide a summary of the content of workshops that will be carried out during the grant period.

Sec. 2095. Grant requirements.

(a) Each grantee must hold at least 10 workshops aimed at informing District-based employees who are or expect to become part of the private-sector workforce about their rights under 2 or more of the following laws:

- (1) The Accrued Sick and Safe Leave Act of 2008, effective May 13, 2008 (D.C. Law 17-152; D.C. Official Code § 32-531.01 *et seq.*);
- (2) The Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1001 *et seq.*);
- (3) An Act To provide for the payment and collection of wages in the District of Columbia, approved August 3, 1956 (70 Stat. 976; D.C. Official Code § 32-1301 *et seq.*);
- (4) The Wage Theft Prevention Amendment Act of 2014, effective October 1, 2014 (D.C. Law 20-157; 61 DCR 10157); and
- (5) Title II of An Act To provide for the payment and collection of wages in the District of Columbia, effective April 27, 2013 (D.C. Law 19-300; D.C. Official Code § 32-1331.01 *et seq.*), and section 907(c)(6A) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-359.07(c)(6A)).

(b) Workshops may be of any duration and in any format that the grantee determines is most effective at helping employees understand their rights; provided, that all other requirements of this section are satisfied.

(c) Workshops may be directed to a general audience of District-based employees or may be tailored to a particular demographic group or industry subset of employees.

(d)(1) For each workshop held, the grantee must obtain the following information from each attendee:

- (A) Gender;
- (B) Racial or ethnic group;
- (C) Whether employed full-time, part-time, or unemployed;

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(D) Industry; and

(E) Occupation.

(2) The grantee may permit attendees to decline to answer individual questions but shall record that the attendee declined.

(e) At the conclusion of the grant period, each grantee shall demonstrate to DOES that it presented workshops to at least 500 people over the grant period.

(f) Grantees may fulfill the requirements of the grant by contracting with or subgranting funds to another community-based organization to perform any portion of the grant requirements; provided, that the contractor or subgrantee agrees to comply with the terms of this subtitle and the grant.

(g) DOES may specify additional requirements for grantees consistent with the purpose of the Program.

Sec. 2096. Final reporting requirements.

(a) At the conclusion of the grant period, a grantee shall report the following information to DOES for each workshop held:

(1) The date;

(2) A summary of the workshop's content;

(3) The total number of attendees;

(4) The data the community-based organization compiled at each workshop in accordance with section 2095(d); and

(5) The grantee's summary of the primary or most common workplace concerns in the District according to the concerns or questions raised at the workshops.

(b) DOES shall:

(1) Post the information received pursuant to subsection (a) of this section on its website; and

(2) Upon any individual's request for the information received pursuant to subsection (a) of this section, provide the information within 5 business days.

SUBTITLE K. TIPPED WAGE WORKERS FAIRNESS CLARIFICATION

Sec. 2101. Short title.

This subtitle may be cited as the "Tipped Workers Fairness Clarification Amendment Act of 2019".

Sec. 2102. The Tipped Wage Workers Fairness Amendment Act of 2018, effective December 13, 2018 (D.C. Law 22-196; D.C. Official Code § 32-161 *et seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 32-161) is amended as follows:

(1) Subsection (a) is amended as follows:

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(A) Paragraph (1) is amended by striking the phrase “The Mayor shall” and inserting the phrase “By April 1, 2020, the Mayor shall” in its place.

(B) Paragraph (3)(A) is amended to read as follows:

“(A) Capable of being accessed and viewed via computers including mobile devices such as smartphones;”.

(2) Subsection (b)(1) is amended as follows:

(A) The lead-in language is amended by striking the phrase “The Mayor shall” and inserting the phrase “By April 1, 2020, the Mayor shall” in its place.

(B) Subparagraph (A) is amended by striking the phrase “section;” and inserting the phrase “section and a telephone number or numbers for the offices within the Department of Employment Services and the Office of the Attorney General where an employee may file a complaint or obtain additional information about the employee’s rights under the laws referenced in subsection (a)(1) of this section;”.

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

“(B) The following text formatted for maximum readability:

“EMPLOYEE RIGHTS IN THE DISTRICT OF COLUMBIA: You have the right to be paid the Minimum Wage or the applicable Living Wage; the right to proper and timely payment of wages; the right to remain free from unlawful discrimination; and the right to Workers’ Compensation due to accidental injury on the job. You may have the right to paid Sick and Safe Leave once you have worked for an employer for 90 days. If you are an employee affected by pregnancy, childbirth, or a related medical condition you may be entitled to a reasonable accommodation at work and certain other protections. If you are a parent or guardian of a child, you have the right, in any 12-month period, to up to 24 hours of unpaid Parental Leave to attend school-related events for your child. Certain employees are entitled to unpaid time off for birth or placement of a child, caring for a family member, or for the employee’s own serious health condition. Beginning July 1, 2020, employees who meet certain requirements will be eligible to receive paid leave for absences due to the birth or placement of a child, need to care for a family member with a serious health condition, or need to receive medical care for a serious health condition. This notice does not create, expand, or limit rights under District or federal law. Visit the website for more information on these rights and how to exercise them.”;”.

(D) Subparagraph (C) is repealed.

(E) A new subparagraph (C-1) is added to read as follows:

“(C-1) The amount of sick and safe leave that a worker may accrue annually;”.

(c) Section 4 (D.C. Official Code § 32-162) is amended as follows:

(1) Subsection (a)(1) is amended by adding a new paragraph (6) to read as follows:

“(6) All materials prepared and distributed in accordance with this subsection must contain a telephone number and internet website address for the Department of

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Employment Services and the Office of the Attorney General where an employee can obtain additional information about the employee's workplace rights or file a complaint."

(2) Subsection (b)(2) is amended by adding a new subparagraph (B-i) to read as follows:

"(B-i) For the Internet component:

"(i) Be user-friendly, including the ability to be accessed and viewed via mobile devices such as smartphones, to enable an employee to easily report an alleged violation of the laws identified in paragraph (1) of this subsection; and

"(ii) Include video tutorials on how to report alleged violations of the laws identified in paragraph (1) of this subsection;".

Sec. 2103. Section 10a(b)(1) of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1009.01(b)(1)), is amended as follows:

(a) Subparagraph (A) is amended by striking the phrase "and to enable an employee to report a violation of this act".

(b) Subparagraph (C) is repealed.

SUBTITLE L. SHORT-TERM RENTAL ZONING ANALYSIS

Sec. 2111. Short title. This subtitle may be cited as the "Short-Term Rental Zoning Analysis Amendment Act of 2019".

Sec. 2112. Section 10 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 800; D.C. Official Code § 6-641.09), is amended by adding a new subsection (c) to read as follows:

"(c) A building permit shall not be issued to or on behalf of the District government for a construction project located at the Robert F. Kennedy Memorial Stadium (as defined in section 11 of the District of Columbia Stadium Act of 1957, approved September 7, 1957 (72 Stat. 423, D.C. Official Code § 3-330)) or at Franklin Square (Square 249) until the Office of Planning provides to the Zoning Commission for the District of Columbia an analysis of short-term transient rental uses in residential zones and a recommended text amendment to the zoning regulations to allow or disallow such uses. The Department of Consumer and Regulatory Affairs shall issue a cease and desist order to enjoin any construction project for which a permit has been issued in noncompliance with this section."

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SUBTITLE M. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS

Sec. 2121. Short title.

This subtitle may be cited as the Office of Public-Private Partnership Amendment Act of 2019".

Sec. 2122. Section 102(a) of the Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C. Law 20-228; D.C. Official Code § 2-272.01(a)), is amended by striking the phrase "Office of the City Administrator" and inserting the phrase "Office of the Deputy Mayor for Planning and Economic Development" in its place.

**SUBTITLE N. RENTAL HOUSING DATABASE AND REGISTRATION
EXTENSION**

Sec. 2131. Short title.

This subtitle may be cited as the "The Rental Housing Database and Registration Extension Amendment Act of 2019".

Sec. 2132. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.01 *et seq.*), is amended as follows:

(a) Section 203c (D.C. Official Code § 42-3502.03e) is redesignated as section 203e.

(b) The second section 203a (D.C. Official Code § 42-3502.03c) is redesignated as section 203c.

(c) The newly redesignated section 203c is amended as follows:

(1) Subsection (a) is amended by striking the phrase "and administer".

(2) Subsection (e) is amended by striking the phrase "December 13, 2019" and inserting the phrase "September 30, 2020" in its place.

(3) Subsection (e-1)(1) is amended to read as follows:

"(e-1)(1) OTA shall develop an online portal and database for the filing of registration statements and claims of exemption under section 205(f), which OTA shall integrate into the database created pursuant to subsection (a) of this section, by the same date required in subsection (e) of this section for database completion, testing, and operation."

(4) Subsection (e-2)(1) is amended by striking the phrase "no later than December 13, 2019" and inserting the phrase "by the same date required in subsection (e) of this section for database completion, testing, and operation" in its place.

(d) The second section 203b (D.C. Official Code § 42-3502.03d) is redesignated as 203d.

(e) The newly redesignated section 203d is amended as follows:

(1) The section heading is amended by striking the phrase "and registration".

(2) The text is amended to read as follows:

"Upon completion of the publicly accessible rent control housing database created pursuant to section 203c, a housing provider shall use the online housing provider portal

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developed pursuant to section 203c(b)(1) to file all documents and data required to be filed pursuant to this title and all regulations promulgated pursuant to this title.”.

(f) Section 205(f) (D.C. Official Code § 42-3502.05(f)) is amended as follows:

(1) Paragraphs (1) and (2) are amended to read as follows:

“(1) Within 90 days after completion of the publicly accessible rent control housing database created pursuant to section 203c, each housing provider of a housing accommodation for which the housing provider is receiving rent or is entitled to receive rent shall file a new registration statement and, if applicable, a new claim of exemption via the online housing provider portal developed pursuant to section 203c(e-1).

“(2) A person who becomes a housing provider of a housing accommodation 90 days or more after completion of the publicly accessible rent control housing database created pursuant to section 203c, shall file a registration statement and, if applicable, claim of exemption, within 30 days after becoming a housing provider.”.

(2) Paragraph (3) is amended by striking the phrase “A housing provider shall file a registration statement and, if applicable, a claim of exemption, with the Division in accordance with section 203d, which shall solicit” and inserting the phrase “The registration statement and claim of exemption shall solicit” in its place.

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

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

“(A) No penalties for failure to previously register the housing accommodation shall be assessed against a housing provider who registers a housing accommodation under this section within 90 days after completion of the publicly accessible rent control housing database created pursuant to section 203c.”.

(B) Subparagraph (B)(i) is amended by striking the phrase “Beginning 241 days after October 30, 2018” and inserting the phrase “Beginning 91 days after completion of the publicly accessible rent control housing database created pursuant to section 203c” in its place.

SUBTITLE O. EAST END AND OPPORTUNITY YOUTH CAREERS

Sec. 2141. Short title.

This subtitle may be cited as the “East End and Opportunity Youth Careers Amendment Act of 2019”.

Sec. 2142. The Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241 *et seq.*), is amended as follows:

(a) Sections 2 (D.C. Official Code § 32-241), 2a (D.C. Official Code § 32-242), 2b (D.C. Official Code § 32-243), and 2c (D.C. Official Code § 32-244) are redesignated as sections 2a, 2b, 2c, and 2d, respectively.

(b) A new section 2 is added to read as follows:

“Sec. 2. Definitions.

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“For the purposes of this act, the term:

“(1) “Average wage” means the average wage identified in the most recent edition of the U.S. Bureau of Labor Statistics’ State Occupational Employment and Wage Estimates for the District of Columbia.

“(2) “Date of enrollment” means the date on which a participant enrolls in the summer youth jobs program.

“(3) “Host employer” means a public or private employer that employs a summer youth jobs participant.

“(4) “In-school youth” shall have the same meaning provided in section 129(a)(1)(C) of the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1504; 29 U.S.C. § 3164(a)(1)(C)).

“(5) “Occupation” means the broad occupational code and associated title assigned to a particular category of work in the most recent edition of the Standard Occupational Classification Manual published by the U.S. Bureau of Labor Statistics.

“(6) “Opportunity Youth” means an individual who is an out-of-school youth at the date of enrollment in the summer jobs program, not regularly employed, and whose level of educational attainment is less than an associate degree.

“(7) “Out-of-school youth” shall have the same meaning provided in section 129(a)(1)(B) of the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1504; 29 U.S.C. § 3164(a)(1)(B)).

“(8) “Soft skills training” means age-appropriate, non-technical skills training that helps individuals succeed in the workplace and includes training regarding communication, time management, appropriate work attire, and conflict resolution, and education regarding employers’ rights to conduct drug tests.”.

(c) Newly designated section 2a is amended as follows:

(1) Subsection (a) is amended as follows:

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

(i) Subparagraph (A) is amended as follows:

(I) Sub-subparagraph (ii) is amended by striking the figure “\$5.25” and inserting the figure “\$6.25” in its place.

(II) A new sub-subparagraph (v) is added to read as follows:

“(v)(I) At least 100 participants shall be placed with host employers that also employ registered apprentices.

“(II) For the purposes of this sub-subparagraph, host employers may be those that participate in the summer youth jobs program through the District of Columbia Public Schools’ Career Ready Internship Program.”.

(ii) Subparagraph (B) is amended by striking the phrase “weeks.” and inserting the phrase “weeks; provided, that Opportunity Youth may be employed for up to 12 weeks.” in its place.

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(iii) Subparagraph (C) is amended by striking the phrase “at an hourly wage of \$9.25 to \$13” and inserting the phrase “at an hourly wage of no less than \$9.25 and no greater than the minimum wage specified in section 4 of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1003)” in its place.

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

(i) Strike the phrase “In school” and insert the phrase “In-school” in its place.

(ii) Strike the phrase “An in-school” and insert the phrase “The Department of Employment Services shall implement an in-school youth” in its place.

(2) New subsections (a-1) and (a-2) are added to read as follows:

“(a-1) At least 66% of the local funds that the Department of Employment Services uses for training offered pursuant to subsection (a)(2) and (3) of this section each fiscal year shall be spent on in-school youth who are District of Columbia residents and reside or attend a public school or public charter school in Ward 7 or Ward 8, and who are not participants in the District of Columbia Public Schools’ Career Bridge Program.

“(a-2) The following standards shall govern occupational skills training provided pursuant to subsection (a)(5) of this section through the D.C. Infrastructure Academy:

“(1) At least 66% of the participants receiving occupational skills training each fiscal year shall be trained in occupations that pay an average wage that is at least 150% of the minimum wage specified in section 4 of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1003);

“(2) At least 25% of the value of each grant or contract with a provider of occupational skills training shall be contingent on the provider achieving at least one of the following results:

“(A) At least 75% of all the provider’s participants receive an industry-recognized credential;

“(B) At least 80% of all participants who complete the provider’s program enter permanent, unsubsidized employment; or

“(C) At least 85% of all the provider’s participants enter permanent, unsubsidized employment; and

“(3) A provider of occupational skills training may be eligible for a bonus equal to up to 15% of the value of its grant or contract if at least 50% of its participants that enter permanent, unsubsidized employment retain that employment for at least 6 months.”.

(2) Subsection (g) is amended as follows:

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

(i) Insert a new subparagraph (A-i) to read as follows:

“(A-i) The number of participants who were:

“(i) Opportunity Youth;

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than 6 weeks; “(ii) Opportunity Youth who participated in the program for more
 weeks; “(iii) Opportunity Youth who participated in the program for 12
 or education; “(iv) Opportunity Youth who were referred to year-round training
 apprentices; and “(v) Placed with a host employer that employs registered

“vi) Employed in supervisory positions;”.

(ii) Subparagraph (C) is amended to read as follows:

“(C) Participants’ employment following the end of the program, including the number of:

“(i) Opportunity Youth employed who participated in the program for longer than 6 weeks; and

“(ii) Participants who entered a registered apprenticeship program following placement with a host employer that employs registered apprentices.”.

(B) Paragraph (2) is amended to read as follows:

“(2) Beginning December 15, 2019, and annually thereafter, the Department of Employment Services shall publish the information collected pursuant to paragraph (1) of this subsection for the preceding summer; provided, that information responsive to paragraphs (1)(A-i) and (C)(i) and (ii) of this subsection first may be published in December 2020.”.

(d) Newly designated section 2d is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Strike the date “June 1, 2011” and insert the date “December 1, 2019” in its place.

(B) Strike the phrase “the summer” and insert the phrase “the next year’s summer” in its place.

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

(A) Paragraph (5) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(B) Paragraph (6) is amended by striking the period and inserting a semicolon in its place.

(C) New paragraphs (7) and (8) are added to read as follows:

“(7) The various types of soft skills training programs offered, including pre-program bootcamps, online modules, contracted services, and in-program instruction, to determine which models were most successful at imparting soft skills; and

“(8) The causes of participant attrition, including the impact of the program’s registration and documentation requirements on attrition.”.

(3) Subsection (c) is amended as follows:

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(A) Strike the date "December 30, 2011" and insert the date "December 30, 2020" in its place.

(B) Strike the phrase "evaluation to the" and insert the phrase "evaluation conducted pursuant to subsection (a) of this section to the" in its place.

SUBTITLE P. DC CENTRAL KITCHEN GRANT EXTENSION

Sec. 2151. Short title.

This subtitle may be cited as the "DC Central Kitchen Grant Extension Amendment Act of 2019".

Sec. 2152. Section 2152 of the DC Central Kitchen Grants Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-168; 65 DCR 9388), is amended by striking the phrase "nutrition programming." and inserting the phrase "nutrition programming; provided, that \$500,000 of the funds awarded but not expended in Fiscal Year 2019 shall be available for expenditure in Fiscal Year 2020, as authorized by the Fiscal Year 2020 Local Budget Act of 2019, passed on 2nd reading on May 28, 2019 (Enrolled version of Bill 23-208)." in its place.

SUBTITLE Q. WALTER REED ACQUISITION AUTHORITY

Sec. 2161. Short title.

This subtitle may be cited as the "Walter Reed Development Omnibus Amendment Act of 2019".

Sec. 2162. The Walter Reed Development Omnibus Act of 2016, effective May 18, 2016 (D.C. Law 21-119; D.C. Official Code § 2-1227.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1227.01) is amended by adding a new paragraph (19) to read as follows:

"(19) "Walter Reed Site" means the approximately 110.1 acres of land located in the area bounded by Fern Street, N.W., and Alaska Avenue, N.W., to the north, 16th Street, N.W., to the west, Aspen Street, N.W., to the south, and Georgia Avenue, N.W., to the east, and identified in the Walter Reed Reuse Plan at Figure A-01: Site Boundaries and Areas."

(b) A new section 7a is added to read as follows:

"Sec. 7a. Additional Walter Reed Site acquisition and procurement authority.

"(a) The Mayor may acquire by purchase, exchange, donation, assignment, bequest, or other means, real property located on the Walter Reed Site.

"(b)(1) The provisions of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 90; D.C. Official Code § 50-2601 *et seq.*), shall not apply to the acquisition by the Mayor of property located on the Walter Reed Site or the use of such property as a parking facility.

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“(2) Notwithstanding the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and consistent with section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), the Mayor may enter into a contract with Children’s National at Walter Reed, LLC, or an affiliate thereof, for the operation and maintenance of property acquired pursuant to this section; provided, that the entity that contracts with the Mayor shall agree to be subject to the contracting and procurement requirements set forth in Subpart 2 of Part D of the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.41 *et seq.*), (“CBE Act”), and the employment and job creation requirements set forth in section 4 of the First Source Employment Agreement Act of 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.03).

“(3) The contract entered into pursuant to paragraph (2) of this subsection shall require Children’s National at Walter Reed, LLC or its affiliate to give priority when subcontracting to businesses certified as small business enterprises pursuant to section 2332 of the CBE Act or as disadvantaged business enterprises pursuant to section 2333 of the CBE Act, and to do so in a manner to be negotiated between the Mayor and Children’s National at Walter Reed, LLC or its affiliate.”.

SUBTITLE R. DIVERSE WASHINGTONIAN STATUE FUNDING

Sec. 2171. Short title.

This subtitle may be cited as the “Diverse Washingtonian Commemorative Work Funding Act of 2019”.

Sec. 2172. In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, up to \$250,000 shall be transferred to the Commission on the Arts and Humanities to fund a commemorative work, as that term is defined in section 411(1) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective April 4, 2011 (D.C. Law 13-275; D.C. Official Code § 9-204.11(1)) (“Act”); provided, that the commemorative work be a statue of a prominent female native Washingtonian and that it be approved pursuant to section 401 of the Act.

SUBTITLE S. HOUSING PRODUCTION TRUST FUND TARGET MODIFICATION

Sec. 2181. Short title.

This subtitle may be cited as the “Housing Production Trust Fund Target Modification Amendment Act of 2019”.

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Sec. 2182. Section 3(b-1)(2) of the Housing Production Trust Fund Act of 1989, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(b-1)(2)), is amended as follows:

- (a) Strike the phrase “At least 40%” and insert the phrase “At least 50%” in its place.
- (b) Strike the phrase “of the 40% requirement” and insert the phrase “of the 50% requirement” in its place.

SUBTITLE T. SAFE AT HOME CLARIFICATION

Sec. 2191. Short title.

This subtitle may be cited as the “Safe at Home Clarification Amendment Act of 2019”.

Sec. 2192. Section 2 of the Safe at Home Act of 2016, effective November 26, 2016 (D.C. Law 21-168; D.C. Official Code § 7-551.01), is amended as follows:

- (a) Subsection (b) is amended by striking the figure “\$10,000” and inserting the figure “\$6,000” in its place.
- (b) Subsection (c) is amended as follows:
 - (1) A new paragraph (4A) is added to read as follows:
“(4A) Bathtub cuts;”.
 - (2) Paragraph (5) is amended by striking the phrase “Stair lifts” and inserting the phrase “Chair lifts” in its place.
- (c) Subsection (d) is amended as follows:
 - (1) Paragraph (1) is amended by striking the phrase “Be a resident of the District of Columbia” and inserting the phrase “Be a resident of the District of Columbia who is at least 18 years of age” in its place.
 - (2) Paragraph (3) is amended by striking the phrase “; and” and inserting a semicolon in its place.
 - (3) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.
 - (4) A new paragraph (5) is added to read as follows:
“(5) Complete an assessment, performed by a licensed occupational therapist approved by the Department of Aging and Community Living, designed to measure functional ability.”.
- (d) Subsection (e) is amended as follows:
 - (1) Paragraph (2) is amended by striking the semicolon and inserting the phrase “; and” in its place.
 - (2) Paragraph (3) is amended by striking the phrase “; and” and adding a period in its place.
 - (3) Paragraph (4) is repealed.

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(e) A new subsection (f) is added to read as follows:

“(f) The Mayor may, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), issue rules to implement the provisions of this section, including rules establishing:

“(1) Household income eligibility;

“(2) Guidelines for installation projects consistent with current ADA Accessibility Guidelines (28 C.F.R. Part 36, Subpart D and 36 C.F.R. Part 1191, Appendices B and D) as published in *Guidance on the 2010 ADA Standards for Accessible Design*, Department of Justice, September 15, 2010;

“(3) Standards to ensure that accessibility modifications funded by grants issued pursuant to this section meet the needs of the applicant;

“(4) Standards for the assessments required by subsection (d)(5) of this section;

and

“(5) Standards for licensed occupational therapists to be approved to conduct the assessments required by subsection (d)(5) of this section.”

**SUBTITLE U. COMMISSION ON THE ARTS AND HUMANITIES
INDEPENDENCE AND FUNDING RESTRUCTURING**

Sec. 2201. Short title.

This subtitle may be cited as the “Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019”.

Sec. 2202. The Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-201 *et seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 39-202) is amended to read as follows:

“Sec. 3. Definitions.

“For the purposes of this act, the term:

“(1) “Administrative costs” includes federal grant funds, intra-district funds, special purpose revenue funds, and local funds needed to support the functions of the Commission, to include agency-management, information-technology, contracting, and staffing costs, and funding for arts learning and outreach programs.

“(2) “Arts” includes instrumental music, vocal music, dance, drama, folk art, creative writing, architecture and allied fields, painting, sculpture, photography, graphic and craft arts, industrial design, costume and fashion design, media and film, and sound recording; disciplines related to the presentation, performance, execution, exhibition of those major art forms; and the study and application of the arts to the human environment.

“(3)(A) “Arts and Humanities Cohort” includes those individuals and organizations that directly produce or present content or facilitate productions of other arts and humanities organizations or provide arts education services.

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“(B) The term does not include members of the National Capital Arts Cohort or local academic institutions.

“(4) “Commission” means the Commission on the Arts and Humanities established by section 4.

“(5) “Executive Director” means the executive director appointed pursuant to section 6(a).

“(6) “Grant-managing entity” means the District’s humanities council (the Humanities Council of Washington, D.C., or any successor organization), which shall make subgrants pursuant to section 6b.

“(7) “Humanities” includes the study of ancient or modern languages, literature, philosophy, history, human geography, archeology, jurisprudence, religion, law, ethics, the history, criticism, theory, and practice of the arts; those aspects of the social sciences that have humanistic content and employ humanistic methods; and the study and application of the humanities to the human environment with particular attention to the relevance of the humanities to the current conditions of national life.

“(8) “Humanities Grant Program” means the grant program established by section 6b.

“(9) “National Capital Arts Cohort” includes those organizations that are:

“(A) Nonprofit corporations incorporated under the laws of the District that:

“(i) Have an annual income, exclusive of District funds, in excess of \$1 million for each of the 3 years before receipt of a grant awarded under this act;

“(ii) Have income from federal funds of less than \$1 million for each of the 3 years before receipt of a grant under this act; and

“(iii) Receive funding from the National Capital Arts and Cultural Affairs Grant Program (“NCACA Grant Program”) under Title II of the Department of Defense Appropriations Act, 1986, approved December 19, 1985 (99 Stat. 1261; 20 U.S.C. § 956a), or that are, from and after March 1, 2018, eligible for funding from the NCACA Grant Program.

“(B) The term does not include local academic institutions.

“(10) “Public art” means sculptures, murals, mosaics, bas-reliefs, frescoes, tapestries, monuments, fountains, environmental designs, and other visual art forms that are intended to enhance the aesthetic quality of a public building, park, street, sidewalk, or other public place with which they are physically or spatially connected. The term “public art” does not include landscape design or the incidental ornamentation of functional structural elements or accessories unless designed by a visual artist as part of an artwork design authorized by the Commission.”.

(b) Section 4 (D.C. Official Code § 39-203) is amended as follows:

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

“(a) There is established, as an independent agency within the District of Columbia government, the Commission on the Arts and Humanities (“Commission”), which shall evaluate

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and initiate action on matters relating to the arts and humanities and encourage programs and the development of programs that promote progress in the arts and humanities.”.

(2) A new subsection (a-1) is added to read as follows:

“(a-1)(1) The Commission shall consist of 18 members appointed by the Mayor, with the advice and consent of the Council, in accordance with section 2(e)(32) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(32)).

“(2) Each member appointed to the Commission shall be a District resident who has displayed an interest or an ability in the arts or humanities or has been active in the furtherance of the arts or humanities in the District of Columbia. The Commission shall include:

“(A) On or before July 1, 2019, 2 members with specific interest, ability, or experience in the humanities;

“(B) On or before July 1, 2019, 2 members with specific interest, ability, or experience in arts or humanities education;

“(C) On or before July 1, 2019, 2 members with specific interest, ability, or experience in theatre and performing arts;

“(D) On or before July 1, 2020, one member with specific interest, ability, or experience in public art; and

“(E) On or before July 1, 2020, 2 members with specific experience in arts or humanities organizational administration or governance.

“(3) When appointing members to the Commission, the Mayor shall give due consideration to recommendations made by representative civic, educational, and professional groups concerned with the arts, humanities, and culture, and shall maintain reasonable representation of all the various geographic areas and neighborhoods within the District of Columbia.”.

(3) Subsection (b) is amended by striking the phrase “may be reappointed.” and inserting the phrase “may be reappointed; provided, that all 6 members who have a term end date of June 30, 2019, and 3 of the members who have a term end date of June 3, 2020, may be reappointed only if doing so would satisfy the qualification requirements set forth under subsection (a)(2) of this section.” in its place.

(4) Subsection (d) is amended to read as follows:

“(d) The Mayor shall appoint a chairperson of the Commission from among the 18 members appointed pursuant to subsection (a-1) of this section with the advice and consent of the Council by resolution.”.

(5) A new subsection (f) is added to read as follows:

“(f) No District of Columbia government employee, as that term is defined by section 301(7) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-603.01(7)), shall be eligible to serve as a member of the Commission.”.

(c) Section 5 (D.C. Official Code § 39-204) is amended as follows:

(1) Paragraph (3) is amended to read as follows:

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“(3) Issue grants, to include single or multi-year grants, for projects and productions in the arts and humanities; provided, that such grants be awarded competitively to individuals and organizations based in and primarily serving the District;”.

(2) Paragraph (5)(C) is amended by striking the phrase “in the Fund or in the” and inserting the phrase “in the” in its place.

(3) Paragraph (7) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(4) Paragraph (8)(B) is amended by striking the period and inserting the phrase “; and” in its place.

(5) Add a new paragraph (9) to read as follows:

“(9) Encourage and assist freedom of artistic expression essential for the well-being of the arts, without censorship.”.

(d) Section 6 (D.C. Official Code § 39-205) is amended as follows:

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

“(a)(1) On or before October 1, 2019, the Commission shall nominate, and with the advice and consent of the Council, shall appoint an Executive Director for the Commission for a renewable 4-year term. The 4-year term shall commence on October 1 in the year of the appointment and expire on September 30 of the fourth year of the term. The Executive Director may be removed by the Commission for just and reasonable cause.

“(2) The Executive Director shall receive annual compensation fixed in accordance with the provisions of Title XI of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.01 *et seq.*), and shall serve as the chief administrative officer of the Commission.

“(3) In addition to any other duties set forth in this act, the Executive Director shall:

“(A) Supervise the staff of the Commission;

“(B) Assist the Commission in executing its policies and duties;

“(C) Perform other duties as directed by the Commission; and

“(D) Report regularly on the activities and operations of the agency to the members of the Commission.”.

(2) Subsection (b) is amended by striking the phrase “Mayor, Council, Chairperson of” and inserting the phrase “Chairperson of” in its place.

(3) A new subsection (b-1) is added to read as follows:

“(b-1)(1) The Mayor shall provide the Commission with the services and facilities necessary for the Commission to carry out its duties and responsibilities.

“(2) All District agencies shall collaborate with the Commission, including sharing data to the extent permitted by law, in furtherance of the Commission’s duties and responsibilities.”.

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(4) Subsection (c) is amended by striking the phrase “the Mayor an annual budget” and inserting the phrase “the Mayor, with a copy to the Council, an annual budget” in its place.

(5) A new subsection (c-1) is added to read as follows:

“(c-1) For the fiscal year 2021 budget and every fiscal year thereafter the Commission shall allocate the annual budget as follows:

“(1) Not more than 23% of the annual budget shall be allocated for administrative costs.

“(2) Not less than 77% of the annual budget shall be allocated for the following purposes:

“(A) 17% for grants to fund capital projects in support of either the Arts and Humanities Cohort or the National Capital Arts Cohort;

“(B) 50% for grants to support the Arts and Humanities Cohort;

“(C) 28% for grants to support the National Capital Arts Cohort to be allocated as follows:

“(i) 70% shall be distributed equally to each organization that belongs to the National Capital Arts Cohort; and

“(ii) 30% shall be distributed proportionally to each organization that belongs to the National Capital Arts Cohort, in an amount based on that organization’s share of the total annual income for the prior year, not including District funds, of all organizations that belong to the National Capital Arts Cohort; and

“(D) 5% the for the Humanities Grant Program.”.

(6) A new subsection (e) is added to read as follows:

“(e) If any member of the Commission is an employee, member, director, or officer of any organization that has applied to the Commission for a grant, such member shall:

“(1) Provide a written statement before the grant is considered by the Commission or an advisory panel describing the potential conflict of interest and deliver the statement to the Executive Director and the Chairperson of the Commission;

“(2) Not communicate with or attempt to influence any other member of the Commission or any member of an advisory panel regarding the grant application; and

“(3) Not be present when the grant application is considered by the Commission or an advisory panel.”.

(e) Section 6a (D.C. Official Code § 39-205.01) is amended to read as follows:

“Section 6a. Arts and Humanities Fund.

“(a) There is established as a special fund the Arts and Humanities Fund (“Fund”), which shall be administered by the Commission in accordance with subsection (c) of this section.

“(b) The following shall be deposited into the Fund:

“(1) Proceeds of the sale or loan by the District government of works of art, prints, and promotions items;

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“(2) Fees collected pursuant to section 2e of Title IV of the District of Columbia Revenue Act of 1937, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 50-1501.02e);

“(3) Subject to the availability of funds, up to \$2.5 million annually pursuant to section 1045(d) of the Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.04(d)); and

“(4) Dedicated taxes pursuant to § 47-2002(d) and § 47-2202(b) of the D.C. Official Code.

“(c) Money in the Fund shall be used for:

“(1) The administration, improvement, and maintenance of property and programs managed by the Commission; and

“(2) Purposes, including grants, consistent with section 6(c-1).

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

(f) New sections 6b and 6c are added to read as follows:

“Section 6b. Humanities grant program.

“(a) There is established within the Commission a Humanities Grant Program to provide subgrants in the humanities.

“(b)(1) Each year, the Commission shall make a grant in the amount provided under section 6(c-1)(2)(D) to a grant-managing entity, which shall be used to make subgrants for the purpose of promoting cross-cultural understanding and appreciation of local history in all neighborhoods of the District of Columbia.

“(2) Any costs to the Commission or the Humanities Grant Program to administer subgrants shall be paid out of the Humanities Grant Program’s budget.

“(3) Up to 30% of each disbursement from the Humanities Grant Program budget to the grant-managing entity may be utilized by the grant-managing entity for administrative expenses, capacity building, technical assistance, and evaluation of the Humanities Grant Program.

“(c) Subgrants shall be:

“(1) Awarded on a competitive basis;

“(2) Used exclusively to fund District of Columbia residents, non-profits, neighborhood citizen or civic associations, educational institutions, alumni groups, and other entities with qualifying proposals under this section; and

“(3) Selected through a process that includes independent review panels.

“(d) The Humanities Grant Program shall be administered pursuant to the requirements of the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*)

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“(e) The grant-managing entity shall enter into a Memorandum of Understanding (“MOU”) with the Commission. The MOU shall set forth certain administrative requirements for the grant-managing entity to abide by when it obtains District funds and awards subgrants involving District funds, and will clarify and reaffirm the grant-managing entity responsibility and obligation with respect to District funds, including the monitoring of the use of District funds.

“Sec. 6c. Transfer provisions.

“By October 1, 2019, the Mayor shall transfer to the Commission such positions, personnel, property, records, and unexpended balances of appropriations, allocations, and other funds available or assigned to the Office of the Mayor for the purposes of funding and running the Commission, at which time the Commission on the Arts and Humanities within the Office of the Mayor shall be abolished.”

(g) Section 7 (D.C. Official Code § 39-206) is amended by repealing subsections (b) and (c).

Sec. 2203. Conforming amendments.

(a) Section 1045(d) of the Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.04(d)), is amended by striking the phrase “Humanities Enterprise Fund,” and inserting the phrase “Humanities Fund,” in its place.

(b) Section 2e(c) of Title IV of the District of Columbia Revenue Act of 1937, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 50-1501.02e(c)) is amended by striking the phrase “Humanities Enterprise Fund,” and inserting the phrase “Humanities Fund,” in its place.

(c) The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; Official Code § 1-601.01 *et seq.*), is amended as follows:

(1) Section 301(17)(LL) (D.C. Official Code § 1-603.01(17)(LL)) is repealed.

(2) Section 406 (D.C. Official Code § 1-604.06) is amended as follows:

(A) Paragraph (26) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(B) Paragraph (27) is amended by striking the period and inserting the phrase “; and” in its place.

(C) A new paragraph (28) is added to read as follows:

“(28) For the Executive Director of the Commission on the Arts and Humanities, the personnel authority shall be the Commission on the Arts and Humanities, and for any other employee of the Commission on the Arts and Humanities the personnel authority shall be the Executive Director of the Commission on the Arts and Humanities.”

(d) Title 47 of the D.C. Official Code is amended as follows:

(1) Section 47-2002(d) is amended by striking the phrase “shall be dedicated to the Commission on the Arts and Humanities, established by the Commission on the Arts and

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Humanities Act, effective January 29, 1998 (D.C. Law 12-42; D.C. Official Code § 39-201 *et seq.*) to support the functions, purposes, and costs of the Commission” and inserting the phrase “shall be dedicated to the Arts and Humanities Fund, established by § 39-205.01” in its place.

(2) Section 47-2202(b) is amended by striking the phrase “shall be dedicated to the Commission on the Arts and Humanities, established by the Commission on the Arts and Humanities Act, effective January 29, 1998 (D.C. Law 12-42; D.C. Official Code § 39-201 *et seq.*) to support the functions, purposes, and costs of the Commission” and inserting the phrase “shall be dedicated to the Arts and Humanities Fund, established by § 39-205.01” in its place.

SUBTITLE V. REAL ESTATE GUARANTY

Sec. 2211. Short title.

This subtitle may be cited as the “Real Estate Guaranty and Education Fund Amendment Act of 2019”.

Sec. 2212. Section 29 of the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Official Code § 42-1706), is amended as follows:

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

(1) The existing text is designated paragraph (1).

(2) New paragraphs (2) and (3) are added to read as follows:

“(2) Such amounts as may be appropriated to the Fund shall be deposited into the Fund.

“(3) In Fiscal Year 2020, \$600,000 shall be deposited into the Fund from Fiscal Year 2019 local fund resources.”.

(b) New subsections (c) and (d) are added to read as follows:

“(c) Money in the Fund shall be used for purposes consistent with section 30.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

SUBTITLE W. HPRB MEMBERSHIP CLARIFICATION

Sec. 2221. Short title.

This subtitle may be cited as the “Historic Preservation Review Board Membership Clarification Amendment Act of 2019”.

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Sec. 2222. Section 4(b) of the Historic Landmark and Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103(b)), is amended to read as follows:

“(b)(1) Subject to the requirements of subsection (a) of this section, all appointments to the Historic Preservation Review Board shall be made with a view toward having its membership represent to the greatest practicable extent the composition of the adult population of the District of Columbia with regard to race, sex, geographic distribution, and other demographic characteristics.

“(2) The term of office of each member of the Review Board shall be 3 years, staggered so that one third of the appointments expire each year.

“(3) Any member appointed to fill a vacancy occurring prior to the expiration of the term for which his or her predecessor was appointed shall be appointed for the remainder of such term.

“(4) Upon expiration of his or her term of office, a member shall continue to serve until his or her successor is appointed; provided, that pursuant to section 2(c) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(c)), no member shall continue to serve in a hold-over capacity for longer than 180 days after the expiration of the term to which he or she was appointed.”

SUBTITLE X. FUNDS FOR WARD 1 PUBLIC HOUSING PROPERTIES

Sec. 2231. Short title.

This subtitle may be cited as the “Funds for Ward 1 Public Housing Properties Amendment Act of 2019”.

Sec. 2232. Section 3(c-1) of the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)), is amended as follows:

(a) Paragraph (3) is amended by striking the period and inserting the phrase “; provided, that in Fiscal Year 2020, the Authority shall expend no less than \$1 million on the repair and maintenance of public housing properties located within the boundaries of Ward 1.” in its place.

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

(1) Subparagraph (A) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Subparagraph (B) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new subparagraph (C) is added to read as follows:

“(C) Any administrative or overhead costs not directly and specifically attributable to maintenance, repair, and rehabilitation projects.”

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Sec. 2233. Section 47-4652 of the District of Columbia Official Code is amended as follows:

(a) Subsection (b)(1) is amended to read as follows:

“(1) Commence no earlier than October 1, 2020; and”.

(b) A new subsection (d) is added to read as follows:

“(d)(1) By August 1, 2019, the Department of Employment Services (“DOES”) shall submit to the Council the conclusions and supporting documentation of the audit described in the April 19, 2019 letter from DOES to the Sydell Group, titled “Re: Line Hotel, D.C. Code § 47-4652 First Source Compliance Audit Determination”.

“(2) Should DOES update, modify or change the conclusions of the audit described in paragraph (1) of this subsection, or perform another audit in connection with this section, it shall submit the conclusions and supporting documentation of the audit to the Council no later than 14 days after transmitting any determination of whether the hotel complied with the conditions set forth in subsection (c) of this section to the Office of the Chief Financial Officer.”.

SUBTITLE Y. SHORT-TERM RENTAL FUNDING

Sec. 2241. Short title. This subtitle may be cited as the “Short-Term Rental Funding Act of 2019”.

Sec. 2242. (a) The fiscal impact of revenue loss attributable to the provisions of the Short-Term Rental Regulation Act of 2018, effective April 25, 2019 (D.C. Law 22-307; D.C. Official Code § 30-201.01 *et seq.*) (“Act”), shall be offset by local fiscal year recurring revenues included in the Chief Financial Officer’s June 2019 revenue estimate and all subsequent revenue estimates that exceed the annual revenue estimate incorporated in the approved budget and financial plan for Fiscal Year 2020 through Fiscal Year 2023, until the Act is fully funded as certified by the Chief Financial Officer.

(b) In the June 2019 revenue estimate and each of the subsequent revenue estimates, the Chief Financial Officer shall certify:

(1) Whether and by what amount local fiscal year revenues included in the revenue estimate exceed the annual revenue estimate incorporated in the approved budget and financial plan for Fiscal Year 2020 through Fiscal Year 2023;

(2) Whether such excess revenues, together with the excess revenues identified pursuant to this subsection in prior revenue estimates, are in an amount sufficient to offset the fiscal impact of the revenue loss identified in subsection (a) of this section and, if not, the amount of additional excess revenue necessary to offset such fiscal impact; and

(3) That all such excess revenues, together with the excess revenues identified pursuant to this subsection in prior revenue estimates, have been set aside to ensure that the Act be fully funded until such time as the Chief Financial Officer certifies that the Act is fully funded.

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Sec. 2243. Section 301 of the Act (D.C. Official Code § 30-201.01, note) is amended to read as follows:

“Sec. 301. Applicability.

“(a) This act shall apply upon the later of:

“(1) October 1, 2019; or

“(2) Inclusion of its fiscal effect in an approved budget and financial plan.

“(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in an approved budget and financial plan and provide notice to the Budget Director of the Council of the certification.

“(c)(1) The Budget Director shall cause the notice of the certification to be published in the District of Columbia Register.

“(2) The date of publication of the notice of the certification shall not affect the applicability of this act.”.

Sec. 2244. Applicability.

This subtitle shall apply as of June 25, 2019.

TITLE III. PUBLIC SAFETY AND JUSTICE**SUBTITLE A. CRIMINAL CODE REFORM COMMISSION TERM****EXTENSION**

Sec. 3001. Short title.

This subtitle may be cited as the “Criminal Code Reform Commission Amendment Act of 2019”.

Sec. 3002. Section 201(b) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.01(b)), is amended as follows:

(a) Paragraph (10) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (11) is amended by striking the period and inserting the phrase “; and” in its place.

(c) A new paragraph (12) is added to read as follows:

“(12) The Criminal Code Reform Commission.”.

Sec. 3003. The Criminal Code Reform Commission Establishment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 *et seq.*), is amended as follows:

(a) Section 3123(a) (D.C. Official Code § 3-152(a)) is amended by striking the phrase “September 30, 2019” and inserting the phrase “September 30, 2020” in its place.

(b) Section 3127 (D.C. Official Code § 3-156) is amended by striking the phrase “October 1, 2019” and inserting the phrase “October 1, 2020” in its place.

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SUBTITLE B. SENIOR POLICE OFFICERS PROGRAM

Sec. 3011. Short title.

This subtitle may be cited as the “Retired Police Officer Redeployment Program Amendment Act of 2019”.

Sec. 3012. Section 2(h) of the Retired Police Officer Redeployment Amendment Act of 1992, effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761(h)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase “October 1, 2019,” and inserting the phrase “October 1, 2020,” in its place.

(b) Paragraph (3) is amended by striking the phrase “3 years” and inserting the phrase “5 years” in its place.

SUBTITLE C. AUTOMATIC RENEWAL PROTECTIONS

Sec. 3021. Short title.

This subtitle may be cited as the “Automatic Renewal Protections Amendment Act of 2019”.

Sec. 3022. The Structured Settlements and Automatic Renewal Protections Act of 2018, effective March 13, 2019 (D.C. Law 22-235; D.C. Official Code § 28A-101 *et seq.*)), is amended as follows:

(a) Section 203 (D.C. Official Code § 28A-203) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “the contract.” and inserting the phrase “the contract. If an offer of sale of a good or service subject to this subsection also includes a free gift or trial, the offer shall include a clear and conspicuous explanation of the price that will be charged after the trial ends or the manner in which the subscription or purchasing price will change upon conclusion of the trial.” in its place.

(2) Subsection (c)(1) is amended by striking the phrase “renewal between one and 7 days” and inserting the phrase “renewal at least 15 and no more than 30 days” in its place.

(b) Section 301 is amended to read as follows:

“Section 301. Applicability.

“(a) Title I shall not apply to any transfer agreement entered into before the effective date of this act.

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“(b) Title II shall not apply to a contract entered into or automatically renewed before the effective date of this act, but it shall apply to automatic renewals of such contracts that renew on or after the effective date of this act.”.

SUBTITLE D. CRIME VICTIMS COMPENSATION FUNERAL AND BURIAL EXPENSES

Sec. 3031. Short title.

This subtitle may be cited as the “Crime Victims Compensation Funeral and Burial Expenses Amendment Act of 2019”.

Sec. 3032. Section 2(7)(A)(ii) of the Victims of Violent Crime Compensation Act of 1996, effective April 9, 1997 (D.C. Law 11-243; D.C. Official Code § 4-501(7)(A)(ii)), is amended by striking the phrase “of cremation or other chosen method interment” and inserting the phrase “of embalming, burial containers, cremation, and the chosen method of interment; provided, that a claimant’s economic loss under this sub-subparagraph shall not exceed \$10,000” in its place.

SUBTITLE E. OFFICE OF NEIGHBORHOOD SAFETY AND ENGAGEMENT FUND AUTHORITY AND TRANSFER OF ROVING LEADERS PROGRAM

Sec. 3041. Short title.

This subtitle may be cited as the “Office of Neighborhood Safety and Engagement Amendment Act of 2019”.

Sec. 3042. The Neighborhood Engagement Achieves Results Amendment Act of 2016, effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2411 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 7-2411) is amended as follows:

(1) Subsection (a)(1) is amended by striking the phrase “Community Stabilization” and inserting the phrase “Family and Survivor Support Services” in its place.

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

(A) The lead-in language is amended by striking the phrase “information from” and inserting the phrase “information, by cohort, from” in its place.

(B) Paragraph (2) is amended by striking the phrase “individuals’ participation;” and inserting the phrase “individuals’ participation, and for those individuals who did not remain in the program for the entirety of its duration, the reasons for their separation;” in its place.

(C) Paragraph (3) is amended by striking the phrase “progress; and” and inserting the phrase “progress, including whether they are employed in subsidized or unsubsidized

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employment and any certifications or diplomas they have obtained while participating in the program;” in its place.

(D) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(E) A new paragraph (5) is added to read as follows:

“(5) Whether any participant has been arrested or convicted during or following their participation, and for what offense or offenses.”.

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

“(g) Agency funds may be used to purchase food and non-alcoholic beverages for participants in ONSE’s programs and activities, including violence prevention programs, short-term assistance programs, retreats, community outreach activities and events, individual outreach activities such as program recruitment, and training and education activities for community members, where the purchase is reasonably necessary to assist ONSE in the effective achievement of a statutory goal, objective, or responsibility.”.

(b) Section 103 (D.C. Official Code § 7-2413) is repealed.

SUBTITLE F. RETURNING CITIZENS OPPORTUNITY TO SUCCEED

Sec. 3051. Short title.

This subtitle may be cited as the “Returning Citizens Opportunity to Succeed Amendment Act of 2019”.

Sec. 3052. The lead-in language of section 127(b) of the Vital Records Modernization Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-164; D.C. Official Code § 7-231.27(b)), is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee for a certificate of birth for:” and inserting the phrase “the fee for a certificate of birth shall be waived for:” in its place.

Sec. 3053. The District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code *passim*), is amended as follows:

(a) Section 7(a) (D.C. Official Code § 50-1401.01(a)) is amended as follows:

(1) The lead-in language of paragraph (1)(A-ii)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A-i) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A-i) of this paragraph shall be waived for:” in its place.

(2) The lead-in language of paragraph (2)(A-i)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A) of this paragraph shall be waived for:” in its place.

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(3) The lead-in language of paragraph (2A)(A-i)(i) is amended by striking the phrase “a pilot program for Fiscal Year 2019 shall be established to waive the fee described in subparagraph (A) of this paragraph for:” and inserting the phrase “the fee described in subparagraph (A) of this paragraph shall be waived for:” in its place.

(b) The lead-in language of section 8a(a)(1B)(A) (D.C. Official Code § 50-1401.03(a)(1B)(A)) is amended to read as follows:

“(A) The application fee for a driver’s license or a special identification card issued pursuant to this section shall be waived for:”.

SUBTITLE G. MATERNAL MORTALITY REVIEW COMMITTEE

Sec. 3061. Short title.

This subtitle may be cited as the “Maternal Mortality Review Committee Establishment Amendment Act of 2019”.

Sec. 3062. The Maternal Mortality Review Committee Establishment Act of 2018, effective June 5, 2018 (D.C. Law 22-111; D.C. Official Code § 7-671.01 *et seq.*), is amended as follows:

(a) Section 3 (D.C. Official Code § 7-671.02) is amended as follows:

(1) Subsection (b) is amended by striking the phrase “factors,;” and inserting the phrase “factors:” in its place.

(2) Subsection (d) is amended by adding a new paragraph (3) to read as follows:

“(3) The Chief Medical Examiner shall annually, no later than 60 days after the annual report described in paragraph (1) of this subsection is made publicly available, convene a symposium at which the Chief Medical Examiner shall present the report to the public, District agencies implicated by the report’s findings, the Deputy Mayors for Public Safety and Justice and Health and Human Services, any relevant health or policy stakeholders, and the Committee’s representatives and members.”.

(b) Section 4(b) (D.C. Official Code § 7-671.03(b)) is amended as follows:

(1) Paragraph (9) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (10) is amended by striking the period and inserting the phrase “; and” in its place.

(3) New paragraphs (11), (12), and (13) are added to read as follows:

“(11) One person who has been directly impacted by a near maternal mortality;

“(12) One anesthesiologist with experience in obstetrics; and

“(13) One neonatologist with experience with high-risk pregnancies.”.

Sec. 3063. Section 16-1053 of the District of Columbia Official Code is amended as follows:

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(a) Subsection (a) is amended as follows:

(1) Paragraph (8) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (9) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (10) is added to read as follows:

“(10) The Office of Victim Services and Justice Grants.”.

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

(1) Paragraph (5) is amended by striking the phrase “shelters; and” and inserting the phrase “housing organizations;” in its place.

(2) Paragraph (6) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(7) The federally recognized state coalition for domestic violence.”.

SUBTITLE H. ATTORNEY GENERAL SUPPORT AND RESTITUTION FUNDS

Sec. 3071. Short title.

This subtitle may be cited as the “Attorney General Support and Restitution Funds Amendment Act of 2019”.

Sec. 3072. The Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.81 *et seq.*), is amended as follows:

(a) Section 106b (D.C. Official Code § 1-301.86b) is amended as follows:

(1) Subsection (c) is amended to read as follows:

“(c)(1) Money in the Fund shall be used for the following purposes:

“(A) Supporting general litigation expenses associated with prosecuting or defending litigation matters on behalf of the District of Columbia;

“(B) Funding staff positions, up to a maximum amount of \$4 million per year, and non-personnel costs related to administering any grant issued pursuant to the authority provided in section 108c(a); and

“(C) Crime reduction and violence interruption programming.

“(2) Beginning in Fiscal Year 2020, up to \$3 million deposited into the Fund each fiscal year may be used for the purpose of crime reduction and violence interruption.”.

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

(A) Paragraph (3) is amended to read as follows:

“(3)(A) The balance in the Fund, including interest earned, shall not exceed \$10 million. Any funds in excess of \$10 million shall revert at the end of a fiscal year to the unrestricted fund balance of the General Fund of the District of Columbia.

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“(B) Notwithstanding subparagraph (A) of this subsection, the Office of the Attorney General may retain up to \$11.6 million in the Fund until September 30, 2020.”.

(b) A new section 106d is added to read as follows:

“106d. Vulnerable Adult and Elderly Person Exploitation Restitution Fund.

“(a) There is established as a special fund the Vulnerable Adult and Elderly Person Exploitation Restitution Fund (“Restitution Fund”) which shall be administered by the Office of the Attorney General in accordance with subsection (c) of this section.

“(b) Awards of restitution and costs to individuals imposed under a court order, judgment, or settlement in any action or investigation brought to enforce to section 203a of the Criminal Abuse, Neglect, and Financial Exploitation of Vulnerable Adults and the Elderly Act of 2000, effective November 23, 2016 (D.C. Law 21-166; D.C. Official Code § 22-933.01), shall be deposited in the Restitution Fund.

“(c) Money in the Restitution Fund shall be used for the following purposes:

“(1) The payment of restitution to individuals harmed by the conduct of persons or entities that are the subject of court orders, judgments or settlements in actions or investigations brought to enforce section 203a of the Criminal Abuse, Neglect, and Financial Exploitation of Vulnerable Adults and the Elderly Act of 2000, effective November 23, 2016 (D.C. Law 21-166; D.C. Official Code § 22-933.01); and

“(2) Costs and expenses related to maintaining the Restitution Fund or to paying amounts to harmed individuals.

“(d)(1) The money deposited into the Restitution Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Restitution Fund shall be continually available without regard to fiscal year limitation.

“(e) The Attorney General may promulgate regulations for the administration of the Restitution Fund and the making of payments from the Restitution Fund.”.

(c) Section 2(a) of the Omnibus Public Safety and Justice Amendment Act of 2018, enacted on January 30, 2019 (D.C. Act 22-614; 66 DCR 1627), is repealed.

Sec. 3073. Applicability.

This subtitle shall apply as of September 30, 2019.

SUBTITLE I. OFFICE OF POLICE COMPLAINTS INDEPENDENT REVIEW

Sec. 3081. Short title.

This subtitle may be cited as the “Office of Police Complaints Independent Review Amendment Act of 2019”.

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Sec. 3082. Section 5 of the Office of Citizen Complaint Review Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-208; D.C. Official Code § 5-1104), is amended by adding a new subsection (d-3) to read as follows:

“(d-3)(1) The Board or any entity selected by the Board shall cause to be conducted an independent review of the activities of MPD’s Narcotics and Specialized Investigations Division, and any of its subdivisions (“NSID”), from January 1, 2017, through December 31, 2019.

“(2) By April 30, 2021, the Board shall submit to the Mayor and Council a report summarizing the findings of the review, including:

“(A) A description of the NSID’s operations, management, and command structure;

“(B) An evaluation of stops and searches conducted by NSID officers, including an analysis of the records identified in section 386(a)(4B) of the Revised Statutes of the District of Columbia (D.C. Official Code § 5-113.01(a)(4B));

“(C) An evaluation of citizen complaints received by the Office regarding the alleged conduct of NSID officers;

“(D) An evaluation of the adequacy of discipline imposed by the Metropolitan Police Department on NSID officers as a result of a sustained allegation of misconduct pursuant to section 13; and

“(E) Recommendations, informed by best practices for similar entities in other jurisdictions, for improving the NSID’s policing strategies, providing effective oversight over NSID officers, and improving community-police relations.

“(3)(A) The Executive Director, acting on behalf of the Board, shall have access to all books, accounts, records, reports, findings, and all other papers, things, or property belonging to or in use by any department, agency, or other instrumentality of the District government that are necessary to facilitate the review.

“(B) If the Executive Director is denied access to any books, accounts, records, reports, findings, or any other papers, things, or property, the reason for the denial shall:

“(i) Be submitted in writing to the Executive Director no later than 7 days after the date of the Executive Director’s request;

“(ii) State the specific reasons for the denial, including citations to any law or regulation relied upon as authority for the denial; and

“(iii) State the names of the public officials or employees responsible for the decision to deny the request.

“(4) Employees of the MPD shall cooperate fully with the Office or any entity selected by the Office to conduct the review. Upon notification by the Executive Director that an MPD employee has not cooperated as requested, the Police Chief shall cause appropriate disciplinary action to be instituted against the employee and shall notify the Executive Director of the outcome of such action.

“(5) The Executive Director shall keep confidential the identity of all persons named in any documents transferred from the MPD to the Office pursuant to this subsection.

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“(6) The disclosure or transfer of any books, accounts, records, reports, findings or any papers, things, or property from the MPD to the Office pursuant to this subsection shall not constitute a waiver of any privilege or exemption that otherwise could be asserted by the MPD to prevent disclosure to the general public or in a judicial or administrative proceeding.

“(7) A Freedom of Information Act request for any books, accounts, records, reports, findings or any papers, things, or property obtained by the Office from the MPD pursuant to this subsection may only be submitted to the MPD.”.

SUBTITLE J. ESCHEATMENT FUND CLARIFICATION

Sec. 3091. Short title.

This subtitle may be cited as the “Escheatment Fund Clarification Amendment Act of 2019”.

Sec. 3092. Section 19-701 of the District of Columbia Official Code is amended to read as follows:

“§ 19-701. Escheatment.

“(a) When there is no surviving spouse, surviving domestic partner, or relation of the intestate within the fifth degree, reckoned by counting down from the common ancestor to the more remote, the surplus of real and personal property escheats to the District of Columbia to be deposited in the Escheatment Fund, established by subsection (b) of this section.

“(b)(1) There is established as a special fund the Escheatment Fund (“Fund”), which shall be administered by the Department of Human Services in accordance with subsection (3) of this section.

“(2) All cash, including real or personal property reduced to cash, received or obtained by the District pursuant to subsection (a) of this section shall be deposited in the Fund.

“(3) Money in the Fund shall be used for emergency assistance grants described in § 4-753.01(e).

“(4)(A) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(B) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.

“(c) For the purposes of this section, the term “domestic partner” shall have the same meaning as provided in § 32-701(3).”.

Sec. 3093. Applicability.

This subtitle shall apply as of September 30, 2019.

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SUBTITLE K. EMERGENCY AND NON-EMERGENCY TELEPHONE CALLING SYSTEMS FUNDING

Sec. 3101. Short title.

This subtitle may be cited as the “Emergency and Non-Emergency Number Telephone Calling Systems Fund Amendment Act of 2019”.

Sec. 3102. Section 603(b)(2) of the Emergency and Non-Emergency Telephone Calling Systems Fund Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 34-1802(b)(2)), is amended as follows:

(a) Paragraph (2) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (3) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(4) Such amounts as may be appropriated or deposited into the Fund.”.

TITLE IV. PUBLIC EDUCATION**SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC SCHOOLS AND PUBLIC CHARTER SCHOOLS INCREASES**

Sec. 4001. Short title.

This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools Increase Amendment Act of 2019”.

Sec. 4002. Section 2401 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-256; D.C. Official Code § 38-1804.01), is amended as follows:

(a) Subsection (c)(3) is amended by striking the phrase “under the Special Education Compliance Fund” and inserting the phrase “for Special Education Compliance Funding” in its place.

(b) Subsection (i) is amended by striking the phrase “Compliance Fund” and inserting the phrase “Compliance Funding” in its place.

Sec. 4003. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 38-2901) is amended as follows:

(1) Paragraph (11A) is repealed.

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(2) Paragraph (11B) is amended by striking the phrase “Compliance Fund” and inserting the phrase “Compliance Funding” in its place.

(b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase “\$10,658 per student for Fiscal Year 2019” and inserting the phrase “\$10,980 per student for Fiscal Year 2020” in its place.

(c) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array and inserting the following tabular array in its place:

Grade Level	Weighting	Per Pupil Allocation in FY 2020
Pre-Kindergarten 3	1.34	\$14,713
Pre-Kindergarten 4	1.30	\$14,273
Kindergarten	1.30	\$14,273
Grades 1-5	1.00	\$10,980
Grades 6-8	1.08	\$11,858
Grades 9-12	1.22	\$13,395
Alternative program	1.44	\$15,810
Special education school	1.17	\$12,846
Adult	0.89	\$9,772

(d) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:

“Special Education Add-ons:

Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
Level 1: Special Education	Eight hours or less per school week of specialized services	0.97	\$10,650

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"Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$13,175
"Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$21,630
"Level 4: Special Education	More than 24 hours per school week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$38,318
"Special Education Compliance Funding	Weighting provided in addition to special education level add-on weightings on a per-student basis for special education compliance	0.099	\$1,087
"Attorney's Fees Supplement	Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney's fees	0.089	\$977
"Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$18,336

"General Education Add-ons:

"Level/Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
"ELL	Additional funding for English Language Learners.	0.49	\$5,380
"At-risk	Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level	0.225	\$2,470

"Residential Add-ons:

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"Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
"Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.37	\$4,062
"Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	1.34	\$14,713
"Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.89	\$31,731
"Level 4: Special Education - Residential	Additional funding to support the after-hours level 4 special education needs of limited- and non-English-proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.89	\$31,731

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"LEP/NEP - Residential	Additional funding to support the after-hours limited- and non-English-proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.668	\$7,334
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"Special Education Add-ons for Students with Extended School Year ("ESY") Indicated in Their Individualized Education Programs ("IEPs"):

"Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
"Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.063	\$692
"Special Education Level 2 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.227	\$2,492
"Special Education Level 3 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,391

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"Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,391	."
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(e) Section 108a (D.C. Official Code § 38-2907.01), is amended by adding a new subsection (a-1) to read as follows:

"(a-1)(1) Notwithstanding subsection (a)(2) of this section, in School Year 2019-2020, DCPS shall allocate the \$5.353 million enhancement provided to DCPS in the Fiscal Year 2020 Local Budget Act of 2019, passed on 2nd reading on May 28, 2019 (Enrolled version of B23-208), to the 31 schools whose budgets reflected net losses in the Mayor's Fiscal Year 2020 Proposed Budget and Financial Plan.

"(2) Each of the 31 schools shall receive an allocation proportional to its proposed net loss.

"(3) No later than November 1, 2019, DCPS shall submit to the Council a report reflecting the allocation each of the 31 schools described in paragraph (1) of this subsection received. The report shall include:

"(A) A comprehensive list of all 31 schools and the total amount of additional funding allocated to each school pursuant to paragraph (2) of this subsection; and

"(B) For each school, a breakdown of the allocation by program code and a detailed justification for allocating funding to the respective program code."

Sec. 4004. It is the intent of the Council that in the 2019-2020 school year, the Uniform Per Student Funding Formula funds that would have been allocated to Monument Academy Public Charter School should follow students who were enrolled in Monument Academy Public Charter School for the 2019-2020 school year to the District of Columbia public schools or public charter schools in which they ultimately enroll.

SUBTITLE B. RECOVERY OF DELINQUENT NON-RESIDENT TUITION PAYMENTS

Sec. 4011. Short title.

This subtitle may be cited as the "Non-Resident Student Delinquent Debt Recovery Amendment Act of 2019".

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Sec. 4012. The Delinquent Debt Recovery Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-350.01 *et seq.*), is amended as follows:

(a) Section 1043 (D.C. Official Code § 1-350.02) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “subsections (a-1) and (a-2)” and inserting the phrase “subsection (a-1)” in its place.

(2) A new subsection (a-3) is added to read as follows:

“(a-3) Beginning in Fiscal Year 2020 and for each fiscal year thereafter, funds collected and recovered by the Central Collection Unit arising out of non-resident student tuition delinquent debts transferred and referred to the Central Collection Unit by the Office of the State Superintendent of Education for collection, net of costs and fees, shall be deposited into the Student Residency Verification Fund established by section 15b of the District of Columbia Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official Code § 38-312.02), within 60 days.”.

(b) Section 1045(b)(2) (D.C. Official Code § 1-350.04(b)(2)) is amended by striking the phrase “section 1043(a-1) and (a-2)” and inserting the phrase “section 1043(a-1), (a-2), and (a-3)” in its place.

SUBTITLE C. OFFICE OF ADMINISTRATIVE HEARINGS JURISDICTION

Sec. 4021. Short title.

This subtitle may be cited as the “Office of Administrative Hearings Jurisdiction Amendment Act of 2019”.

Sec. 4022. Section 6(b-22)(3) of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03(b-22)(3)), is amended by striking the phrase “denial of federal grant application” and inserting the phrase “denial of a grant application, the termination of a grant, or other adverse enforcement action taken against a grantee related to a grant (including withholding of payment, suspension of funds, or disallowance of funds)” in its place.

SUBTITLE D. DEPUTY MAYOR FOR EDUCATION LIMITED GRANT-MAKING AUTHORITY

Sec. 4031. Short title.

This subtitle may be cited as the “Deputy Mayor for Education Limited Grant-Making Authority Amendment Act of 2019”.

Sec. 4032. Deputy Mayor for Education limited grant-making authority.

(a) For Fiscal Year 2020, the Deputy Mayor for Education shall have grant-making authority to provide a grant in an amount not to exceed \$300,000 for a study of the uniform per

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student funding formula as recommended by the February 1, 2019 report of the Uniform Per Student Funding Formula Working Group.

(b) A grant issued under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

SUBTITLE E. STATEWIDE SPECIAL EDUCATION COMPLIANCE FUND

Sec. 4041. Short title.

This subtitle may be cited as the “Statewide Special Education Compliance Fund Act of 2019”.

Sec. 4042. The State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2601 *et seq.*), is amended by adding a new section 7h to read as follows:

“Sec. 7h. Statewide Special Education Compliance Fund.

“(a) There is established as a special fund the Statewide Special Education Compliance Fund (“Fund”), which shall be administered by the Office of the State Superintendent of Education in accordance with subsection (c) of this section.

“(b) There shall be deposited into the Fund such amounts as may be appropriated to the Fund.

“(c) Money in the Fund shall be used for the following purposes:

“(1) To provide, establish, and maintain the supports and resources to ensure timely special education due process proceedings, timely implementation of hearing officer determinations in special education due process proceedings, and timely implementation of settlement agreements that settle special education due process complaints;

“(2) To develop, maintain, or improve new and existing data systems and applications related to the provision of special education services to students with disabilities;

“(3) To pay for state-level activities, supports, or resources related to assisting and monitoring local education agencies, schools, or any other responsible party in their compliance with federal and local laws and regulations for the provision of special education services to students with disabilities; and

“(4) To support activities required to ensure continued compliance with federal and local laws and regulations regarding the provision of special education services to students with disabilities.

“(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

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SUBTITLE F. DCPS CHANCELLOR SALARY

Sec. 4051. Short title.

This subtitle may be cited as the “Chancellor of the District of Columbia Public Schools Salary Conformity Amendment Act of 2019”.

Sec. 4052. Section 1052(b)(2)(A) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-610.52(b)(2)(A)), is amended as follows:

(a) Sub-subparagraph (i) is amended as follows:

(1) Strike the phrase “Antwan Wilson” and insert the phrase “Lewis Ferebee” in its place.

(2) Strike the date “February 1, 2017” and insert the date “January 21, 2019” in its place.

(b) Sub-subparagraph (ii) is amended by striking the phrase “in the 2017-2018 school year.” and inserting the phrase “in each school year.” in its place.

SUBTITLE G. STUDENT FAIR ACCESS TO SCHOOL CLARIFICATION

Sec. 4061. Short title.

This subtitle may be cited as the “Student Fair Access to School Clarification Amendment Act of 2019”.

Sec. 4062. Title II of the Attendance Accountability Amendment Act of 2013, effective August 25, 2018 (D.C. Law 22-157; D.C. Official Code § 38-236.01 *et seq.*), is amended as follows:

(a) Section 204(a)(1) (D.C. Official Code § 38-236.04(a)(1)) is amended by striking the phrase “2019-2020, no student in grades kindergarten through 8” and inserting the phrase “2019-2020, for students in grades kindergarten through 5, and school year 2020-2021 for students in grades 6 through 8, no student” in its place.

(b) Section 206 (D.C. Official Code § 38-236.06) is amended as follows:

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

“(4) Technical assistance and supportive services to assist local education agencies and schools, as needed and in accordance with policies OSSE adopts, in reducing the use of exclusion by addressing the causes of student misconduct and the development and revision of disciplinary plans.”.

(2) A new subsection (c-1) is added to read as follows:

“(c-1) Beginning October 1, 2019, and consistent with the recommendations in the Report of the Task Force on School Mental Health submitted March 26, 2018, the Department of Behavioral Health shall provide local education agencies and schools with non-instructional

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personnel who have specialized expertise in behavioral health and trauma-informed educational settings to provide local education agencies and schools with broader mental health services, including reducing the use of exclusion by addressing the causes of student misconduct and being available for consultation regarding the development and revision of disciplinary plans.”

SUBTITLE H. DCPL PARTNERSHIPS AND SPONSORSHIPS

Sec. 4071. Short title.

This subtitle may be cited as the “District of Columbia Public Library Partnership and Sponsorship Amendment Act of 2019”.

Sec. 4072. An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-101 *et seq.*), is amended as follows:

(a) Section 5(a) (D.C. Official Code § 39-105(a)) is amended as follows:

(1) Paragraph (14)(C) is amended by striking the period and inserting a semicolon in its place.

(2) Paragraph (15) is amended by striking the period and inserting a semicolon in its place.

(3) Paragraph (16) is amended as follows:

(A) The lead-in language is amended by striking the phrase “Chief Librarian or Executive Director,” and inserting the phrase “Chief Librarian or Executive Director or his or her designees,” in its place.

(B) Subparagraph (D) is amended by striking the period and inserting the phrase “; and” in its place.

(4) A new paragraph (17) is added to read as follows:

“(17)(A) Notwithstanding section 231(b) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.31(b)), or any other provision of the law, have the authority, through its Chief Librarian or Executive Director or his or her designees, to:

“(i) Promote, endorse, co-sponsor, solicit for, or collaborate with a charitable organization whose sole mission is to support the public library;

“(ii) Contract for advertisements for and sponsorships of the public library for programming and facilities improvements for the purpose of generating resources for the public library or a charitable organization that supports the public library;

“(iii) Sell tickets to select public library events or events benefitting a charitable organization whose sole mission is to support the public library;

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“(B) Deposit revenue generated pursuant to subparagraph (A)(ii) and (iii) of this paragraph for the purpose of benefitting the public library into the DCPL Revenue-Generating Activities Fund in accordance with section 17; and

“(C) Issue rules to implement the provisions of this paragraph.”.

(b) Section 7 (D.C. Official Code § 39-107) is amended by striking the phrase “shall be deposited into the Library Collections Account established by section 14.” and inserting the phrase “shall be deposited into the DCPL Revenue-Generating Activities Fund in accordance with section 17.” in its place.

(c) Section 14(a) (D.C. Official Code § 39-114(a)) is amended by repealing paragraphs (1) and (2).

(d) The second section 15 (D.C. Official Code § 39-117) is amended as follows:

(1) Strike the phrase “Sec. 15” and insert the phrase “Sec. 17” in its place.

(2) Subsection (b) is amended by striking the phrase “services described in section 5(a)(14) and (16)” and inserting the phrase “services described in sections 5(a)(14), (16), and (17)(A)(ii)-(iii) and 7” in its place.

(3) Subsection (c) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(B) Paragraph (2) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(3) To support the operations of the District of Columbia Public Library, including programming and facilities improvements, and to purchase food, snacks, and non-alcoholic beverages for the general public, District of Columbia Public Library program participants, and District government employees.”.

(e) A new subsection (d) is added to read as follows:

“(d) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.”.

SUBTITLE I. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDRAISING MATCH

Sec. 4081. Short title.

This subtitle may be cited as the “University of the District of Columbia Fundraising Match Act of 2019”.

Sec. 4082. (a) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1, up to a maximum of \$1.5 million, shall be transferred to the University of the

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District of Columbia (“UDC”) for every \$2 that UDC raises from private donations by April 1, 2020.

(b) Of the amount transferred to UDC pursuant to subsection (a) of this section, no less than one-third of the funds shall be deposited into UDC’s endowment fund.

SUBTITLE J. USE OF SCHOOL PERMIT FEES

Sec. 4091. Short title.

This subtitle may be cited as the “Use of School Permit Fees Amendment Act of 2019”.

Sec. 4092. Section 5(c)(1)(A) of the Ensuring Community Access to Recreational Spaces Act of 2018, effective February 22, 2019 (D.C. Law 22-210; D.C. Official Code § 38-434(c)(1)(A)), is amended by striking the phrase “subsection, for cleaning, maintaining, and repairing school facilities.” and inserting the phrase “subsection.” in its place.

SUBTITLE K. SELF-OPERATED SCHOOL FOOD SERVICE

Sec. 4101. Short title.

This subtitle may be cited as the “Self-Operated School Food Service Amendment Act of 2019”.

Sec. 4102. The Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 38-821.01) is amended by adding a new paragraph (8B) is to read as follows:

“(8B) “Self-operated school food service” means a District-run program of planning, purchasing, preparing, storing, serving, and ensuring the safety of food served to students in public schools staffed and overseen by District employees and established pursuant to section 203a.”.

(b) A new section 203a is added to read as follows:

“Sec. 203a. Self-operated school food service pilot program.

“(a) During the 2020-2021 and the 2021-2022 school years, the Mayor shall operate a self-operated school food service pilot program (“pilot”) in 10 public schools or the maximum number of schools that the funding appropriated will support.

“(1) By July 30, 2020, the Mayor shall:

“(A) Retrofit the selected school kitchens to accommodate self-operated school food service.

“(B) Prepare for in-house food operations, including hiring and training staff, marketing the food services program, and stocking initial supplies in advance of the 2020-2021 school year.

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“(2) At least twice during the 2020-2021 school year and twice during the 2021-2022 school year, the Mayor shall administer a student satisfaction survey regarding meals provided through the pilot.

“(b) Within 3 months after the last day of the 2020-2021 and 2021-2022 school years, the Mayor shall provide to the Council a report on food services at all public schools, which shall include:

“(1) Results from student satisfaction surveys conducted at pilot and non-pilot schools, including a comparison of the level of student satisfaction with meals provided under the pilot and meals not provided under the pilot;

“(2) A description of the costs of the pilot, including a comparison of the costs of food services provided under the pilot and the costs of the food services provided at non-pilot public schools;

“(3) The cost savings created by the pilot due to changes to existing food service contracts entered into by the District;

“(4) An estimate of any federal reimbursements or other federal funding made available to the District through the implementation of a self-operated school food service model at participating schools;

“(5) A breakdown by each school of:

“(A) Meal type name;

“(B) Quantity of each meal type;

“(C) Unit cost of each meal type;

“(D) Total cost of each meal type;

“(E) Number of each meal type served at free, reduced, or paid; and

“(F) Total revenues, by revenue type, applied to each meal type;

“(6) An analysis of whether meals served through the pilot and meals served by non-pilot public schools complied with federal and local school meals nutrition standards and requirements; and

“(7) An analysis of what infrastructure and operating enhancements would be necessary for the District of Columbia Public School system to successfully administer self-operated school food services in all public schools, including whether the District should fund the central kitchen required to be established by section 204;

“(c)(1) The Mayor shall assist all eligible local educational agencies in deciding whether to elect the community eligibility provision described in 7 C.F.R. § 245.9(f) for the local educational agency or for a school or group of schools within the local educational agency.

“(2) For the purposes of this subsection, the terms “local educational agency” and “school” shall have the same meaning as provided in 7 C.F.R. § 245.2.”.

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SUBTITLE L. TRUANCY PREVENTION AND LITERACY PILOT PROGRAM

Sec. 4111. Short title.

This subtitle may be cited as the "Truancy Prevention and Literacy Pilot Program Amendment Act of 2019".

Sec. 4112. The Community Schools Incentive Act of 2012, effective June 19, 2012 (D.C. Law 19-142; D.C. Official Code §§ 38-754.01 *et seq.*), is amended as follows:

(a) Section 402(4) (D.C. Official Code § 38-754.02(4)) is amended as follows:

(1) Subparagraph (L) is amended by striking the phrase "; or" and inserting a semicolon in its place.

(2) Subparagraph (M) is amended by striking the period and inserting the phrase "; or" in its place.

(3) A new subparagraph (N) is added to read as follows:

"(N) Programs that provide a full continuum of school-based, early literacy intervention services for all grades pre-K through 3, consisting of developmentally appropriate components for each grade, through a comprehensive intervention model."

(b) Section 403 (D.C. Code § 38-754.03) is amended by adding a new subsection (g) to read as follows:

"(g)(1) In Fiscal Year 2020, the Office of the State Superintendent of Education shall award, on a competitive basis, 2 one-year grants in the amount of \$300,000 each, to increase attendance and literacy support for students in grades kindergarten through 5, with priority given to eligible consortiums that include:

"(A) An elementary school with:

"(i) More than 25% of students in grades kindergarten through 5 who were chronically truant in the 2018-2019 school year; and

"(ii) More than 25% of students who scored at level 1 or level 2 on the state assessment for English language arts in the 2018-2019 school year; and

"(B) Three or more community partners that provide at least one of the eligible services described in section 402(4)(D), (G), and (N).

"(2) In Fiscal Year 2019, the Office of the State Superintendent of Education may solicit proposals and rank recipients in funding order for the expenditure of grant funds authorized in paragraph (1) of this subsection.

"(3) The goal of this pilot is to test whether additional resources concurrently focusing numerous community partners dealing with literacy intervention, parental engagement, and social-emotional issues with elementary school students will significantly improve attendance and state assessment outcomes."

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**SUBTITLE M. UNIVERSITY OF THE DISTRICT OF COLUMBIA
AFFORDABLE LAW FIRM PARTICIPATION**

Sec. 4121. Short title.

This subtitle may be cited as the “University of the District of Columbia Affordable Law Firm Participation Amendment Act of 2019”.

Sec. 4122. The District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1423; D.C. Official Code § 38-1201.01 *et seq.*), is amended by adding a new section 514 to read as follows:

“Sec. 514. Upon recommendation of the Dean of the University of the District of Columbia School of Law and approval of the President of the University, the University may enter into an agreement with a section 501(c)(3) not-for-profit organization to permit graduates of the University of the District of Columbia School of Law to serve as post-graduate legal fellows under the supervision of District of Columbia barred attorneys; provided, that such agreement shall be exempt from the requirements of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), not including any applicable requirements imposed pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).”.

**SUBTITLE N. SPECIAL NEEDS PUBLIC CHARTER SCHOOL FUNDING
AUTHORIZATION**

Sec. 4131. Short title.

This subtitle may be cited as the “Special Needs Public Charter School Funding Authorization Act of 2019”.

Sec. 4132. (a)(1) Notwithstanding section 2401(b)(3)(B)(i) of the School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-136; D.C. Official Code § 38-1804.01(b)(3)(B)(i)), in Fiscal Year 2020, the Public Charter School Board (“PCSB”) shall transmit \$1.8 million to St. Coletta Special Education Public Charter School (“school”), which shall be in addition to any funds transmitted to the school pursuant to the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*).

(2) PCSB shall transfer the funds authorized pursuant to paragraph (1) of this subsection to a bank designated by the school within 30 days of the effective date of the Fiscal Year 2020 Local Budget Act of 2019, passed on second reading May 28, 2019 (Enrolled Version of Bill 23-208).

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(3) Within 2 business days of transferring the funds authorized in subsection (a) of this section to the school, PCSB shall submit documentation to the Council showing that such transfer occurred.

(b)(1) PCSB shall require the school to submit to it a quarterly accounting of all expenditures made with the additional funds the school received pursuant to subsection (a) of this section.

(2) PCSB may consider the school's failure to submit the quarterly accounting required pursuant to paragraph (1) of this subsection as fiscal mismanagement.

SUBTITLE O. HEALTHY SCHOOLS FUNDING CLARIFICATION

Sec. 4141. Short title.

This subtitle may be cited as the "Healthy Schools Funding Clarification Amendment Act of 2019".

Sec. 4142. Section 102(f) of the Healthy Schools Act of 2010, effective July 2, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(f)), is amended to read as follows:

"(f) Beginning on October 1, 2019, an amount of \$5,110,000 from the revenues derived from the collection of the tax imposed upon all vendors by D.C. Official Code § 47-2002 shall be deposited annually into the Fund."

TITLE V. HEALTH AND HUMAN SERVICES**SUBTITLE A. FLEXIBLE RENT SUBSIDY PROGRAM**

Sec. 5001. Short title.

This subtitle may be cited as the "Flexible Rent Subsidy Program Amendment Act of 2019".

Sec. 5002. Section 31c of the Homeless Services Reform Act of 2005, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 4-756.05), is amended by adding a new subsection (c-1) to read as follows:

"(c-1) The income eligibility requirements set forth in section 2(5B)(A) for individuals and families at risk of homelessness shall not apply to Program participants."

SUBTITLE B. INTERAGENCY COUNCIL ON HOMELESSNESS CONSUMER MEMBER STIPENDS

Sec. 5011. Short title.

This subtitle may be cited as the "Interagency Council on Homelessness Consumer Member Stipends Amendment Act of 2019".

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Sec. 5012. Section 1108 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08), is amended as follows:

(a) Subsection (b) is amended by striking the phrase “establish by rule and regulation the rates of compensation or reimbursement of expenses for members of any board or commission” and inserting the phrase “establish by rule and regulation the standards for, and rates of, compensation or reimbursement of expenses for members of any board or commission” in its place.

(b) Subsection (c-2) is amended as follows:

(1) Paragraph (2) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (5) is added to read as follows:

“(5) Each member of the Interagency Council on Homelessness (“Council”) appointed pursuant to section 4(b)(5) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-752.01(b)(5)), may receive compensation in the form of a stipend of not more than \$50 per meeting of the Council, meeting of a committee of the Council, or meeting of a formal working group of the Council, in accordance with standards the Mayor may establish by rulemaking.”.

SUBTITLE C. OFFICE OF VETERANS AFFAIRS GRANT-MAKING AUTHORITY

Sec. 5021. Short title.

This subtitle may be cited as the “Office of Veterans Affairs Grant-Making Authority Amendment Act of 2019”.

Sec. 5022. Section 704 of the Office of Veterans Affairs Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 49-1003), is amended by adding a new paragraph (6A) to read as follows:

“(6A) Have the authority to issue grants to support the provision of services to veterans, their dependents, and their survivors;”.

SUBTITLE D. ADULT PROTECTIVE SERVICES TRANSFER

Sec. 5031. Short title.

This subtitle may be cited as the “Adult Protective Services Transfer Amendment Act of 2019”.

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Sec. 5032. Section 2(6) of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901(6)), is amended by striking the phrase “Department of Human Services” and inserting the phrase “Department of Aging and Community Living” in its place.

Sec. 5033. Title III of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.01 *et seq.*), is amended by adding a new section 308 to read as follows:

“Sec. 308. Transfer of functions and duties from the Department of Human Services.

“All positions, personnel, property, records, equipment, and unexpended balances available or to be made available of appropriations, allocations, and other funds of the Department of Human Services dedicated to the implementation of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901 *et seq.*), are hereby transferred to the Department of Aging and Community Living.”.

SUBTITLE E. FAMILIES FIRST DC

Sec. 5041. Short title.

This subtitle may be cited as the “Families First DC Program Implementation Act of 2019”.

Sec. 5042. Families First DC.

(a) The Mayor may award grants to non-profit organizations to support the establishment and operation of Families First DC centers in District neighborhoods.

(b) In providing funding to support Families First DC success centers, priority shall be given to neighborhoods that have:

- (1) Disparities related to social determinants of health;
- (2) A need for community stabilization efforts; and
- (3) Disproportionate numbers of substantiated cases of child abuse and neglect.

(c) Grants issued under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

(d) For the purposes of this section, the term “Families First DC” means a comprehensive neighborhood-based approach aimed at reducing social, economic, and health disparities among District residents and creating stronger, more resilient families, and supportive environments for children through focused access to District and private-sector services and resources based on neighborhood-specific needs and interests.

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SUBTITLE F. DEMENTIA SERVICES COORDINATOR

Sec. 5051. Short title.

This subtitle may be cited as the “Dementia Services Coordinator Amendment Act of 2019”.

Sec. 5052. The Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731 *et seq.*), is amended by adding a new subtitle E to read as follows:

“Subtitle E. Dementia Services.

“Sec. 4948. Dementia Services Coordinator.

“There is established within the Department of Health the position of the Dementia Services Coordinator (“Coordinator”), who shall be a full-time employee of the District. The Coordinator shall be responsible for:

“(1) Organizing dementia services within the District;

“(2) Implementing and updating the District of Columbia State Plan on Alzheimer’s Disease;

“(3) Assessing and analyzing dementia-related data collected by the District;

“(4) Evaluating the District’s dementia services;

“(5) Identifying and supporting the development of dementia-specific trainings;

and

“(6) Carrying out such other duties relevant to the support of individuals with dementia as may be assigned by the Director of the Department of Health.”.

SUBTITLE G. CHILD AND FAMILY SERVICES AGENCY PREVENTION SERVICES GRANTS

Sec. 5061. Short title.

This subtitle may be cited as the “Child and Family Services Agency Prevention Services Grants Act of 2019”.

Sec. 5062. The Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1303.01a *et seq.*), is amended by adding a new section 310 to read as follows:

“Sec. 310. Grants.

“In Fiscal Year 2020, the Agency shall award, on a competitive basis, grants to:

“(1) Support a program that provides targeted legal intervention services in matters involving child custody, child support, domestic violence, landlord-tenant issues, housing conditions, federally subsidized housing defense, and access to public benefits, for the purpose of preventing families from unnecessarily entering the child welfare system, in the

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amount of \$200,000; provided, that the selected program shall have contracted with the Agency in Fiscal Year 2019 for the provision of such services;

“(2) Support a program that helps fathers gain the knowledge and skills necessary to improve their involvement and connection to their children through voluntary home visits, parenting support, child-development information and activities, health education and support, family goal planning, adult literacy, legal advocacy, access to community resources, and activities that promote bonding and healthy habits, in the amount of \$150,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Year 2018;

“(3) Support a program that provides services to youth between 11 and 24 years of age that have been, or are at risk of, becoming victims of sex trafficking, as that term is defined in section 103(12) of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(12)), that are not in the Agency’s care and custody, in the amount of \$150,000; and

“(4) Support a program that provides parenting group sessions and home visitation services to families, with an emphasis on services that assist mothers who are homeless, victims of domestic violence, and reuniting with their children following a period of incarceration, in the amount of \$160,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Years 2018 and 2019.”.

**SUBTITLE H. DEPARTMENT OF HEALTH CARE FINANCE GRANT-
MAKING**

Sec. 5071. Short title.

This subtitle may be cited as the “Department of Health Care Finance Grant-Making Amendment Act of 2019”.

Sec. 5072. Section 8a of the Department of Health Care Finance Establishment Act of 2007, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 7-771.07a), is amended as follows:

(a) A new subsection (a-2) is added to read as follows:

“(a-2) For Fiscal Year 2020, the Director shall:

“(1)(A) Award a competitive grant in an amount not to exceed \$150,000 to fund operating expenses associated with the provision of medical respite care services to individuals who are homeless; provided, that if such a grant is awarded to a Federally Qualified Health Center (“FQHC”), the amount of the grant shall not be offset against the FQHC’s expenses for the purpose of determining its allowable costs in accordance with section 4511.2 of Title 29 of the District of Columbia Municipal Regulations (29 DCMR § 4511.2).

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“(B) At a minimum, the selected entity shall possess:

“(i) The staff capacity and expertise necessary to provide medical respite care, with a particular emphasis on care for women who are homeless; and

“(ii) The ability to provide case management services, including assistance in accessing permanent housing services.

“(C) By September 30, 2020, the Director shall submit a report to the Council that sets forth:

“(i) Recommendations for the establishment of medical respite care services for homeless individuals, through either:

“(I) An amendment to the District of Columbia Medicaid State Plan; or

“(II) A waiver pursuant to section 1115 of the Social Security Act, approved July 25, 1962 (76 Stat. 192; 42 U.S.C. § 1315), for home and community-based services

“(ii) The types of services that may be offered to homeless individuals through a medical respite care program; and

“(iii) An identification of any potential restrictions on the provision of services identified pursuant to sub-subparagraph (ii) of this subparagraph, including the use of prior authorization.

“(2)(A)(i) Award competitive grants in an amount not to exceed \$100,000 to community-based initiatives focused on addressing the social determinants of health in Wards 7 and 8.

“(ii) In establishing criteria for the award of grants pursuant to subparagraph (i) of this subparagraph, the Department shall prioritize community-based initiatives that utilize a cohort-based curriculum that incorporates design-thinking.

“(B) By November 1, 2019, the Department shall publish criteria in the District of Columbia Register governing the process for applying for and administering grants issued pursuant to subparagraph (A)(i) of this paragraph; provided, that the Department shall require grant applications to be submitted by January 15, 2020.

“(C) By March 1, 2020, the Department shall dispense final awards for all grants issued pursuant to subparagraph (A)(i) of this paragraph.”.

(b) A new subsection (d-1) is added to read as follows:

“(d-1) Funds appropriated for grants issued pursuant to subsection (a-2) of this section shall not be reprogrammed, unless the Council approves the reprogramming request by resolution.”.

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

(1) Paragraph (1) is redesignated as paragraph (1A).

(2) A new paragraph (1) is added to read as follows:

“(1) “Design-thinking” means a structured, human-centered creative process that synthesizes multi-disciplinary ideas to address the social determinants of health.”.

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(3) A new paragraph (2A) is added to read as follows:

“(2A) “Social determinants of health” means the conditions in the environment in which people are born, live, work, and age that have a significant impact on health outcomes, including socioeconomic status, education, physical environment, employment, social support networks, and access to health-care services.”.

SUBTITLE I. MEDICAID HOSPITAL SUPPLEMENTAL PAYMENT

Sec. 5081. Short title.

This subtitle may be cited as the “Medicaid Hospital Supplemental Payment Amendment Act of 2019”.

Sec. 5082. The Medicaid Hospital Outpatient Supplemental Payment Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.01 *et seq.*), is amended as follows:

(a) Section 5062(5) (D.C. Official Code § 44-664.01(5)) is amended by striking the phrase “ending between October 1, 2015, and September 30, 2016” and inserting the phrase “between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed” in its place.

(b) Section 5064(a) (D.C. Official Code § 44-664.03(a)) is amended as follows:

(1) The lead-in language is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

(2) Paragraph (1) is amended by striking the phrase “District Fiscal Year (“DFY”) 2019” and inserting the phrase “each District Fiscal Year” in its place.

(3) Paragraph (2) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

(c) Section 5065(b)(1) (D.C. Official Code § 44-664.04) is amended by striking the phrase “October 1, 2017” and inserting the phrase “October 1, 2018” in its place.

(d) Section 5066 (D.C. Official Code § 44-664.05) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

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

(i) Strike the phrase “DFY 2016” both times it appears and insert the phrase “District Fiscal Year” in its place.

(ii) Strike the phrase “District private hospital” and insert the phrase “District private hospital for the District fiscal year 3 years prior to the current fiscal year” in its place.

(C) Paragraph (3) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

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

(A) Paragraph (1) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1, 2019" in its place.

(B) Paragraph (3) is amended by striking the phrase "DFY 2019" and inserting the phrase "each District Fiscal Year" in its place.

(e) Section 5067(a)(2) (D.C. Official Code § 44-664.06(a)(2)) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1 of each year" in its place.

(f) Section 5070 (D.C. Official Code § 44-664.09) is amended by striking the phrase "September 30, 2019" and inserting the phrase "September 30, 2029" in its place.

Sec. 5083. The Medicaid Hospital Inpatient Rate Supplement Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.11 *et seq.*), is amended as follows:

(a) Section 5082(4) (D.C. Official Code § 44-664.11(4)) is amended by striking the phrase "ending between October 1, 2015, and September 30, 2016" and inserting the phrase "between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed" in its place.

(b) Section 5084 (D.C. Official Code § 44-664.13) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (1) is amended by striking the phrase "October 1, 2017" and inserting the phrase "October 1, 2018" in its place.

(B) Paragraph (2) is amended by striking the phrase "\$8.6 million" and inserting the phrase "\$8,814,004" in its place.

(2) Subsection (c) is amended by striking the phrase "August 1, 2018" and inserting the phrase "August 1, 2019" in its place.

(c) Section 5085(b) (D.C. Official Code § 44-664.14(b)) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1 of each District Fiscal Year" in its place.

(d) Section 5089 (D.C. Official Code § 44-664.18) is amended by striking the phrase "September 30, 2019" and inserting the phrase "September 30, 2029" in its place.

SUBTITLE J. NOT-FOR-PROFIT HOSPITAL CORPORATION FISCAL OVERSIGHT AND TRANSITION PLANNING

Sec. 5091. Short title.

This subtitle may be cited as the "Not-for-Profit Hospital Corporation Fiscal Oversight and Transition Planning Amendment Act of 2019".

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Sec. 5092. The Not-For-Profit Hospital Corporation Establishment Amendment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 44-951.01 *et seq.*), is amended as follows:

(a) Section 5115 (D.C. Official Code § 44-951.04) is amended as follows:

(1) Subsection (a) is amended as follows:

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

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

“(A) The Corporation shall be governed by a Board of Directors, which shall consist of 13 members, 11 of whom shall be voting members and 2 of whom shall be non-voting members.”.

(ii) Subparagraph (D) is amended to read as follows:

“(D) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.”.

(2) New subsections (l) and (m) are added to read as follows:

“(l)(1) Subsections (a), (b), (c), (d), (e), and (f) of this section shall expire if:

“(A) By September 15, 2019, the Board does not adopt a revised budget for Fiscal Year 2020 that has been certified by the Chief Financial Officer of the District of Columbia as being balanced with a District operating subsidy of \$22.14 million or less;

“(B) At any time in Fiscal Year 2020, an annual subsidy of more than \$22.14 million is required; or

“(C) At any time after September 30, 2020, a District operating subsidy of more than \$15 million per year is required.

“(2) The Chief Financial Officer shall file written notice with the Office of the Secretary to the Council as to whether any of the conditions set forth in paragraph (1) of this subsection has been met.

“(m) If any of the conditions set forth in subsection (l)(1) of this section has been met:

“(1) The Corporation shall be governed by a Fiscal Management Board, which shall serve as a control board, consisting of 9 members, 7 of whom shall be voting members and 2 of whom shall be non-voting members.

“(2) Voting members of the Fiscal Management Board shall include:

“(A) The Chief Financial Officer of the District of Columbia, or his or her designee, who shall serve as chair of the Fiscal Management Board;

“(B) The Deputy Mayor for Health and Human Services, or his or her designee;

“(C) The Director of the Child and Family Services Agency, or his or her designee;

“(D) A citizen member from Ward 8, appointed by the Mayor;

“(E) A citizen member, appointed by the Mayor, who has experience serving as the City Administrator of the District of Columbia; and

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“(F) One representative from each of the two unions maintaining the largest collective bargaining units at United Medical Center.

“(3) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.

“(4) Members of the Fiscal Management Board shall serve until January 31, 2023.”.

(b) Section 5120 (D.C. Official Code § 44-951.09) is amended as follows:

(1) The existing text is designated as subsection (a).

(2) Newly designated subsection (a) is amended by striking the phrase “to the Mayor.” and inserting the phrase “to the Mayor. Prior to submission to the Mayor, the proposed operating budget must be certified by the Chief Financial Officer of the District of Columbia as being balanced.” in its place.

(3) New subsections (b) and (c) are added to read as follows:

“(b)(1) If any of the conditions set forth in section 5115(l) has been met,, the Fiscal Management Board shall meet no later than 30 days thereafter and approve an operating budget that supports the following services:

“(A) An emergency department;

“(B) Behavioral health (psychiatric) services; and

“(C) The inpatient, outpatient, and support services necessary to provide services pursuant to subparagraphs (A) and (B) of this paragraph, appropriately scaled to require a District operating subsidy equal to or less than \$22.14 million in Fiscal Year 2020 or equal to or less than \$15 million per year thereafter. .

“(2) No later than 15 days after the approval by the Fiscal Management Board of an operating budget pursuant to paragraph (1) of this subsection, the Chief Financial Officer of the District of Columbia shall determine whether the budget approved by the Financial Management Board can be certified as meeting the requirements set forth in paragraph (1) of this subsection.

“(3) The following requirements shall govern any reduction-in-force (“RIF”) necessitated by an operating budget adopted pursuant to paragraph (1) of this subsection:

“(A) Before implementing a RIF, the United Medical Center shall provide 30 days’ notice to the affected unions.

“(B) In structuring a RIF, the Financial Management Board shall make utmost efforts to ensure that front-line care givers and support staff are affected the least and that all reductions comply with any existing collective bargaining agreement.”.

(c) A new section 5130 is added to read as follows:

“Sec. 5130. Dissolution.

“(a) By December 31, 2022, the United Medical Center shall cease admitting new patients.

“(b) By January 31, 2023, the United Medical Center shall cease patient operations.

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“(c) On January 31, 2023, the Corporation shall dissolve. All of its assets (including cash, accounts receivable, reserve funds, real or personal property, and contract and other rights), positions, personnel, and records, and the unexpended balances of appropriations, allocations, and other funds available or to be made available to it, shall revert to the District.

“(d) The Office of the Chief Financial Officer shall ensure that the Fiscal Year 2023 year-end audit for the Not-for-Profit Hospital Corporation is executed properly.”.

Sec. 5093. The East End Health Equity Amendment Act of 2018, effective March 28, 2019 (D.C. Law 22-273; 66 DCR 1581), is repealed.

Sec. 5094. Section 8 of the Health Services Planning Program Re-establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-407), is amended as follows:

(a) Subsection (b) is amended by adding new paragraphs (18) and (19) to read as follows:

“(18) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a full-service, community hospital by the District on the St. Elizabeths Hospital Campus (“East End Hospital”) with 200 licensed beds.

“(19) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a skilled nursing facility in Ward 7 or 8 with up to 125 licensed beds that shall be constructed to accommodate the safe transition of patients who require skilled nursing from United Medical Center by December 31, 2021.”.

(b) A new subsection (k) is added to read as follows:

“(k) The provisions of subsection (b)(18) and (19) of this section shall apply upon the satisfaction of the following conditions:

“(1) The execution of a mutually agreed upon contract between the District and a hospital operator to operate and manage the East End Hospital that includes, without limitation, requirements to:

“(A) Provide a detailed workforce development plan that includes strategies to:

“(i) Prepare qualified District residents for employment at the East End Hospital;

“(ii) Train District residents for employment at the East End Hospital; and

“(iii) Provide preference in hiring for employment at the East End Hospital to:

“(I) Qualified employees of United Medical Center who meet the minimum standards for employment established by the hospital operator;; and

“(II) District residents, with a particular emphasis on the residents of Wards 7 and 8.

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“(B) Hire a majority of the current non-supervisory employees of United Medical Center; and

“(C) Enter into a labor peace agreement with a labor organization that requests a labor peace agreement and which represents, or reasonably might represent, workers at the hospital; and

“(2)(A)(i) The filing, by the Mayor, with the Office of the Secretary to the Council of one or more academic affiliation agreements (including physician services agreements) between Howard University and one or more health care facilities to ensure that Howard University College of Medicine meets its applicable accreditation requirements to continue its academic mission.

“(ii) For the purposes of this subparagraph the term “health care facilities” shall not be limited to health care facilities in the District or existing health care facilities, and may include the East End Hospital; and

“(B) The submission of an academic affiliation agreement in accordance with subparagraph (A) of this paragraph that specifies accommodations for Howard University College of Medicine’s medical faculty, medical students, and medical residents; provided, that such an agreement may summarize or redact any confidential information negotiated between the contracting parties.”.

Sec. 5095. Applicability.

This subtitle shall apply as of July 1, 2019.

SUBTITLE K. D.C. HEALTHCARE ALLIANCE REFORM

Sec. 5101. Short title.

This subtitle may be cited as the “D.C. Healthcare Alliance Reform Amendment Act of 2019”.

Sec. 5102. Section 7b of the Health Care Privatization Amendment Act of 2001, effective December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407), is amended to read as follows:

“Sec. 7b. D.C. Healthcare Alliance recertification.

“(a) A D.C. Healthcare Alliance (“Alliance”) enrollee who enrolls in the Alliance before April 1, 2023, shall be required to recertify his or her enrollment every 6 months.

“(b) An Alliance enrollee who enrolls in the Alliance after March 31, 2023, shall be required to recertify his or her enrollment on an annual basis.

“(c) An enrollee may recertify in person with the Department of Human Services or, if the Alliance is incorporated into the D.C. Health Link program, with the District of Columbia Health Benefit Exchange Authority.”.

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SUBTITLE L. FORT DUPONT ICE ARENA CONSTRUCTION ACCELERATION

Sec. 5111. Short title.

This subtitle may be cited as the “Fort Dupont Ice Arena Construction Acceleration Act of 2019”.

Sec. 5112. Fort Dupont Ice Arena Construction.

The Mayor is authorized to spend the funds in capital project QD738 to plan, design, and construct an ice arena at Fort Dupont; provided, that the process for doing so shall begin on October 1, 2019, or after \$1,300,000 is raised in private donations by the Friends of the Fort Dupont Ice Arena, whichever occurs later.

SUBTITLE M. FIRST TIME MOTHERS HOME VISITING PROGRAM

Sec. 5121. Short title.

This subtitle may be cited as the “Leverage for Our Future Amendment Act of 2019”.

Sec. 5122. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) A new section 105a is added to read as follows:

“Sec. 105a. First Time Mothers Home Visiting Pilot Program.

“(a)(1) DOH shall award a competitive grant in an amount not to exceed \$150,000 to a home visiting provider to support the development of a pilot program that provides evidence-based home visiting services exclusively to eligible first-time mothers in the District.

“(2) The grant issued in accordance with the subsection shall be limited to a home visiting provider that receives at least \$500,000 of its funding from private sources.”

“(b) For the purposes of this section, the term “eligible first-time mother” means a pregnant woman preparing to give birth to her first child who has enrolled in the pilot program prior to their 28th week of pregnancy and:

“(1) Has an individual income that is less than 60% of the area median income for the Washington, D.C. metropolitan area according to the statistics of the United States Department of Housing and Urban Development; or

“(2) Is eligible for Medicaid.”.

SUBTITLE N. SENIOR STRATEGIC PLAN CLARIFICATION

Sec. 5131. Short title

This subtitle may be cited as the “Senior Strategic Plan Clarification Amendment Act of 2019”.

ENROLLED ORIGINAL

Sec. 5132. Section 307(b) of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.07(b)) is amended as follows:

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

(1) Subparagraph (B) is amended by striking the phrase “of those populations; and” and inserting the phrase “of those populations, especially those with cognitive and other disabilities who cannot care for themselves without assistance;” in its place.

(2) A new subparagraph (B-i) is added to read as follows:

“(B-i) The number of aged residents, listed by Ward, who spend down assets in order to qualify for Medicaid, who forgo needed care because they cannot afford the care, and who spend a significant percentage of their income or assets on health care; and”.

(3) Subparagraph (C) is amended as follows:

(A) Sub-subparagraph (ii) is amended by striking the phrase “minorities; or” and inserting the phrase “minorities;” in its place.

(B) Sub-subparagraph (iii) is amended by striking the semicolon and inserting the phrase “; and” in its place.

(C) A new sub-subparagraph (iv) is added to read as follows:

“(iv) Are disabled;”.

(b) Paragraph (7) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(c) Paragraph (8) is amended by striking the period and inserting the phrase “;and” in its place.

(d) A new paragraph (9) is added to read as follows:

“(9) Current licensing and training programs, administered by the Department of Health or the Department of Employment Services, for in-home healthcare workers and recommendations for improvements to licensing or training programs that would increase the number of in-home healthcare workers in the District.”.

SUBTITLE O. BIRTH-TO-THREE FOR ALL DC CLARIFICATION

Sec. 5141. Short title.

This subtitle may be cited as the “Birth-to-Three for All DC Clarification Amendment Act of 2019”.

Sec. 5142. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) Section 107(b) (D.C. Official Code § 4-651.07(b)) is amended by striking the phrase “DOH” and inserting the phrase “OSSE” in its place.

(b) Section 110(a) (D.C. Official Code § 4-651.10(a)) is amended to read as follows:

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“(a) Beginning October 1, 2019, and annually thereafter until Fiscal Year 2023, DBH shall expand the number of child development centers participating in either Healthy Futures or another evidence-based program that provides behavioral health care services by an additional:

“(1) 75 child-care centers in FY 2020;

“(2) 75 child-care centers in FY 2021; and

“(3) 75 child-care centers in FY 2022.”

(c) Section 301(a) is amended to read as follows:

“(a) Sections 102(g)(3), (4), and (5), 104, 106(b)(2), 107(b), 109(d), 110(a)(2) and (3), new amendatory sections 11b(a)(2) - (5), 11b(b), and 11c of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code §§ 4-410.02 and 4-410.03), within section 201(d), and sections 201(e) and 202(b), shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.”

Sec. 5143. Section 11b (a) of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-410.02(a)), is amended as follows:

“(a) OSSE shall establish payment rates for child development facilities providing care for infants and toddlers. The rate of payment shall be sufficient to provide a child development center and child development home with funding to operate based on a cost modeling analysis that incorporates costs incurred as a result of implementing the salary scale and schedule developed by OSSE pursuant to section 11a(b). Subject to appropriations, the cost of care and teacher salary scale shall be increased as follows:

“(1) By October 1, 2019, \$4,298,064 of the projected fiscal impact of the full cost of care and teacher salary scale;

“(2) By October 1, 2020, at least 25% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(3) By October 1, 2021, at least 50% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(4) By October 1, 2022, at least 75% of the projected fiscal impact of the full cost of care and teacher salary scale;

“(5) By October 1, 2023, and on an annual basis thereafter, OSSE shall reimburse providers at the cost of care as determined by its most recent cost modeling analysis; and

“(6) By October 1, 2024, and on a triennial basis thereafter, OSSE shall revise the payment rates based on the updated cost of care and teacher salary scale developed pursuant to section 11a(b).”

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TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT**SUBTITLE A. HALF STREET, SE, IMPROVEMENT GRANT**

Sec. 6001. Short title.

This subtitle may be cited as the "Half Street Improvement Amendment Act of 2019".

Sec. 6002. Section 3(c) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(c)), is amended by adding a new paragraph (4) to read as follows:

"(4) Notwithstanding paragraph (1) of this subsection, the Director may issue grants, including grants in excess of \$1 million, for the purpose of improving the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E., to the Capitol Riverfront Business Improvement District or to an owner of real property adjacent to the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E."

SUBTITLE B. DDOT MASTER CAPITAL PROJECTS

Sec. 6011. Short title.

This subtitle may be cited as the "Master Transportation Capital Projects Amendment Act of 2019".

Sec. 6012. Section 3(e) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(e)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase "directly from capital projects" and inserting the phrase "directly from Master capital projects" in its place.

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

(1) Strike the phrase "each capital project created in fiscal year 2012 or later" and insert the phrase "each capital project" in its place.

(2) Strike the phrase "created in Fiscal Year 2018 or later." and insert a period in its place.

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

(1) Strike the phrase "capital project created in Fiscal Year 2012 or later" and insert the phrase "capital project" in its place.

(2) Strike the phrase "created in Fiscal Year 2018 or later." and insert a period in its place.

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

(1) Subparagraph (A) is amended by striking the phrase "to the applicable Master local transportation capital project created in Fiscal Year 2018 or later" and inserting the phrase "to an applicable Master local transportation capital project" in its place.

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

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“(B) For the purposes of this paragraph, the term “associated project” means a Related Project with a current fund balance.”.

(3) Subparagraph (C) is repealed.

SUBTITLE C. DEPARTMENT OF FOR-HIRE VEHICLES AMENDMENT

Sec. 6021. Short title.

This subtitle may be cited as the “Department of For-Hire Vehicles Amendment Act of 2019”.

Sec. 6022. The Department of For-Hire Vehicles Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code § 50-301.01 *et seq.*), is amended as follows:

(a) Section 8(f) (D.C. Official Code § 50-301.07(f)) is repealed.

(b) Section 20a(k) (D.C. Official Code § 50-301.20(k)), is amended by striking the phrase “monthly revenue reports on the Fund by the 15th of every month” and inserting the phrase “a quarterly revenue report on the Fund by the 15th of the month following the end of each quarter” in its place.

SUBTITLE D. PARKING ENFORCEMENT AUTHORITY

Sec. 6031. Short title.

This subtitle may be cited as the “Parking Enforcement When a Motor Vehicle Operator Leaves the Site of a Violation Amendment Act of 2019”.

Sec. 6032. Section 303(c-1) of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2303.03(c-1)), is amended by striking the phrase “When a violation is detected by an automated parking enforcement system, the Mayor shall” and inserting the phrase “When a violation is detected by an automated parking enforcement system, or when the operator of a motor vehicle leaves the site of a violation before personal service or service by affixing the notice to the vehicle can be effectuated, the Mayor may” in its place.

SUBTITLE E. TRANSIT SUBSIDIES CLARIFICATION

Sec. 6041. Short title.

This subtitle may be cited as the “Student, Foster Youth, Summer Youth Employee, and Adult Learner Transit Subsidies Act of 2019”.

Sec. 6042. Definitions.

For the purposes of this subtitle, the term “public transit services operated by the District government” means the D.C. Circulator bus system and the District’s streetcar system.

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Sec. 6043. Transit subsidy agreement.

To accomplish the mandates of this subtitle, the Mayor may enter into one or more agreements with the Washington Metropolitan Area Transit Authority for the transportation of elementary and secondary school students, adult learners, foster youth, and summer youth employees at subsidized or free fares.

Sec. 6044. Kids Ride Free transit subsidy program.

(a) The Mayor may establish a subsidy program, to be known as Kids Ride Free ("Kids Ride Free Program"), under which District elementary and secondary school students shall receive free fares on the Metrorail system, Metrobus system, and public transit systems operated by the District government.

(b) To be eligible for the Kids Ride Free Program, a student shall be:

- (1) A resident of the District under 22 years of age; and
- (2) Enrolled in one of the following:

- (A) A traditional District of Columbia public school or public charter school;
- (B) An alternative, adult, or special education District of Columbia public school or public charter school;
- (C) A private school, including a parochial school, in the District;
- (D) An education program operated by the Office of the State Superintendent of Education; or
- (E) Homeschooling in the District.

(c) The Mayor may require each student, student's parent or guardian, or student's school to file an application on behalf of the student to participate in the Kids Ride Free Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Kids Ride Free Program and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration of the Kids Ride Free Program.

Sec. 6045. Transit subsidy for youth in the District's foster care system.

(a) The Mayor may establish a program ("Foster Youth Program") to allow youth in the District's foster care system to receive free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Foster Youth Program, a foster youth must be under 21 years of age.

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(c) The Mayor may require each foster youth, or the foster youth's parent, guardian, or custodian to file an application on behalf of the foster youth to participate in the Foster Youth Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Foster Youth Program, and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration and of the Foster Youth Program.

Sec. 6046. Summer Youth Employment Program transit subsidy.

(a)(1) The Mayor shall establish a program ("SYEP Program") to allow participants in the Summer Youth Employment Program ("SYEP") administered by the Mayor pursuant to section 2(a)(1) of the Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241(a)(1)), to travel at subsidized or free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(2) The total subsidy provided to an individual pursuant to paragraph (1) of this subsection shall at least equal the cost of a roundtrip regular Metrobus fare for every program day of the SYEP.

(b) To be eligible to participate in the SYEP Program, an SYEP participant:

(1) Must be 24 years of age or younger; and

(2) May not receive a subsidy pursuant to section 6044 or 6045 during the individual's SYEP participation.

(c) The Mayor may require each SYEP participant or the SYEP participant's parent or guardian to file an application on the SYEP participant's behalf to participate in the SYEP Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may:

(1) Establish standards for eligibility to participate in the SYEP Program;

(2) Limit the use of subsidized fares to transportation to and from SYEP employment, internships, and related activities; and

(3) Impose such other restrictions on eligibility and the use of subsidized or free fares that the Mayor deems appropriate for the proper operational and fiscal administration of the SYEP Program.

Sec. 6047. Adult learners transit subsidy.

(a) Subject to available funds, the Mayor shall establish a program ("Adult Learners Program") for students of adult learning programs to receive subsidized fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Adult Learners Program, a student shall be:

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- (1) Eighteen years of age or older;
- (2) A District resident;
- (3) Not eligible for a free fare pursuant to section 6044 or 6045; and
- (4) Enrolled in an adult learning program that is operated by or receives funding

from:

- (A) A local education agency in the District, including the District of Columbia Public Schools or a public charter school;
- (B) The District of Columbia Public Library;
- (C) The Office of the State Superintendent of Education; or
- (D) The University of the District of Columbia Workforce Development and Lifelong Learning Program.

(c) Beginning in Fiscal Year 2020, an eligible student shall receive a subsidy equal to at least \$70 per month for each month the student is enrolled in an adult learning program.

Sec. 6048. Rules.

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this subtitle.

Sec. 6049. An Act To provide for the regulation of fares for the transportation of schoolchildren in the District of Columbia, approved August 9, 1955 (69 Stat. 616; D.C. Official Code § 35-232 *et seq.*), is repealed.

SUBTITLE F. CLEANENERGY DC IMPLEMENTATION

Sec. 6051. Short title.

This subtitle may be cited as the “CleanEnergy Implementation Amendment Act of 2019”.

Sec. 6052. Section 210(c)(12)(A) of the Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)(12)(A)), is amended as follows:

- (a) Sub-subparagraph (ii) is amended by striking the phrase “; and” and inserting a semicolon in its place.
- (b) Sub-subparagraph (iii) is amended by striking the period and inserting a semicolon in its place.
- (c) New sub-subparagraphs (iv) and (v) are added to read as follows:

“(iv) Support the implementation of the transportation emission reduction initiative required by section 6(j)(1A) of the District of Columbia Traffic Act, 1925,

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approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(j)(1A)), including by covering the costs incurred by other District agencies to implement the initiative; and

“(v) Support the implementation of the energy retrofit program required by section 303(1) of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; D.C. Official Code § 8-1772.22), including by covering the costs incurred by other District agencies to implement the program.”.

SUBTITLE G. CRIAC ASSISTANCE FUND

Sec. 6061. Short title.

This subtitle may be cited as the “Clean Rivers Impervious Area Charge Assistance Fund Amendment Act of 2019”.

Sec. 6062. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 113a to read as follows:

“Sec. 113a. CRIAC Assistance Fund.

“(a) There is established as a special fund the Clean Rivers Impervious Area Charge Assistance Fund (“Fund”), which shall be administered by the Mayor in accordance with subsection (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Such amounts as may be appropriated to the Fund; and

“(2) Any amounts appropriated in Fiscal Year 2019 for the implementation of the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b), that remain unspent at the end of that fiscal year.

“(c) Money in the Fund shall be used to pay for the costs of implementing the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b).

“(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

Sec. 6063. Applicability.

This subtitle shall apply as of September 30, 2019.

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Sec. 6071. Short title.

This subtitle may be cited as the “Residential Parking Permit Amendment Act of 2019”.

Sec. 6072. Section 2415.3 of Title 18 of the District of Columbia Municipal Regulations is amended to read as follows:

“2415.3 The fee for a one-year residential permit parking sticker shall be \$50 annually for the 1st vehicle permitted per legal-mailing address, \$75 for the 2nd vehicle permitted per legal-mailing address, \$100 for the 3rd vehicle permitted per legal-mailing address, and \$150 for any vehicle beyond the 1st 3 vehicles permitted per legal-mailing address, except permits issued to residents 65 years of age or older shall be \$35 annually for the 1st vehicle permitted per legal-mailing address.”.

SUBTITLE I. DRIVING WHILE USING A MOBILE TELEPHONE MINOR PROHIBITION AMENDMENT

Sec. 6081. Short title.

This subtitle may be cited as the “Driving While Using a Mobile Telephone Minor Prohibition Amendment Act of 2019”.

Sec. 6082. The Distracted Driving Safety Act of 2004, effective March 30, 2004 (D.C. Law 15-124; D.C. Official Code § 50-1731.01 *et seq.*), is amended as follows:

(a) Section 5(b) (D.C. Official Code § 50-1731.05(b)) is amended by striking the phrase “A person who holds a learner’s permit” and inserting the phrase “A person who holds a learner’s permit or is under the age of 18” in its place.

(b) Section 6(a) (D.C. Official Code § 50-1731.06(a)) is amended by striking the phrase “that the fine” and inserting the phrase “that, for a violation of section 4, the fine” in its place.

SUBTITLE J. OFFICE OF URBAN AGRICULTURE ESTABLISHMENT

Sec. 6091. Short title.

This subtitle may be cited as the “Office of Urban Agriculture Establishment Amendment Act of 2019”.

Sec. 6092. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 109a to read as follows:

“Sec. 109a. Office of Urban Agriculture establishment.

“(a) There is established an Office of Urban Agriculture (“Office”) within DOEE.

“(b) The mission of the Office shall be to encourage and promote urban, indoor, and other emerging agriculture practices in the District, including:

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- “(1) Community gardens and farms;
- “(2) Rooftop farms, indoor farms, and greenhouses;
- “(3) Hydroponic, aeroponic, and aquaponic farm facilities; and
- “(4) Other innovations in urban agricultural production.

“(c) The duties of the Office shall include:

“(1) Developing and implementing District-wide policies and programs to promote urban farming and agriculture, including the Urban Farming Land Lease Program under section 3a of the Food Production and Urban Gardens Program Act of 1986, effective April 30, 2015 (D.C. Law 20-248; D.C. Official Code § 48-402.01), the tax abatements under D.C. Official Code § 47-868, and the Sustainable Urban Agriculture Apiculture Act of 2012, effective April 20, 2013 (D.C. Law 19-262; D.C. Official Code § 8-1825.01 *et seq.*);

“(2) Collaborating with and providing guidance to other District agencies implementing urban agriculture programs;

“(3) Engaging in outreach to share best practices, provide mentorship, and offer technical assistance with urban agriculture programs; and

“(4) Applying for and accepting agriculture grants on behalf of DOEE.”.

Sec. 6093. Section 2(1) of the Food Production and Urban Gardens Program Act of 1986, effective February 28, 1987 (D.C. Law 6-210; D.C. Official Code § 48-401(1)), is amended by striking the phrase “Department of General Services” and inserting the phrase “Department of Energy and Environment” in its place.

Sec. 6094. Section 2a(b)(4)(B) of the Division of Park Services Act of 1988, effective March 16, 1988 (D.C. Law 7-209; D.C. Official Code § 10-166.01(b)(4)(B)), is repealed.

Sec. 6095. Section 47-868(d)(1) of Title 47 of the District of Columbia Official Code is amended by striking the phrase “Department of General Services” and inserting the phrase “Department of Energy and Environment” in its place.

SUBTITLE K. TEMPORARY VISITOR PARKING PERMIT PROGRAM TRANSFER

Sec. 6101. Short title

This subtitle may be cited as the “Temporary Visitor Parking Permit Program Transfer Regulation Amendment Act of 2019”.

Sec. 6102. Section 2414.5 of Title 18 of the District of Columbia Municipal Regulations is amended by striking the phrase “Chief of Police” both times it appears and inserting the phrase “Director of the District Department of Transportation” in its place.

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Sec. 6103. Applicability.

This subtitle shall apply as of January 1, 2020.

SUBTITLE L. CONGESTION PRICING STUDY AMENDMENT

Sec. 6111. Short title.

This subtitle may be cited as the "Congestion Pricing Study Amendment Act of 2019".

Sec. 6112. Subsection (c)(4)(A) of the text under the heading "ASSESSMENT AND PERMIT WORK" of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for fiscal year ending June thirtieth, eighteen hundred and ninety-five, and for other purposes, approved August 7, 1894 (28 Stat. 247; D.C. Official Code § 9-401.06(c)(4)(A)), is amended by striking the phrase "provided," and inserting the phrase "provided, that in Fiscal Year 2020, an agreement to conduct a congestion pricing study shall not exceed \$500,000; provided further," in its place.

Sec. 6113. Section 9m of the Department of Transportation Establishment Act of 2002, effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 50-921.21), is amended as follows:

(a) The section heading is amended by striking the word "study" and inserting the word "studies" in its place.

(b) The existing text is designated as subsection (a).

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

"(b) By July 1, 2020, the District Department of Transportation, in consultation with the Office of the Chief Financial Officer, other District agencies, or organizations such as DC Sustainable Transportation, as needed, shall make publicly available a study that evaluates and makes recommendations regarding the potential benefits of congestion pricing on the District, including:

"(1) An analysis of the effect of intra-district tolls;

"(2) An analysis of the effect of tolls for vehicles entering the District via the District's bridges;

"(3) An analysis of the effect of different pricing strategies;

"(4) An analysis of how different pricing strategies would be compatible with the introduction of autonomous vehicles;

"(5) An analysis of the effect on demographic, geographical, and income-level equity, as well as the effect on District residents and non-residents;

"(6) An analysis of the potential to raise revenue; and

"(7) An analysis of the potential benefits of regional collaboration."

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SUBTITLE M. LEAD SERVICE LINE REPLACEMENT

Sec. 6121. Short title.

This subtitle may be cited as the "Lead Service Line Replacement Amendment Act of 2019".

Sec. 6122. Section 6019b of the Lead Service Line Priority Replacement Assistance Act of 2004, effective March 13, 2019 (D.C. Law 22-241; D.C. Official Code § 34-2159), is amended as follows:

(a) Subsection (a) is amended by striking the phrase "on public property is not a lead water service line" and inserting the phrase "on public property is not a lead water service line, whether in whole or in part" in its place.

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

(1) The existing text is designated as paragraph (1).

(2) A new paragraph (2) is added to read as follows:

"(2) DC Water may use funding provided pursuant to this section to pay for administrative costs incurred in administering the Program."

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

"(i)(1) There is established as a special fund the Lead Service Line Replacement Fund ("Fund"), which shall be administered by the Mayor in accordance with paragraph (3) of this subsection.

"(2) Revenue from the following sources shall be deposited in the Fund:

"(A) Such amounts as may be appropriated to the Fund; and

"(B) Any amounts appropriated in Fiscal Year 2020 for the implementation of the Program that remain unspent at the end of Fiscal Year 2020.

"(3) Money in the Fund shall be used to pay the costs of implementing the Program.

"(4)(A) The money deposited into the Fund but not expended in a fiscal year shall not revert to the unassigned fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

"(B) Subject to authorization in an approved in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation."

TITLE VII. FINANCE AND REVENUE

SUBTITLE A. KEEP CHILD CARE AFFORDABLE TAX CREDIT

Sec. 7001. Short title.

This subtitle may be cited as the "Keep Child Care Affordable Tax Credit Amendment Act of 2019".

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Sec. 7002. Chapter 18 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the phrase “§ 47-1806.15. Early learning tax credit.” and inserting the phrase “§ 47-1806.15. Keep child care affordable tax credit.” in its place.

(b) Section 47-1806.15 is amended as follows:

(1) The heading is amended to read as follows:

“§ 47-1806.15. Keep child care affordable tax credit.”.

(2) Subsection (a) is amended as follows:

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

(i) The existing text is designated as paragraph (1A)(A).

(ii) The newly designated subparagraph (A) is amended by striking the period and inserting the phrase “and licensed pursuant to § 7-2034 unless exempt pursuant to § 7-2033(5).” in its place.

(iii) A new subparagraph (B) is added to read as follows:

“(B) This paragraph shall apply for tax years beginning on or after January 1, 2018.”.

(B) A new paragraph (1) is added to read as follows:

“(1) “Base year” means the calendar year beginning January 1, 2018, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a deduction or exemption shall become effective, whichever is later.”.

(C) Paragraph (2) is amended to read as follows:

“(2) “Consumer Price Index” means the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.”.

(D) A new paragraph (2A) is added to read as follows:

“(2A) “Cost-of-living adjustment” means an amount, for any calendar year, equal to the dollar amount set forth in this section multiplied by the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.”.

(3) Subsection (b)(2) is amended to read as follows:

“(2)(A) The amount of the credit shall be the lesser of:

“(i) The total amount of all eligible child care expenses paid by the taxpayer in the taxable year; or

“(ii) The limit per eligible child, as set forth in subparagraph (B) of this paragraph, multiplied by the number of the taxpayer’s eligible children.

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“(B)(i) For the taxable years beginning on January 1, 2018, and January 1, 2019, the limit per eligible child shall be \$1,000.

“(ii) For each taxable year beginning after December 31, 2019, the limit per eligible child set forth in sub-subparagraph (i) of this subparagraph shall be increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$5, rounded down to the next multiple of \$5).”.

(4) Subsection (d)(5) is amended to read as follows:

“(5) The taxpayer's District taxable income for the taxable year exceeds the following amounts and increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100):

“(A) For the taxable year ending December 31, 2018:

“(i) Single and head of household: \$750,000;

“(ii) Married filing jointly: \$750,000; or

“(iii) Married filing separately: \$375,000.”

“(B) For taxable years beginning on or after January 1, 2019:

“(i) Single and head of household: \$150,000;

“(ii) Married filing jointly: \$150,000; or

“(iii) Married filing separately: \$75,000.”

(5) Subsection (f) is repealed.

Sec. 7003. Applicability.

This subtitle shall apply as of January 1, 2019.

SUBTITLE B. KEEP HOUSING AFFORDABLE INCREASED TAX RELIEF

Sec. 7011. Short title.

This subtitle may be cited as the “Keep Housing Affordable Increased Property Tax Relief Amendment Act of 2019”.

Sec. 7012. Section 47-1806.06 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “a total of \$1,000” and inserting the phrase “the maximum credit amount” in its place.

(2) Paragraph (2) is amended by adding a new subparagraph (D) to read as follows:

“(D) For taxable years beginning after December 31, 2018, the percentage required under paragraph (1) of this subsection to be determined for all claimants other than eligible senior claimants shall be the percentage specified in the following table:

“If adjusted gross income is: Tax credit equals:

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3.0% of adjusted gross income of the tax filing unit	“\$0 - 24,999	100% of property tax* exceeding
4.0% of adjusted gross income of the tax filing unit	“\$25,000 - \$51,999	100% of property tax* exceeding
5.0% of adjusted gross income of the tax filing unit	“\$52,000 - \$55,000	100% of property tax* exceeding

“*or rent paid constituting property tax (20% of rent).”.

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

(1) Paragraph (9) is amended by striking the figure “\$60,000” and inserting the phrase “the eligibility income threshold amount” in its place.

(2) New paragraphs (10), (11), (12), (13), and (14) are added to read as follows:

“(10) The term “base year” means the calendar year beginning January 1, 2015, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a maximum credit amount or eligibility income threshold amount shall become effective, whichever is later.

“(11) The term “Consumer Price Index” means, for any calendar year, the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.

“(12) The term “cost-of-living adjustment” means, for any calendar year, the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.

“(13) The term “eligibility income threshold amount” means:

“(A) For the taxable year beginning January 1, 2015, \$60,000 for eligible senior claimants and \$40,000 for all other claimants;

“(B) For the taxable year beginning January 1, 2016, \$60,000 for eligible senior claimants and \$40,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100); and

“(C) For the taxable year beginning January 1, 2019, \$75,000 for eligible senior claimants and \$55,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100).

“(14) The term “maximum credit amount” means:

“(A) For the taxable year beginning January 1, 2015, \$1,000;

“(B) For the taxable year beginning January 1, 2016, \$1,000, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25); and

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“(C) For the taxable year beginning January 1, 2019, \$1,200, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25).”.

(c) Subsection (j)(1) is amended by striking the phrase “income tax return. The tax filing unit also includes any other persons who would be claimed as dependents on that tax return.” and inserting the phrase “income tax return.” in its place.

(d) Subsection (r) is repealed.

(e) A new subsections (s) is added to read as follows:

“(s) A claimant who is not required to file a return pursuant to § 47-1805.02 may file an alternative form prescribed by the Chief Financial Officer to claim the credit under this section. Notwithstanding § 47-1805.01(a), for taxable years beginning after December 31, 2019, claimants filing an alternative form may file it electronically in a manner prescribed by the Chief Financial Officer.”.

Sec. 7013. Applicability.

This subtitle shall apply as of January 1, 2019.

SUBTITLE C. RECORDATION AND TRANSFER TAXES

Sec. 7021. Short title.

This subtitle may be cited as the “Recordation and Transfer Taxes Amendment Act of 2019”.

Sec. 7022. Section 303 of the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103), is amended as follows:

(a) Subsection (a) is amended as follows:

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

(A) The lead-in language is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(B) Subparagraph (A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(2) Paragraph (2) is amended by striking the phrase “shall be 2.2%.” and inserting the phrase “shall be 2.2%; provided further, that, beginning October 1, 2019, at the time it is submitted for recordation, a deed that evidences a transfer of an economic interest in real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813 (except for a deed solely transferring an economic interest relating to a residential unit within a cooperative housing association), shall be taxed at the rate of 5.0% of the consideration allocable to the real property if the value of the consideration allocable to the real property is \$2 million or more; provided further, that for the purposes of the foregoing provision, a deed shall be

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considered to evidence a transfer of an economic interest in Class 2 Property if any portion of the building or structure in which the interest in real property being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to the execution of the deed, the majority ownership of the economic interest being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect).”.

(3) Paragraph (3)(A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(b) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Fund Act of 1988, effective March 18, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

(c) A new subsection (a-5) is added to read as follows:

“(a-5)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a:

“(A) Deed that is subject to the tax under subsection (a)(1) of this section if:

“(i) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(ii) The taxed or imputed consideration for the deed is \$2 million or more.

“(B)(i) Security interest instrument that is subject to the tax under subsection (a)(3) of this section if the security interest instrument:

“(I) Encumbers real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(II) Secures a debt of \$2,000,000 or greater and only to the extent any part thereof exceeds an exemption from taxation under this chapter.

“(ii) For the purposes of this subparagraph, debts in security interest instruments recorded on the same day and pertaining to the same real property shall be aggregated to determine whether the \$2,000,000 threshold has been met; in the case in which such threshold is met, the tax under this subsection shall apply to each such security interest instrument regardless of the amount of debt secured by such security interest instrument.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property and a security interest instrument shall be considered to encumber Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument is classified as Class 2 Property, regardless of whether that portion is transferred in the deed or encumbered by the security interest instrument, if, prior to execution of the deed or security

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interest instrument, the majority ownership of the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under D.C. Official Code § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within such deed.”

(d) Subsection (e)(1) is amended by striking the phrase “(a) and (a-4)” and inserting the phrase “(a), (a-4), and (a-5)” in its place.

(e) A new subsection (h) is added to read as follows:

“(h) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia.”

Sec. 7023. Section 47-903 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

(b) A new subsection (a-6) is added to read as follows:

“(a-6)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a deed that is subject to the tax under subsection (a)(1) of this section if:

“(A) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under § 47-813; and

“(B) The taxed or imputed consideration for such deed is \$2 million or more.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to execution of the deed, the majority ownership of the real property (or interest in real property) being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within the deed.”

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

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“(f) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia.”.

Sec. 7024. Sunset.

This subtitle shall expire on September 30, 2023.

SUBTITLE D. FISCAL YEAR 2019 INTERNET SALES TAX REVENUE

Sec. 7031. Short title.

This subtitle may be cited as the “Internet Sales Tax Revenue Amendment Act of 2019”.

Sec. 7032. Section 47-812(b-9)(2)(D)(ii) of the District of Columbia Official Code is amended to read as follows:

“(ii) IST revenue collected during the period beginning on January 1, 2019 and ending on September 30, 2019, shall be directed to the unassigned balance of the General Fund for purposes consistent with the Fiscal Year 2019 Revised Local Budget Emergency Act of 2019, passed on May 28, 2019 (Enrolled version of Bill 23-205).”.

Sec. 7033. Applicability.

This subtitle shall apply as of December 31, 2018.

SUBTITLE E. COMMERCIAL PROPERTY TAX RATE

Sec. 7041. Short title.

This subtitle may be cited as the “Internet Sales Tax Commercial Property Tax Rate Amendment Act of 2019”.

Sec. 7042. Section 47-812(b-9)(2) of the District of Columbia Official Code is amended as follows:

(a) Subparagraph (C)(iii) is amended by striking the phrase “Except as provided in subparagraph (D) of this paragraph, \$1.89” and inserting the figure “\$1.89” in its place.

(b) Subparagraph (D)(i) is repealed.

SUBTITLE F. SPORTS WAGERING REVENUE

Sec. 7051. Short title.

This subtitle may be cited as the “Sports Wagering Revenue Amendment Act of 2019”.

Sec. 7052. Title III of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019 (D.C. Law 22-312; D.C. Official Code § 36-621.01 *et seq.*), is amended as follows:

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(a) Section 305(g)(3) (D.C. Official Code § 36-621.05(g)(3)) is amended to read as follows:

“(3) Obtains a waiver from DSLBD of the contracting or joint venture requirements of the CBE act; provided, that if DSLBD neither approves nor denies the request for waiver within 30 days after the submission of the request, the waiver shall be deemed approved as a matter of law.”.

(b) Section 306 (D.C. Official Code § 36-621.06) is amended as follows:

(1) Subsection (b)(3)(A) is amended by striking the figure “\$250,000” and inserting the figure “\$500,000” in its place.

(2) Subsection (c)(4)(A) is amended by striking the figure “\$50,000” and inserting the figure “\$100,000” in its place.

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

“(e) Notwithstanding section 4(c)(20), a Class A operator may apply to operate sports wagering conducted over the internet, through mobile applications, or through other digital forms, but not through a physical location, outside of the physical confines of its approved sports wagering facility, within 2 blocks of its designated facility; provided, that the sports wagering conducted by a Class A operator over the internet, through mobile applications, or through other digital forms may not function within the physical confines of a different Class A operator’s designated facility.”.

(c)(1) Section 315(c)(2) (D.C. Official Code § 36-621.15(c)(2)) is repealed.

(2) This subsection shall apply as of January 30, 2019.

SUBTITLE G. HEALTHY KIDS REVENUE

Sec. 7061. Short title.

This subtitle may be cited as the “Healthy Kids Revenue Amendment Act of 2019”.

Sec. 7062. Chapter 20 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-2001(r-1)(1) is amended as follows:

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

“(A) At least 50% milk, including soy, rice, or similar milk substitutes;”.

(2) Subparagraph (B) is repealed.

(3) Subparagraph (C) is amended to read as follows:

“(C) 100% fruit or vegetable juice; or”.

(4) Subparagraph (D) is repealed.

(b) Section 47-2002(a) is amended by adding a new paragraph (8) to read as follows:

“(8) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(c) Section 47-2002.02(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

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(d) Section 47-2202(a) is amended by adding a new paragraph (5) to read as follows:

“(5) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(e) Section 47-2202.01(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

SUBTITLE H. WASHINGTON PARKS & PEOPLE EQUITABLE REAL PROPERTY TAX RELIEF

Sec. 7071. Short title.

This subtitle may be cited as the “Washington Parks & People Equitable Real Property Tax Relief Act of 2019”.

Sec. 7072. Chapter 10 of Title 47 of the District of Columbia Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.”.

(b) A new section 47-1099.04 is added to read as follows:

“§ 47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.

“(a) The real property located in Lots 841, 847, 848, and 851 in Square 2841 shall be exempt from real property taxation so long as the real property is owned by Washington Parks & People, a District of Columbia nonprofit corporation, and is used as a park by the public generally, as a community garden, or as a children's playground, and is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009 as if the exemption had been granted administratively under this chapter.

“(b) All real property taxes, special assessments, liens of the District of Columbia (including Clean Cities liens), interest, penalties, fees, and other related charges assessed against real property located in Lots 841, 847, 848, and 851 in Square 2841 for the period beginning with tax year 1998 and continuing through to the end of the month during which the Washington Parks & People Equitable Real Property Tax Relief Act of 2019, as approved by the Committee of the Whole on May 14, 2019 (Committee Print of Bill 23-209), becomes effective shall be forgiven and any payments made during this period shall be refunded.”.

SUBTITLE I. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING MATCH

Sec. 7081. Short title.

This subtitle may be cited as the “National Cherry Blossom Festival Fundraising Match Act of 2019”.

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Sec. 7082. National Cherry Blossom Festival Fundraising.

(a) There is established a matching grant program to support the 2020 National Cherry Blossom Festival ("Program"), which shall be administered by the Washington Convention and Sports Authority ("Events DC"). Under the Program, a matching grant shall be awarded to a nonprofit organization that organizes and produces an event or events as part of the official, month-long National Cherry Blossom Festival ("Festival") of up to \$1,000,000 for every dollar above \$1,000,000 that the organization has raised in corporate donations by March 31, 2020.

(b) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1,000,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of this section.

(c) A grant awarded pursuant to this section shall be in addition to any other grant awarded by Events DC in support of the Festival.

SUBTITLE J. SENIOR RESIDENTS REAL PROPERTY TAX CAP

Sec. 7091. Short title.

This subtitle may be cited as the "Senior Residents Real Property Tax Cap Clarification Amendment Act of 2019".

Sec. 7092. Section 47-864 of the District of Columbia Official Code is amended as follows:

(a) Subsection (b) is amended by striking the phrase "real property receiving the homestead deduction under § 47-850 and the tax relief deduction provided under § 47-863, the multiplier shall be 105%" both times it appears and inserting the phrase "real property receiving in whole or in part the homestead deduction under § 47-850 or § 47-850.01 and the tax relief deduction provided under § 47-863, the multiplier shall be 105% relative to that whole or part" in its place.

(b) A new subsection (g) is added to read as follows:

"(g) For that part of a housing cooperative receiving the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863, the credit under this section attributable to the assessment exceeding 105% up to 110% of the prior tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year) shall be an additional benefit to be passed on to the eligible household in the same manner as the deduction under § 47-863(c)(2)(C). No such credit attributable to such assessment increase shall be passed on unless the entire housing cooperative qualifies for a credit under this section. The part of the housing cooperative that does not qualify for both the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863 shall only receive the credit under this section attributable to the assessment exceeding 110% of the prior

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tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year).".

Sec. 7093. Applicability.

This subtitle shall apply as of October 1, 2018.

SUBTITLE K. SPECIAL FUNDS REPEAL

Sec. 7101. Short title.

This subtitle may be cited as the "Special Funds Repeal Amendment Act of 2019".

Sec. 7102. Section 1402 of the Productivity Bank Fund Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 1-325.01), is repealed.

Sec. 7103. Section 1152 of the Fee Collection Incentive Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.61), is repealed.

Sec. 7104. Section 7314 of the Internet Sales Tax, Homelessness Prevention, and WMATA Momentum Fund Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.241), is repealed.

Sec. 7105. Section 7154 of the IPW Fund, Destination DC Marketing Fund, and WMATA Momentum Support Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.311), is repealed.

SUBTITLE L. EXPENDITURE COMMISSION ESTABLISHMENT

Sec. 7121. Short title.

This subtitle may be cited as the "Expenditure Commission Establishment Act of 2019".

Sec. 7122. Expenditure Commission – Establishment.

(a)(1) There is established an Expenditure Commission ("Commission") with the purpose of reviewing the District's current budget structure, including expenditures and revenues, and preparing comprehensive recommendations to the Council and the Mayor on future budgets.

(2) The recommendations shall:

(A) Provide the vision for an expenditure regime that could withstand economic downturns without jeopardizing core government services;

(B) Assess sources of fiscal risks facing the District and strengths it may draw from;

(C) Identify the economic growth necessary to support the growing fiscal needs of the District; and

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(D) Propose a plan to advance the District's fiscal and economic standing and competitiveness in the region.

(3) The recommendations may not include spending or revenue caps.

(b) Specific functions of the Commission shall include the following:

(1) Analyzing the District's budget expenditures for the current fiscal year and previous 5 fiscal years, including:

(A) Historic sources of growth or decline in spending;

(B) Whether the growth or decline is attributable to policy or external factors;

(C) Sources of risk in the current expenditure regime;

(2) Analyzing the District's revenues for the current fiscal year and previous 5 fiscal years, including:

(A) Changes in tax policy;

(B) Comparison of tax rates with nearby jurisdictions; and

(C) Sources or risk in the current tax structure.

(3) Reviewing General Fund growth trends, including examining the growth in personnel, non-personnel, and subsidies;

(4) Identifying the cost drivers for expenditure increases, including both internal drivers, such as policy changes, and external drivers, such as demographic changes and inflation;

(5) Identifying the drivers of revenue growth, including both internal drivers, such as tax policy changes, and external drivers, such as economic growth, change in federal tax laws, or other sources;

(6) Recommending changes to practices that could result in efficiencies within the District's budget, including simulations with different cost-driver assumptions; and

(7) Recommending benchmarks for measuring the current and future fairness and competitiveness of tax policy changes.

(c)(1) The Commission shall focus on structural changes to operations that could result in efficiencies in spending, rather than specific policy areas.

(2) Information on policy decisions identified as budget cost-drivers pursuant to subsection (b)(4) of this section may be shared with the Mayor and Council for consideration in the annual budget process.

(d) The Commission shall submit its recommendations in the form of a report or reports similar in form and scope as those transmitted by the Tax Revision Commission, established pursuant to D.C. Official Code § 47-462. The report or reports shall be accompanied by draft legislation or other specific steps for implementing the recommendations.

(e) The Commission shall submit to the Council and the Mayor its final report no later than December 31, 2020.

Sec. 7123. Expenditure Commission – Composition; selection of Director.

(a) The Commission shall be composed of 11 members, including a Chairperson.

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(b) The members of the Commission shall be appointed as follows:

(1) The Mayor shall appoint 5 members, of whom:

(A) Two shall be from the Executive branch, including the City Administrator, or his or her designee;

(B) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(C) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(D) One shall be a representative from the research community with a focus on local government finance.

(2) The Chairman of the Council shall appoint 5 members, of whom:

(A) One shall be the Council Budget Director, or his or her designee;

(B) One shall be the D.C. Auditor, or his or her designee;

(C) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(D) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(E) One shall be a representative from the research community with a focus on local government finance.

(3) The Chief Financial Officer, or his or her designee, shall be an ex officio member of the Commission.

(4) The Chairman of the Council shall appoint one member of the Commission as the Commission Chairperson.

(c) All appointments shall be made no later than 30 days of the effective date of the Fiscal Year 2020 Budget Support Act of 2019, passed on 1st reading on May 14, 2019 (Engrossed version of Bill 23-209). A vacancy shall be filled in the same manner in which the initial appointment was made.

(d) The Chairman of the Council shall select a Director who shall perform the duties required for the day-to-day functioning of the Commission as considered necessary by the members, including coordination with the Mayor and Chairman of the Council on appointment of Commission members, management of startup and operations of the Commission, appointment of staff, selection of consultants, and the administration of meetings and report production.

(e) Each member of the Commission shall serve without compensation. Each member may be reimbursed for actual expenses pursuant to section 1108 of the District of Columbia

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Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08).

(f) Members of the Commission shall act with the utmost integrity and professionalism. Each member shall avoid conflicts of interest and may seek the advice of the Board of Ethics and Government Accountability, established pursuant to section 202 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2012, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.02), to ensure that his or her duties are being discharged ethically.

Sec. 7124. Expenditure Commission — Authority.

(a) The Chairperson of the Commission, or his or her designated representative, who must be a member of the Commission, shall convene all meetings of the Commission. Six members of the Commission shall constitute a quorum. Voting by proxy shall not be permitted.

(b) The Commission shall have the authority to create and operate under its own rules of procedure, consistent with this subtitle and the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Official Code § 2-501 *et seq.*).

(c) All recommendations and reports prepared and submitted by the Commission shall be a matter of public record.

(d) The Commission, or committees thereof, may, for the purpose of carrying out the provisions of this subtitle, hold hearings, and shall sit and act at such times and places and administer oaths as required.

(e) The Commission shall have the authority to request directly from each department, agency, or instrumentality of the District Government, and each department, agency, or instrumentality is hereby authorized to furnish directly to the Commission upon its request, any information reasonably considered necessary by the Commission to carry out its functions under this subtitle.

(f) The Commission is authorized to use space and supplies owned or rented by the District government. The Chairperson of the Commission is further authorized to request from the Mayor or Chairman of the Council the use of staff loaned from the Council or detailed by the Mayor for such purposes consistent with this subtitle as the Commission may determine.

(g) The Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and its implementing regulations, shall not apply to the Commission.

(h) The Commission's operations shall be funded by annual appropriations.

Sec. 7125. Section 105(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.05(c)), is amended as follows:

(a) Paragraph (19) is amended by striking the phrase "; and" and inserting a semicolon in its place.

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(b) Paragraph (20) is amended by striking the period and inserting the phrase "; and" in its place.

(c) A new paragraph (21) is added to read as follows:
"(21) The Expenditure Commission."

Sec. 7126. Applicability.

This subtitle shall apply as of September 1, 2019.

SUBTITLE M. NONPROFIT WORKFORCE HOUSING TAX EXEMPTION

Sec. 7131. Short title.

This subtitle may be cited as the "Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019".

Sec. 7132. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties."

(b) A new section 47-1005.03 is added to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties.

"(a) For the purposes of this section, the term:

"(1) "Adjusted median income" means:

"(A) For a household of one, 70% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(B) For a household of 2, 80% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(C) For a household of 3, 90% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(D) For a household of 4, 100% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(E) For a household of 5, 108% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of

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Housing and Urban Development most recently prior to the date such household income was determined;

“(F) For a household of 6 or more, 116% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined.

“(2) “Nonprofit owner” means an entity that:

“(A) Provides rental housing in land and buildings that it owns; and

“(B)(i) Is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code; or

“(ii) Is a limited liability company, the sole member of which is an entity that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code.

“(b) Subject to subsection (d) of this section, land and buildings used by a nonprofit owner to provide rental housing shall be exempt from District of Columbia real property taxation as of the date of acquisition by the nonprofit owner; provided, that beginning no later than 12 months following the date of such acquisition, each of the following requirements has been certified as having been met pursuant to subsection (f) of this section, and thereafter on an annual basis are recertified as having been met pursuant to subsection (f) of this section:

“(1) Not fewer than 50% of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 80% of the adjusted median income;

“(2) The remainder of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 120% of the adjusted median income;

“(3) Rents charged to the tenants described in paragraph (1) of this subsection are not in excess of 30% of 80% of the adjusted median income; and rents charged to tenants described in paragraph (2) of this subsection are not in excess of 30% of 120% of the adjusted median income; provided, that the total rent paid to the non-profit landlord for any individual unit shall not exceed the Housing Choice Voucher Program submarket rent established annually by the District of Columbia Housing Authority;

“(4) Increases to the rents charged to the tenants described in paragraphs (1) and (2) of this subsection are limited to the levels permissible in units subject to rent control;

“(5) The nonprofit owner of the property maintains a policy to retain as residents those tenants described in paragraphs (1) and (2) of this subsection who become unable to pay their rent because of financial hardship, and such policy is supported by an indigency reserve set at an amount reasonably determined to provide short-term assistance to tenants maintained by such nonprofit owner or by a nonprofit affiliate thereof; and

“(6) Such nonprofit owner, or its sole member if the nonprofit owner is disregarded for income tax purposes, is the subject of a Determination Letter issued by the

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Internal Revenue Service providing for recognition under Section 501(c)(3) of the Internal Revenue Code.

“(c) A tenant described in paragraph (1) or (2) whose income rises after initial occupancy shall be deemed to continue to have income below the limit set forth in paragraph (1) or (2), respectively; provided, that if the tenant’s prior year income exceeds 140% of the adjusted median income, the nonprofit owner shall rent the next unit of comparable size that becomes vacant to a tenant with prior year income not in excess of the income limit set forth in paragraph (1) or (2) that previously was applicable to the tenant whose income now exceeds 140% of the adjusted median income;

“(d) In the event that a rental unit in a building owned by a nonprofit owner is occupied by a tenant whose prior year income exceeds the income limit set forth in subsection (b)(5) of this section as of the date of acquisition by the nonprofit owner or initial occupancy by such tenant, or by a tenant whose income increases above 140% of adjusted median income during the course of his or her tenancy, that fact shall not render the remainder of the land or building where the rental unit is situated ineligible for exemption from District of Columbia real property taxation pursuant to this section; provided, that the rental unit itself occupied by such tenant shall not be exempt from such taxation.

“(e) Deeds to property for which a certification as to both the property and owner has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1101 *et seq*), and the transfer of any of property by a nonprofit owner for which a certification has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by Chapter 9 of Title 47. Unless waived by regulation, a copy of the certification shall accompany the deed at the time it is submitted for recordation in order to claim an exemption.

“(f)(1) The non-profit owner shall cause an independent compliance monitor to certify under penalty of perjury, to the Department of Housing and Community Development and to the Office of Tax and Revenue (“OTR”) each property eligible for an exemption under this section. The certification to OTR shall identify:

“(A) The property to which the certification applies by square and lot, or parcel or reservation number;

“(B) The full legal name of the owner, including taxpayer identification number, that is eligible;

“(C) The tax or taxes to which the certification applies;

“(D) The number of units in the property that are eligible;

“(E) The effective date of the exemption, which shall be the date on which the organization acquired the parcel, or October 1, 2019, whichever is later; and

“(F) Any other information OTR shall require to administer the exemption.

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“(2) For purposes of the certification required under paragraph (1) of this subsection, a determination of whether a particular property or unit is eligible for an exemption under this section shall be based upon income certification or similar information provided by the applicable tenants.

“(3)(A) OTR shall administer the exemption from District of Columbia real property taxation provided under this section using the same procedures as are used for the exemptions provided under § 47-1002.

“(B) Properties exempted from District of Columbia real property taxation under this section shall be subject to §§ 47-1007 and 47-1009, except that an owner shall not be required to file an application with OTR to qualify for an exemption.

“(4) Properties exempted from District of Columbia real property taxation under this section shall not be subject to § 47-1005 to the extent leased to entities otherwise entitled to exemption under this chapter if such leasehold were owned by such tenant.

“(g)(1) The grant of a tax exemption as provided in this section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other source applicable to either the real property or its owner.

“(2) A tax exemption granted pursuant to this section shall be available from the date initially exempted; provided, that the property owner remains eligible for such exemption.

“(h) This section shall apply for real property tax years beginning after September 30, 2019.

“(i)(1) Notwithstanding any eligibility for an exemption from the rent stabilization program pursuant to section 205(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(a)), any property covered by this section shall be subject to the requirements of sections 205(f) through 219 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(f) et seq.), after the expiration or termination of a tax exemption provided by this section.

“(2) Upon the expiration or termination of the tax exemption, rent charged for a unit may not exceed one of the following:

“(A) If a unit is not vacant, the rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption; or

“(B) If the unit is vacant, the maximum rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption, plus a single vacancy increase authorized by section 213(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.13(a)).

“(3) For the purposes of this section, “rent charged” shall have the same definition as in section 103(29A) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.03(29A)).”

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Sec. 7133. Section 205 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05), is amended by adding a new subsection (a-2) to read as follows:

“(a-2) Any rental unit that is subject to a tax exemption pursuant to section 7132 of the Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019, passed on 1st reading on May 14, 2019 (Engrossed version of Bill 23-209), shall be subject to the requirements of sections 205(f) through 219 after the expiration or termination of the tax exemption, notwithstanding whether the rental unit would otherwise be eligible for an exemption under subsection (a) of this section.”.

SUBTITLE N. SUBJECT-TO-APPROPRIATIONS REPEALS AND MODIFICATIONS

Sec. 7141. Short title.

This subtitle may be cited as the “Subject-to-Appropriations Amendment Act of 2019”.

Sec. 7142. Sections 3 and 4 of the Naval Lodge Building, Inc. Real Property Tax Relief Act of 2015, effective October 21, 2015 (D.C. Law 21-30; D.C. Official Code § 47-1097, note), are repealed.

Sec. 7143. Section 4 of the Safe at Home Act of 2016, effective November 26, 2016 (D.C. Law 21-168; D.C. Official Code § 7-551.01, note), is repealed.

Sec. 7144. Section 3 of the Feminine Hygiene and Diaper Sales Tax Exemption Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-201; D.C. Official Code § 47-2005, note), is repealed.

Sec. 7145. Section 3 of the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-269; D.C. Official Code § 1-309.01, note), is repealed.

Sec. 7146. Section 6(a) of the Senior Dental Services Program Act of 2018, effective June 5, 2018 (D.C. Law 22-108; D.C. Official Code § 7-533.05(a)), is amended by striking the phrase “This act” and inserting the phrase “Starting in Fiscal Year 2021, this act” in its place.

Sec. 7147. Section 4 of the Office of Administrative Hearings Jurisdiction Expansion Amendment Act of 2018, effective June 9, 2018 (D.C. Law 22-112; 65 DCR 4600), is repealed.

Sec. 7148. Section 4 of the Accessible and Transparent Procurement Amendment Act of 2018, effective July 3, 2018 (D.C. Law 22-121; 65 DCR 5083), is repealed.

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Sec. 7149. Section 3 of the Study of Mental Health and Substance Abuse in Immigrant Communities Act of 2018, effective July 17, 2018 (D.C. Law 22-141; 65 DCR 5973), is repealed.

Sec. 7150. Section 3 of the Public Housing Credit-Building Pilot Program Amendment Act of 2018, effective August 22, 2018 (D.C. Law 22-154; 65 DCR 7146), is repealed.

Sec. 7151. Section 4 of the Student Fair Access to School Amendment Act of 2018, effective August 25, 2018 (D.C. Law 22-157; 65 DCR 9890), is repealed.

Sec. 7152. Section 3 of the Healthy Parks Amendment Act of 2018, effective November 27, 2018 (D.C. Law 22-186; 65 DCR 11408), is repealed.

Sec. 7153. Section 35 of the Revised Uniform Law on Notarial Acts Act of 2018, effective December 4, 2018 (D.C. Law 22-189; 65 DCR 11606), is repealed.

Sec. 7154. Section 3 of the Rental Housing Affordability Re-establishment Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-202; 65 DCR 12333), is repealed.

Sec. 7155. Section 10 of the Access to Treatment for Anaphylaxis Act of 2018, effective February 22, 2019 (D.C. Law 22-207; 65 DCR 12365), is repealed.

Sec. 7156. Section 4 of the Pathways to District Government Careers Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-211; 65 DCR 12603), is repealed.

Sec. 7157. Section 3 of the Vacancy Increase Reform Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-223; 66 DCR 185), is repealed.

Sec. 7158. Section 3 of the Daytime School Parking Zone Act of 2018, effective February 22, 2019 (D.C. Law 22-226; 66 DCR 195), is repealed.

Sec. 7159. Section 4 of the Study of Long-Term Care Facilities and Long-Term Care Services Act of 2018, effective March 13, 2019 (D.C. Law 22-238; 66 DCR 594), is repealed.

Sec. 7160. Section 3 of the Healthy Students Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-240; 66 DCR 912), is repealed.

Sec. 7161. Section 5 of the Lead Water Service Line Replacement and Disclosure Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-241; 66 DCR 923), is repealed.

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Sec. 7162. Section 5 of the Foreign Government Owned Vacant and Blighted Building Amendment 24 Act of 2018, effective March 22, 2019 (D.C. Law 22-254; 66 DCR 1335), is repealed.

Sec. 7163. Section 4 of the Women, Infants, and Children Program Expansion Act of 2018, effective March 22, 2019 (D.C. Law 22-255; 66 DCR 1339), is repealed.

Sec. 7164. Section 601 of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; 66 DCR 1344), is repealed.

Sec. 7165. Section 16 of the Rhode Island Avenue (RIA) Tax Increment Financing Act of 2018, effective March 22, 2019 (D.C. Law 22-263; 66 DCR 1378), is repealed.

Sec. 7166. Section 5 of the Public Restroom Facilities Installation and Promotion Act of 2018, effective April 11, 2019 (D.C. Law 22-280; 66 DCR 1595), is repealed.

Sec. 7167. Section 4 of the Employment Protections for Victims of Domestic Violence, Sexual Offenses, and Stalking Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-281; 66 DCR 1601), is repealed.

Sec. 7168. Section 501 of the Opioid Overdose Treatment and Prevention Omnibus Act of 2018, effective April 11, 2019 (D.C. Law 22-288; 66 DCR 1656), is repealed.

Sec. 7169. The Safe Fields and Playgrounds Act of 2018, effective April 11, 2019 (D.C. Law 22-293; 66 DCR 1701), is amended by adding a new section 8a to read as follows:

“Sec. 8a. Applicability.

“(a) Sections 5 and 6 shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.

“(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in an approved budget and financial plan and provide notice to the Budget Director of the Council of the certification.

“(c)(1) The Budget Director shall cause the notice of the certification to be published in the District of Columbia Register.

“(2) The date of publication of the notice of the certification shall not affect the applicability of the provisions identified in subsection (a) of this section.”.

Sec. 7170. Section 501 of the School Safety Omnibus Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-294; 66 DCR 1707), is repealed.

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Sec. 7171. Section 3 of the Economic Development Return on Investment Accountability Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-295; 66 DCR 2005), is repealed.

Sec. 7172. Section 3 of the Wage Garnishment Fairness Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-296; 66 DCR 2008), is amended to read as follows:

“Sec. 3. Applicability.

“Section 2(b) shall not apply to a writ of attachment issued before the effective date of this act.”.

Sec. 7173. Section 3 of the Performing Arts Promotion Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-297; 66 DCR 2014), is repealed.

Sec. 7174. Section 4 of the DC Water Consumer Protection Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-299; 66 DCR 2020), is repealed.

Sec. 7175. Section 3 of the Hyacinth's Place Equitable Real Property Tax Relief Act of 2018, effective April 11, 2019 (D.C. Law 22-301; 66 DCR 2028), is repealed.

Sec. 7176. Section 9 of the Students in the Care of D.C. Coordinating Committee Act of 2018, effective April 11, 2019 (D.C. Law 22-303; 66 DCR 2037), is repealed.

Sec. 7177. Section 5(a) of the Sports Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; 66 DCR 1402), is amended by striking the phrase “This act” and inserting the phrase “The amendatory section of 316(d) of section 2(e) of this act” in its place.

SUBTITLE O. COUNCIL PERIOD 23 RULE 736 REPEALS

Sec. 7181. Short title.

This subtitle may be cited as the “Council Period 23 Rule 736 Amendment Act of 2019”.

Sec. 7182. The Incarceration to Incorporation Entrepreneurship Program Act of 2016, effective October 8, 2016 (D.C. Law 21-159; 63 DCR 10771), is repealed.

Sec. 7183. The Improving Access to Identity Documents Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-195; 63 DCR 15016), is repealed.

Sec. 7184. The Enhanced Penalties for Distracted Driving Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-196; 63 DCR 15027), is repealed.

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Sec. 7185. The Notice in Case of Emergency Amendment Act of 2016, effective April 1, 2017 (D.C. Law 21-225; 64 DCR 154), is repealed.

Sec. 7186. Sections 3 and 4 of the Vehicle-for-Hire Accessibility Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-242; 64 DCR 1608), are repealed.

SUBTITLE P. EVENTS DC GRANT-MAKING AUTHORITY

Sec. 7191. Short title.

This subtitle may be cited as the “Events DC Grant-Making Authority Amendment Act of 2019”.

Sec. 7192. Title II of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 201 (D.C. Official Code § 10-1202.01) is amended by adding a new paragraph (3A) to read as follows:

“(3A) “Cultural institution” means a nonprofit organization in the arts, including a museum or theater, incorporated under the laws of the District.”.

(b) Section 202(b) (D.C. Official Code § 10-1202.02(b)) is amended as follows:

(1) Paragraph (9) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (10) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (11) is added to read as follows:

“(11) Promote and support cultural institutions operating in the District of Columbia.”.

(c) Section 203 (D.C. Official Code § 10-1202.03) is amended by adding a new paragraph (10K) to read as follows:

“(10K) To issue large capital grants pursuant to section 208(g) to support cultural institutions operating in the District of Columbia.”.

(d) Section 208 (D.C. Official Code § 10-1202.08) is amended by adding a new subsection (g) to read as follows:

“(g) For Fiscal Year 2020, the Authority shall issue not less than \$10 million in grants from the Convention Center Fund to support cultural institutions operating in the District of Columbia; provided, that funds are available for such purpose and that the Authority first satisfy its current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.”.

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Sec. 7193. Any unobligated proceeds from the sale of the Marriot Marquis leasehold shall be held by the Authority and shall be set aside for large capital grants to be issued pursuant to section 203(10K) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.03(10K)); provided, that the proceeds first be used to satisfy the Authority's current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.

SUBTITLE Q. DOWNLOADING LOST REVENUES AMENDMENT ACT OF 2019

Sec. 7211. Short title.

This subtitle may be cited as the "Downloading Lost Revenues Amendment Act of 2019".

Sec. 7212. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Chapter 18 is amended as follows:

(1) Section 47-1817.03 is amended as follows:

(A) Subsection (a) is amended by striking the date "December 31, 2000" and inserting the phrase "December 31, 2000, and ending on December 31, 2019" in its place.

(B) A new subsection (a-1) is added to read as follows:

"(a-1) Except as provided in subsection (b) of this section, for taxable years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against the tax imposed by § 47-1817.06 equal to 5% of the wages paid during the first 24 calendar months of employment to a qualified employee hired after December 31, 2017."

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

(i) The lead-in language is amended by striking the phrase "under subsection (a)" and inserting the phrase "under subsections (a) and (a-1)" in its place.

(ii) Paragraph (1) is amended to read as follows:

"(1) To exceed, for each qualified employee:

"(A) \$5,000 in a taxable year for the credit under subsection (a) of this section.

"(B) \$3,000 in a taxable year for the credit under subsection (a-1) of this section."

(D) Subsection (c) is amended to read as follows:

"(c) A credit allowable under this section may be carried forward for 10 years if:

"(1) The amount of the credit allowable under this section exceeds the tax otherwise due from a Qualified High Technology Company; and

"(2) The amount of the credit allowable under this section was obtained for wages of a qualified employee hired before October 1, 2019."

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(2) Section 47-1817.06(a) is amended as follows:

(A) Paragraph (1) is amended to read as follows:

“(1)(A) Notwithstanding any other provision of this chapter and for tax years ending on or before December 31, 2019, and in lieu of the tax on taxable income imposed by § 47-1807.2, subject to the credits applicable thereto, a tax on taxable income at a rate of 6% shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraph (2) of this subsection.

“(B) Notwithstanding any other provision of this chapter and, for tax years beginning after December 31, 2019, the tax on taxable income imposed by § 47-1807.02 shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraphs (2) and (3) of this subsection.”

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

“(3) For tax years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against taxes imposed by § 47-1807.02 as follows:

“(A) The credit shall be allowed in an amount equal to the lesser of:

“(i) \$250,000 per taxable year; or

“(ii) The difference between the amount of tax that would otherwise be due based on the applicable rate of tax imposed by § 47-1807.02 and the reduced rate of 6%.

“(B) The credit shall be allowed for 5 taxable years from the later of:

“(i) The tax year ending December 31, 2019; or

“(ii) The last tax year the Qualified High Technology Company is eligible to receive an exemption under paragraph (2) of this subsection.”

(b) Chapter 20 is amended as follows:

(1) Section 47-2001(n)(2)(G) is repealed.

(2) Section 47-2005(31) is repealed.

SUBTITLE R. WASHINGTON CONVENTION AND SPORTS AUTHORITY EXCESS CASH

Sec. 7221. Short title

This subtitle may be cited as the “Washington Convention Center and Sports Authority Excess Cash Amendment Act of 2019”.

Sec. 7222. Section 213(a) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.13(a)), is amended by striking the phrase “General Fund of the District.” and inserting the phrase “General Fund of the District; provided, that at the end of Fiscal Year 2019, 50% of the excess shall be transferred, in cash, not to the General Fund of the District but instead to the DCHA

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Rehabilitation and Maintenance Fund, established by section 3(c-1) of the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)).” in its place.

Sec. 7223. Section 3(1) of the Washington Convention Center Authority Dedicated Tax Revenue Bond Resolution of 1998, effective August 12, 1998 (Res. 12-591; 45 DCR 4877), is repealed.

Sec. 7224. Applicability.

This subtitle shall apply as of July 1, 2019.

SUBTITLE S. EVENTS DC EXPENDITURE AUTHORITY

Sec. 7231. Short title.

This subtitle may be cited as the “Events DC Expenditure Authority Amendment Act of 2019”.

Sec. 7232. The Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 204 (D.C. Official Code § 10-1202.04) is amended by adding a new subsection (m) to read as follows:

“(m) The Authority shall not obligate or expend funds in Fiscal Year 2019 or Fiscal Year 2020 to do the following:

“(1) Purchase all or a portion of the property comprising the Robert F. Kennedy Memorial Stadium, as that term is defined by section 11 of the District of Columbia Stadium Act of 1957, approved September 7, 1957 (71 Stat. 622; D.C. Official Code § 3-330); or

“(2) Induce a National Football League team to locate in the District.”.

(b) Section 206(g) (D.C. Official Code § 10-1202.06(g)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “, cash resources and uses, and capital-improvements expenditures and financing” and inserting the phrase “, and cash resources and uses” in its place.

(2) A new paragraph (1A) is added to read as follows:

“(1A) A multiyear capital improvements plan (“CIP”) that shall include:

“(A) The name, status, estimated period of usefulness, and total cost of each capital project on a full funding basis for which the Authority plans to expend funds in the forthcoming fiscal year and at least 4 fiscal years thereafter, including an explanation of any change in total cost in excess of 5% for a capital project included in the CIP the Authority submitted in the previous fiscal year;

“(B) An analysis that includes:

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- “(i) A description of each capital project;
- “(ii) An explanation of why the Authority plans to expend funds for each capital project;
- “(iii) An explanation of whether each capital project includes plans to design or construct a facility that the Authority will lease to another entity and the name of the entity with which the Authority plans to enter into a lease;
- “(iv) The name of any entity that will contribute funds for each capital project; and
- “(v) A description of the expected sources and amount of revenue the Authority expects to collect from each capital project and the fiscal year during which the Authority expects to collect the revenue;
- “(C) Identification of the years and amounts in which bonds would have to be issued, loans made, and costs actually incurred on each capital project; and
- “(D) Appropriate maps or other graphics.”.

Sec. 7233. Applicability.
 This subtitle shall apply as of July 1, 2019.

TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS

Sec. 8001. Short title.
 This subtitle may be cited as the “Designated Fund Transfer Act of 2019”.

Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 the following amounts from certified fund balances and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency	Fund Detail	Fund Detail Title	FY 2020
AT0	0613	UNCLAIMED PROPERTY CONTINGENCY FUND	30,642
AT0	0619	DC LOTTERY REIMBURSEMENT	106,581
CR0	6030	GREEN BUILDING FUND	79,801
HT0	0632	BILL OF RIGHTS-(GRIEVANCE & APPEALS)	22,991
KT0	6082	SOLID WASTE DISPOSAL FEE FUND	57,672
KT0	6591	CLEAN CITY FUND	60,509
LQ0	6017	ABC - IMPORT AND CLASS LICENSE FEES	301,171

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PO0	4010	DC SURPLUS PERSONAL PROPERTY SALES OPER.	39,011
SR0	2100	HMO ASSESSMENT	22,815
SR0	2800	CAPTIVE INSURANCE	133,230
TC0	2400	PUBLIC VEHICLES FOR HIRE CONSUMER SERVIC	302,277
		Total	\$1,156,700

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

Sec. 8003. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 and each fiscal year through Fiscal Year 2023 the following amounts from recurring vacancy savings from certified funds and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency	Fund Detail	Fund Detail Title	FY20 - FY03 Total
SR0	2200	Insurance Assessment Fund	571,130
SR0	2350	Securities and Banking Fund	832,218
GRAND TOTAL			\$1,403,348

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE

Sec. 9001. Applicability.

Except as otherwise provided, this act shall apply as of October 1, 2019.

Sec. 9002. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer 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).

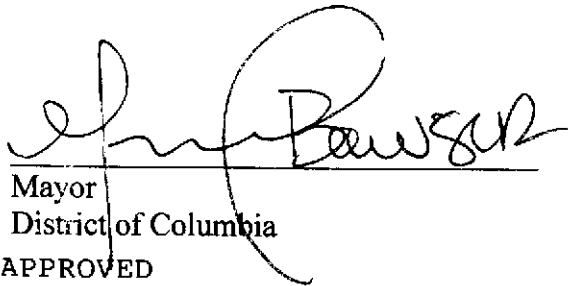
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Sec. 9003. Effective date.

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 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

APPROVED
July 22, 2019

ENROLLED ORIGINAL

AN ACT

D.C. ACT 23-93

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 2019

To amend, on a temporary basis, the Office of Administrative Hearings Establishment Act of 2001 to extend the jurisdiction of the Office of Administrative Hearings to adjudicated cases involving certain civil violations relating to fare evasion and other unlawful conduct on passenger vehicles; to amend the District of Columbia Mental Health Information Act of 1978 to authorize mental health professionals to disclose mental health information when necessary to request an extreme risk protection order and to require the disclosure of mental health information to the Office of Attorney General in response to a court order; to amend the Firearms Control Regulations Act of 1975 to prohibit the issuance of a firearm registration certificate to the subject of an extreme risk protection order, to require the Superior Court for the District of Columbia, for good cause shown, to issue such orders as may be necessary to obtain mental health records and other relevant information for the purposes of petitions for relief from disqualifications from firearm registration, to authorize the Mayor to issue rules - subject to Council review, to implement the provisions of the Firearms Control Regulations Act of 1975, to clarify that the Office of Attorney General may intervene and represent the interests of the District of Columbia with respect to petitions for extreme risk protection orders or provide individual legal representation, upon request, to a petitioner, to broaden the court's ability to place records related to extreme risk protection orders under seal, to establish procedures for computing periods of time relating to an extreme risk protection order, to provide for the use of calendar days instead of business days for timelines related to extreme risk protection orders, to require that the court consider the unlawful or reckless use, display, or brandishing of any weapon by the respondent in determining whether to issue an extreme risk protection order, to require that the initial hearing for a petition for a final extreme risk protection order be held within 14 days after the petition was filed, to require the Superior Court for the District of Columbia, for good cause shown, to issue such orders as may be necessary to obtain mental health records and other relevant information for the purposes of petitions for an extreme risk protection order, to modify the duration of ex parte extreme risk protection orders, to establish procedures for the issuance and execution of search warrants accompanying extreme risk protection orders, to add the Office of Attorney General and the Superior Court for the District of Columbia to the list of entities that shall receive from the Metropolitan Police Department information related to extreme risk protection orders, to require the Mayor or

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the Mayor's designee to submit information about extreme risk protection orders to the National Instant Criminal Background Check System for the purposes of firearm purchaser background checks; to amend the Homeland Security, Risk Reduction, and Preparedness Amendment Act of 2006 to create a quorum requirement for the Comprehensive Homicide Elimination Strategy Task Force and extend its report submission deadline; and to amend the Act to Regulate Public Conduct on Public Passenger Vehicles to provide that certain violations of the act shall be punishable by civil fine and adjudicated by the Office of Administrative Hearings and to authorize Metro Transit Police Department officers to issue notices of infractions for alleged civil violations.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Firearms Safety Omnibus Clarification Temporary Amendment Act of 2019".

Sec. 2. Section 6 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03), is amended by adding a new subsection (b-26) to read as follows:

"(b-26) This act shall apply to all adjudicated cases involving a civil violation penalized under section 5(a) of the Act to Regulate Public Conduct on Public Passenger Vehicles, effective September 23, 1975 (D.C. Law 1-18; D.C. Official Code § 35-254(a))."

Sec. 3. Title IV of the District of Columbia Mental Health Information Act of 1978, effective March 3, 1979 (D.C. Law 2-136; D.C. Official Code § 7-1204.01 *et seq.*), is amended as follows:

(a) Section 402 (D.C. Official Code § 7-1204.02) is amended to read as follows:

"Sec. 402. Civil commitment proceedings; extreme risk protection orders.

"Mental health information may be disclosed by a mental health professional when and to the extent necessary to:

"(1) Initiate or seek civil commitment proceedings under D.C. Official Code § 21-541; or

"(2) Request an extreme risk protection order under Title X of the Firearms Control Regulations Act of 1975, effective May 10, 2019 (D.C. Law 22-314; 66 DCR 1672)."

(b) Section 403 (D.C. Official Code § 7-1204.03) is amended by adding a new subsection (c) to read as follows:

"(c) Mental health information shall be disclosed to the Office of the Attorney General for the District of Columbia in response to a court order issued pursuant to section 203(f)(3)(A)(i) of the Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85; D.C. Official Code § 7-2502.03(f)(3)(A)(i)) ("Firearms Act") or section 1003(d)(2) of the Firearms Act (D.C. Official Code § 7-2510.03(d)(2))."

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Sec. 4. 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 203 (D.C. Official Code § 7-2502.03) is amended as follows:

(1) Subsection (a)(15) is amended to read as follows:

“(15) Is not the subject of an *ex parte* extreme risk protection order issued pursuant to section 1004 or a final extreme risk protection order issued pursuant to section 1003 or renewed pursuant to section 1006.”

(2) Subsection (f)(3) is amended as follows:

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

“(A)(i) Upon receipt of a petition filed under paragraph (1) of this subsection, and for good cause shown, the court shall issue such orders as may be necessary to obtain any mental health records and other information relevant for the purposes of the petition. The order shall require the disclosure of records to the Office of the Attorney General so that the Office of the Attorney General can conduct a search of the petitioner’s mental health records and report its findings to the court as required by subparagraph (B) of this paragraph.

“(ii) The court shall order the Office of the Attorney General to file a response to the petition. Within 60 days after the court’s order for a response, the Office of the Attorney General shall file a response indicating whether the Office of the Attorney General supports or opposes the petition.

“(iii) The court may, for good cause shown, extend in 30-day increments the date by which the Office of Attorney General must file its response under subparagraph (ii) of this subparagraph.”

(B) Subparagraph (B) is amended by striking the phrase “criminal history” and inserting the phrase “criminal history and firearms eligibility” in its place.

(b) Section 705(b) (D.C. Official Code § 7-2507.05(b)) is amended by striking the phrase “the United States Attorney and the Corporation Counsel for the District whether” and inserting the phrase “the United States Attorney’s Office and the Office of Attorney General whether” in its place.

(c) Section 712 (D.C. Official Code § 7-2507.11) is amended to read as follows:

“The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act. The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within the 45-day review period, the proposed rules shall be deemed approved.”

(d) Section 1001(2)(A) (D.C. Official Code § 7-2510.01(2)(A)) is amended by striking the phrase “relationship rendering the application of this title appropriate” and inserting the word “relationship” in its place.

(e) Section 1002 (D.C. Official Code § 7-2510.02) is amended as follows:

(1) Subsection (a) is amended as follows:

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(A) Paragraph (3) is amended by striking the semicolon and inserting the phrase “; and” in its place.

(B) Paragraph (4) is repealed.

(2) Subsection (c) is amended to read as follows:

“(c)(1) The Office of the Attorney General may:

“(A) Intervene in the case and represent the interests of the District of Columbia; or

“(B) At the request of the petitioner, provide individual legal representation to the petitioner in proceedings under this title.

“(2) If the Office of the Attorney General intervenes in a case under paragraph (1)(A) of this subsection, the intervention shall continue until:

“(A) The court denies the petition for a final extreme risk protection order pursuant to section 1003;

“(B) The court terminates a final extreme risk protection order pursuant to section 1008; or

“(C) The Office of the Attorney General withdraws from the intervention.”

(3) Subsection (d) is amended to read as follows:

“(d) The court may place any record or part of a proceeding related to the issuance, renewal, or termination of an extreme risk protection order under seal for good cause shown.”

(4) A new subsection (e) is added to read as follows:

“(e) When computing a time period specified in this title, or in an order issued under this title:

“(1) Stated in days or a longer unit of time:

“(A) Exclude the day of the event that triggers the time period;

“(B) Count every day, including intermediate Saturdays, Sundays and legal holidays; and

“(C) Include the last day of the time period, but if the last day of the time period specified falls on a Saturday, Sunday, a legal holiday, or a day on which weather or other conditions cause the court to be closed, the time period specified shall continue to run until the end of the next day that is not a Saturday, Sunday, legal holiday, or a day on which weather or other conditions cause the court to be closed.

“(2) Stated in hours:

“(A) Begin counting immediately on the occurrence of the event that triggers the time period;

“(B) Count every hour, including hours during intermediate Saturdays, Sundays, and legal holidays; and

“(C) If the time period would end on a Saturday, Sunday, legal holiday, or a day on which weather or other conditions cause the court to be closed, the time period shall continue to run until the same time on the next day that is not a Saturday, Sunday, legal holiday, or a day on which weather or other conditions cause the court to be closed.”

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(f) Section 1003 (D.C. Official Code § 7-2510.03) is amended as follows:

(1) Subsection (a)(2) is amended to read as follows:

“(2) The initial hearing shall be held within 14 days after the date the petition was filed.”.

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

(A) Paragraph (1) is amended by striking the phrase “5 business days” and inserting the phrase “7 days” in its place.

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

“(3) If the respondent is unable to be personally served after the court has set a new hearing date and required new attempts at service pursuant to paragraph (2) of this subsection, the court may dismiss the petition without prejudice.”.

(3) Subsection (d) is amended to read as follows:

“(d) Upon receipt of a petition filed under section 1002, and for good cause shown, the court shall issue such orders as may be necessary to obtain any mental health records and other information relevant for the purposes of the petition. The order shall require the disclosure of records to the Office of the Attorney General so that it can conduct a search of the respondent’s mental health records and report its findings to the court as required by this subsection. Before the hearing for a final extreme risk protection order, the court shall order that the Office of the Attorney General:

“(1) Conduct a reasonable search of all available records to determine whether the respondent owns any firearms or ammunition;

“(2) Conduct a reasonable search of all available records of the respondent’s mental health;

“(3) Perform a national criminal history and firearms eligibility background check on the respondent; and

“(4) Submit its findings under this subsection to the court.”.

(4) The lead-in language for subsection (e) is amended by striking the phrase “consider all relevant evidence,” and inserting the phrase “consider any exhibits, affidavits, supporting documents, and all other relevant evidence,” in its place.

(5) Subsection (h)(6) is amended by striking the phrase “connected with a petition filed under this title” and inserting the phrase “connected with this title” in its place.

(g) Section 1004 (D.C. Official Code § 7-2510.04) is amended as follows:

(1) Subsection (c) is amended as follows:

(A) The lead-in language for subsection (c) is amended by striking the phrase “consider all relevant evidence,” and inserting the phrase “consider any exhibits, affidavits, supporting documents, and all other relevant evidence,” in its place.

(B) Paragraph (4) is amended by striking the phrase “firearm by” and inserting the phrase “firearm or other weapon by” in its place.

(2) Subsection (f) is amended by striking the phrase “to section” and inserting the phrase “to this section” in its place.

(3) Subsection (g) is amended as follows:

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(A) Paragraph (3) is amended to read as follows:

“(3) The date and time the order will expire;”.

(B) Paragraph (7) is amended to read as follows:

“(7) The procedures for the surrender of firearms, ammunition, registration certificates, licenses to carry a concealed pistol, or dealer’s licenses in the respondent’s possession, control, or ownership pursuant to section 1007; and”.

(4) Subsection (h) is amended to read as follows:

“(h) An ex parte extreme risk protection order issued pursuant to this section shall remain in effect for an initial period not to exceed 14 days. The court may extend an ex parte extreme risk protection order in additional 14-day increments for good cause shown.”.

(h) Section 1005(a) (D.C. Official Code § 7-2510.05) is amended as follows:

(1) Paragraph (2) is amended by striking the phrase “next business day” and inserting the phrase “next day” in its place.

(2) Paragraph (3) is amended by striking the phrase “5 business days” and inserting the phrase “7 days” in its place.

(3) Paragraph (4) is amended by striking the phrase “one business day” and inserting the phrase “24 hours” in its place.

(i) Section 1006 (D.C. Official Code § 7-2510.06) is amended as follows:

(1) Subsection (c) is amended by striking the phrase “15 business days” and inserting the phrase “21 days” in its place.

(2) Subsection (d)(4) is amended by striking the phrase “firearm by” and inserting the phrase “firearm or other weapon by” in its place.

(j) Section 1007(a) (D.C. Official Code § 7-2510.07(a)) is repealed.

(k) New sections 1007a, 1007b, 1007c, and 1007d are added to read as follows:

“Sec. 1007a. Nature and issuance of search warrants.

“(a) If the court issues a final extreme risk protection order pursuant to section 1003, issues an ex parte extreme risk protection order pursuant to section 1004, or renews a final extreme risk protection order pursuant to section 1006, the court may issue an accompanying search warrant. The search warrant may authorize a search to be conducted anywhere in the District of Columbia and shall be executed pursuant to its terms.

“(b) A search warrant issued under this section may direct a search of any or all of the following:

“(1) One or more designated or described places or premises;

“(2) One or more designated or described vehicles;

“(3) One or more designated or described physical objects; or

“(4) The respondent.

“(c) The search warrant shall authorize the search for, and seizure of, any firearms, ammunition, registration certificates, licenses to carry a concealed pistol, or dealer’s licenses that the respondent is prohibited from having possession or control of, purchasing, or receiving pursuant to the terms of an extreme risk protection order issued or renewed under this title.

ENROLLED ORIGINAL

“(d) A search warrant issued under section 1007a may be addressed to a specific law enforcement officer or to any classification of officers of the Metropolitan Police Department of the District of Columbia or other agency authorized to make arrests or execute process in the District of Columbia.

“(e) A search warrant issued under section 1007a shall contain:

“(1) The name of the issuing court, the name and signature of the issuing judge, and the date of issuance;

“(2) If the search warrant is addressed to a specific officer, the name of that officer, otherwise, the classifications of officers to whom the warrant is addressed;

“(3) A designation of the premises, vehicles, objects, or persons to be searched, sufficient for certainty of identification;

“(4) A description of the property whose seizure is the object of the search warrant;

“(5) A direction that the search warrant be executed between 6 a.m. and 9:00 p.m. or, where the court has found cause therefor, including one of the grounds set forth in section 1007b(c), an authorization for execution at any time of day or night; and

“(6) A direction that the search warrant and an inventory of any property seized pursuant thereto be returned to the court within 72 hours after its execution.

“Sec. 1007b. Time of execution of search warrants.

“(a) A search warrant issued under section 1007a shall not be executed after the expiration of the extreme risk protection order it accompanies, or after 10 days from the date the warrant was issued, whichever is earlier.

“(b) The search warrant shall be returned to the court after its execution or expiration in accordance with section 1007a(e)(6).

“(c) A search warrant issued under section 1007a may be executed on any day of the week and, in the absence of express authorization in the warrant pursuant to subsection (c) of this section, shall be executed only between 6 a.m. and 9:00 p.m..

“(d) If the court finds that there is probable cause to believe that the search warrant cannot be executed between 6 a.m. and 9:00 p.m., the property sought is likely to be removed or destroyed if not seized forthwith, or the property sought is not likely to be found except at certain times or in certain circumstances, the court may include in the search warrant an authorization for execution at any time of day or night.

“Sec. 1007c. Execution of search warrants.

“(a) An officer executing a search warrant issued under section 1007a directing a search of a dwelling house or other building or a vehicle shall execute that search warrant in accordance with 18 U.S.C. § 3109.

“(b) An officer executing a search warrant issued under section 1007a directing a search of a person shall give, or make reasonable effort to give, notice of his identity and purpose to the person, and, if such person thereafter resists or refuses to permit the search, such person shall be subject to arrest by such officer pursuant to D.C. Official Code § 23-581(a) for violation of

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section 432a of the Revised Statutes of the District of Columbia (D.C. Official Code § 22-405.01), or other applicable provision of law.

“(c)(1) An officer or agent executing a search warrant issued under section 1007a shall write and subscribe an inventory setting forth the time of the execution of the search warrant and the property seized under it.

“(2) If the search is of a person, a copy of the search warrant and of the return shall be given to that person.

“(3) If the search is of a place, vehicle, or object, a copy of the search warrant and of the return shall be given to the owner thereof or, if the owner is not present, to an occupant, custodian, or other person present. If no person is present, the officer shall post a copy of the warrant and of the return upon the premises, vehicle, or object searched.

“(d) A copy of the search warrant shall be filed with the court on the next court day after its execution, together with a copy of the return.

“(e) An officer executing a search warrant issued under section 1007a directing a search of premises or a vehicle may search any person therein to the extent reasonably necessary to:

“(1) Protect himself or others from the use of any weapon which may be concealed upon the person; or

“(2) Find property enumerated in the warrant which may be concealed upon the person.

“Sec. 1007d. Disposition of property.

“(a) A law enforcement officer or a designated civilian employee of the Metropolitan Police Department who seizes property in the execution of a search warrant issued under section 1007a shall cause it to be safely kept until the property is returned to:

“(1) The respondent, upon the expiration of the extreme risk protection order that the search warrant accompanied; or

“(2) A lawful owner, other than the respondent, claiming title to the property pursuant to section 1007(d).

“(b) Nothing in subsection (a) of this section shall be construed to require the Metropolitan Police Department to release property seized pursuant to a warrant to a person who did not legally possess the property at the time it was taken.

“(c) No property seized shall be released or destroyed except in accordance with law and upon order of a court or of the United States Attorney for the District of Columbia or the Office of the Attorney General.”

(1) Section 1008 (D.C. Official Code § 7-2510.08) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “order in in effect” and inserting the phrase “order is in effect” in its place.

(2) Subsection (c)(4) is amended by striking the phrase “firearm by” and inserting “firearm or other weapon by” in its place.

(3) Subsection (f) is amended as follows:

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

ENROLLED ORIGINAL

(i) Strike the phrase “upon the petitioner” and insert the phrase “upon the petitioner and respondent” in its place.

(ii) A new paragraph (1A) is added to read as follows:

“(1A) If the petitioner or respondent was personally served in court when the motion to terminate an extreme risk protection order was granted, the personal service requirement of paragraph (1) of this subsection shall be waived with respect to the party served in court.”.

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

(i) Strike the phrase “next business day” and insert the phrase “next day” in its place.

(ii) Strike the phrase “the respondent” and insert the phrase “the petitioner” in its place.

(C) Paragraph (3) is amended by striking the phrase “5 business days” and inserting the phrase “7 days” in its place.

(D) Paragraph (4) is amended by striking the phrase “one business day” and inserting the phrase “24 hours” in its place.

(m) Section 1010 (D.C. Official Code § 7-2510.10) is amended as follows:

(1) Subsection (a)(2) is amended by striking the phrase “available to any” and inserting the phrase “available to the Superior Court for the District of Columbia, the Office of the Attorney General, and any” in its place.

(2) Subsection (b) is amended by striking the phrase “Superior Court of the District of Columbia” and inserting the phrase “Mayor, or the Mayor’s designee,” in its place.

Sec. 5. Section 501 of the Homeland Security, Risk Reduction, and Preparedness Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-262; D.C. Official Code § 22-4251), is amended as follows:

(a) Subsection (b)(1) is amended by striking the phrase “following entities” and inserting the phrase “following entities, of which one-third shall constitute a quorum” in its place.

(b) Subsection (c) is amended by striking the phrase “June 1, 2019” and inserting the phrase “June 1, 2020” in its place.

Sec. 6. Section 5(a) of the Act to Regulate Public Conduct on Public Passenger Vehicles, effective September 23, 1975 (D.C. Law 1-18; D.C. Official Code § 35-254(a)), is amended to read as follows:

“(a)(1) Except as provided in subsection (b)(1) of this section, a violation of section 2(b) or section 3 shall be punishable by a civil fine of not more than \$50.

“(2)(A) Violations penalized under this subsection shall be adjudicated by the Office of Administrative Hearings in accordance with Title II of the Marijuana Possession Decriminalization Amendment Act of 2014, effective July 17, 2014 (D.C. Law 20-126; D.C. Official Code § 48-1211 *et seq.*); provided, that a person issued a notice of infraction shall not be assessed any additional penalties other than the civil fine for the violation, including the penalties

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described in sections 202(e) and 203(d) of the Marijuana Possession Decriminalization Amendment Act of 2014, effective July 17, 2014 (D.C. Law 20-126; D.C. Official Code §§ 48-1212(e) and 48-1213(d)).

“(B) The Office of Administrative Hearings, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this paragraph.

“(3) Individuals authorized to issue notices of infractions for the violations penalized under this subsection include any police officer with authority to make arrests within the District, including members of the Metro Transit Police Department.”.


Sec. 7. Fiscal impact statement.


The Council adopts the fiscal impact statement of the Budget Director 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. 8. Effective date.

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

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


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
July 22, 2019

ENROLLED ORIGINAL

A RESOLUTION

23-160

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 9, 2019

To confirm the appointment of Dr. Barbara Bazron as the Director of the Department of Behavioral Health.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Department of Behavioral Health Barbara Bazron Confirmation Resolution of 2019".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Dr. Barbara Bazron
Fort Washington, MD

as the Director of the Department of Behavioral Health, established by section 5113 of the Department of Behavioral Health Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 7-1141.02), in accordance with section 2(a) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(a)), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

23-179

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 9, 2019

To declare an emergency with respect to the need to require the Department of Insurance, Securities, and Banking to provide for the licensing of certain entities providing appraisal management services in the District of Columbia and to require an annual registration fee to be paid by those entities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Appraisal Management Company Regulation Emergency Declaration Resolution of 2019”.

Sec. 2. (a) The Dodd-Frank Wall Street Reform and Consumer Protection Act, approved July 21, 2010 (124 Stat. 1386; 12 U.S.C. § 5301 *et seq.*) (“Dodd-Frank Act”) required the Board of Governors of the Federal Reserve System, the Comptroller of the Currency, the Federal Deposit Insurance Corporation, the National Credit Union Administration, the Federal Housing Finance Agency, and the Bureau of Consumer Financial Protection to establish minimum requirements to be applied by a state in the registration of appraisal management companies.

(b) Section 1473(f)(2) of the Dodd-Frank Act added a new section 1124 to the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, effective July 21, 2010 (124 Stat. 2192; 12 U.S.C. § 3353(f)). Section 1124 prohibits an appraisal management company that is not subject to oversight by a federal financial institutions regulatory agency from performing services related to federally related transactions in a state in which the company is not registered beginning 36 months after the date on which regulations required by the Dodd-Frank Act are prescribed in final form. Section 1124 also permits an appraisal management company to request a 12-month extension of that 36-month deadline if a state has made substantial progress in establishing a registration and supervision system.

(c) Federal agencies issued the final rules required by the Dodd-Frank Act on June 9, 2015, entitled the Minimum Standards for Appraisal Management Companies (80 FR 32658), which became effective on August 10, 2015.

(d) The District of Columbia requested and was granted a 12-month extension to establish a registration and supervision system for appraisal management companies.

(e) If a District registration and supervision system for appraisal management companies is not in place by August 10, 2019, appraisal management companies will not be able to facilitate

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federally related transactions in the District. This could lead to higher appraisal costs for consumers, adoption of burdensome contingency plans by lenders to avoid federally related transactions, and a loss of revenue for appraisal management companies.

(f) Immediate legislative action is necessary to avoid disruption to the District's residential real estate market.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Appraisal Management Company Regulation Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

23-182

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 9, 2019

To declare the existence of an emergency with respect to the need to exempt the Council from the Procurement Practices Reform Act of 2010.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Council Procurement Authority Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need for the Council to contract for legal services in conjunction with the performance of an investigation.

(b) Unless the Council is exempted from the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*) (“Act”), the competitive procurement requirements of the Act may preclude the Council from procuring the services in a timely manner.

(c) Any Council procurements authorized in conjunction with an exemption from the Act will be conducted in close consultation with the General Counsel to the Council.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Council Procurement Authority Emergency Amendment Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

23-183

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 9, 2019

To declare the existence of an emergency with respect to the need to officially designate the new middle school in Square 3269 as Ida B. Wells Middle School, to disapprove the Master Facilities Plan submitted by the Mayor to the Council, and to amend the School Based Budgeting and Accountability Act of 1998 to no longer require that the Council vote on the 10-year Master Facilities Plan concurrently with its vote on the Mayor’s capital budget proposal.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Wells School Designation and Master Facilities Plan Disapproval Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to officially designate the new middle school in Square 3269 as the Ida B. Wells Middle School, to disapprove the Master Facilities Plan submitted by the Mayor to the Council, and to amend the School Based Budgeting and Accountability Act of 1998 with respect to the timing of approval of a master facilities plan.

(b) The permanent version of this measure, the Wells School Designation and Master Facilities Plan Disapproval Act, passed on 1st reading on July 9, 2019 (Engrossed version of Bill 23-216), will not have second reading until after the Council’s summer recess.

(c) District of Columbia Public Schools has requested that the name for the new middle school be adopted prior to the Council recess to enable it to install signage and complete the necessary steps to name the building Ida B. Wells Middle School in time for the 2019-2020 school year.

(d) The Committee of the Whole intends to disapprove the DC Public Education Master Facilities Plan 2018, submitted by the Mayor to the Council on March 15, 2019, for a number of reasons in the hopes that the plan will be revised and contain additional detail as requested by the Committee of the Whole as detailed in the committee report for the permanent legislation.

(e)(1) Current law states that a master facilities plan can only be adopted in conjunction with a fiscal year budget, one of which was recently passed by the Council. Another fiscal year budget will not come before the Council again until 2020. The law also contemplates that the Council will hold a hearing on a master facilities plan. The Committee of the Whole and

ENROLLED ORIGINAL

Committee on Education, however, held a roundtable on the Master Facilities Plan, not a hearing.

(2) Thus, under District law, the DC Public Education Master Facilities Plan 2018 cannot be approved or disapproved through a resolution of the Council, like the one submitted with the plan, but must instead be approved or disapproved by act of the Council.

(f) The emergency legislation, as well as similar permanent legislation, will amend current law to make clear that the Council may approve or disapprove a master facilities plan at any time.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Wells School Designation and Master Facilities Plan Disapproval Emergency Amendment Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: July 26, 2019
 Protest Petition Deadline: September 9, 2019
 Roll Call Hearing Date: September 23, 2019
 Protest Hearing Date: November 20, 2019

License No.: ABRA-114431
 Licensee: Amparo Fondita L.L.C.
 Trade Name: Amparo Fondita
 License Class: Retailer’s Class “C” Tavern
 Address: 1280 4th Street, N.E.
 Contact: Candace Fitch, Esq.: (202) 258-8634

WARD 5

ANC 5D

SMD 5D01

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on September 23, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **November 20, 2019 at 4:30 p.m.**

NATURE OF OPERATION

A new Retailer’s Class C Tavern with a seating capacity of 99 and Total Occupancy Load of 99. Summer Garden with 40 seats. The location is a market in which the licensee is also requesting to utilize shared culinary space.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 8am – 2am, Friday and Saturday 8am – 3am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: July 26, 2019
Protest Petition Deadline: September 9, 2019
Roll Call Hearing Date: September 23, 2019
Protest Hearing Date: November 20, 2019

License No.: ABRA-113864
Licensee: Kitchencray H, LLC
Trade Name: Kitchen Cray
License Class: Retailer's Class "C" Restaurant
Address: 1301 H Street, N.E.
Contact: Sean T. Morris, Esq.: (301) 654-6570

WARD 6

ANC 6A

SMD 6A06

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on September 23, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The Protest Hearing date is scheduled on November 20, 2019 at 1:30 p.m.

NATURE OF OPERATION

New Class "C" upscale restaurant serving southern-style cuisine with a chef-driven menu. Sidewalk Cafe Endorsement with 30 seats. Total Occupancy Load of 120 with seating for 110 patrons inside the premises.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (INSIDE PREMISES)

Sunday 10am - 9pm
Monday through Friday 4pm - 2am
Saturday 10am - 2am

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (SIDEWALK CAFE)

Sunday 10am - 9pm
Monday through Friday 4pm - 12am
Saturday 10am - 12am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****CORRECTION**

Placard Posting Date: July 12, 2019
Protest Petition Deadline: August 26, 2019
Roll Call Hearing Date: September 9, 2019
Protest Hearing Date: November 6, 2019

License No.: ABRA-114205
Licensee: Nicolas Hospitality, Inc.
Trade Name: Mama ‘San
License Class: Retailer’s Class “C” Tavern
Address: 2001 11th Street, N.W.
Contact: David Bailey Jr.: ****(202) 438-4839**

WARD 1

ANC 1B

SMD 1B02

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on September 9, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009.** Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **November 6, 2019 at 1:30 p.m.**

NATURE OF OPERATION

New C Tavern with a Seating Capacity of 200 and a Total Occupancy Load of 200. The License will include an Entertainment Endorsement, Dancing and Cover Charge.

HOURS OF OPERATION

Sunday through Thursday 8am – 3am, Friday and Saturday 8am – 4am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION

Sunday through Thursday 9am – 2am, Friday and Saturday 9am – 3am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday 10am – 3am, Friday and Saturday 10am – 4am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

Placard Posting Date: July 12, 2019
Protest Petition Deadline: August 26, 2019
Roll Call Hearing Date: September 9, 2019
Protest Hearing Date: November 6, 2019

License No.: ABRA-114205
Licensee: Nicolas Hospitality, Inc.
Trade Name: Mama ‘San
License Class: Retailer’s Class “C” Tavern
Address: 2001 11th Street, N.W.
Contact: David Bailey Jr.: *(202) 438-4838

WARD 1

ANC 1B

SMD 1B02

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on September 9, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009.** Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **November 6, 2019 at 1:30 p.m.**

NATURE OF OPERATION

New C Tavern with a Seating Capacity of 200 and a Total Occupancy Load of 200. The License will include an Entertainment Endorsement, Dancing and Cover Charge.

HOURS OF OPERATION

Sunday through Thursday 8am – 3am, Friday and Saturday 8am – 4am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION

Sunday through Thursday 9am – 2am, Friday and Saturday 9am – 3am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday 10am – 3am, Friday and Saturday 10am – 4am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: July 26, 2019
 Protest Petition Deadline: September 9, 2019
 Roll Call Hearing Date: September 23, 2019
 Protest Hearing Date: November 20, 2019

License No.: ABRA-114514
 Licensee: Mechos Dominican Kitchen of Dakota Crossing LLC
 Trade Name: Mechos Dominican Kitchen
 License Class: Retailer’s Class “C” Restaurant
 Address: 2450 Market Street, N.E.
 Contact: Stephen J. O’Brien Esq.: (202) 625-7700

WARD 5

ANC 5C

SMD 5C03

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on September 23, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **November 20, 2019 at 4:30 p.m.**

NATURE OF OPERATION

A new Retailer’s Class C Restaurant with a seating capacity of 100 and a Total Occupancy Load of 145. Summer Garden with 30 seats.

HOURS OF OPERATION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Saturday 7am – 12:30am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Saturday 8am – 12:30am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: July 26, 2019
Protest Petition Deadline: September 9, 2019
Roll Call Hearing Date: September 23, 2019
Protest Hearing Date: November 20, 2019

License No.: ABRA-114465
Licensee: Sakuramen, LLC
Trade Name: SAKURAMEN Ramen Bar
License Class: Retailer's Class "C" Restaurant
Address: 2441 18th Street, N.W.
Contact: Seung Park: (202) 656-5285

WARD 1

ANC 1C

SMD 1C07

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on September 23, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The Protest Hearing date is scheduled on November 20, 2019 at 4:30 p.m.

NATURE OF OPERATION

A new Retailer's Class C Restaurant with a seating capacity of 40 and Total Occupancy Load of 48.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION

Sunday through Saturday 11:30am – 11pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: July 26, 2019
Protest Petition Deadline: September 9, 2019
Roll Call Hearing Date: September 23, 2019
Protest Hearing Date: November 20, 2019

License No.: ABRA-111692
Licensee: S & H 7, Inc.
Trade Name: Streets Market
License Class: Retailer's Class "B" Full-Service Grocery Store
Address: 1255 22nd Street, N.W.
Contact: Sidon Yohannes: (202) 686-7600

WARD 2 ANC 2B SMD 2B06

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on September 23, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The Protest Hearing date is scheduled on November 20, 2019 at 1:30 p.m.

NATURE OF OPERATION

A market that will serve hot and cold meals, which includes salads, sandwiches, pizza, sushi, baked goods, and non-alcoholic beverages. The market is requesting a Tasting Permit.

HOURS OF OPERATION

Sunday through Saturday 7am - 11pm

HOURS OF ALCOHOLIC BEVERAGE SALES

Sunday through Saturday 8am - 11pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****CORRECTION**

Placard Posting Date: June 14, 2019
Protest Petition Deadline: July 29, 2019
Roll Call Hearing Date: August 12, 2019
Protest Hearing Date: October 9, 2019

License No.: ABRA-113525
Licensee: Hine Restaurants LLC
Trade Name: TBD
License Class: Retailer’s Class “C” Restaurant
Address: **320 7th Street, S.E.
Contact: Sidon Yohannes, Esq.: (202) 686-7600

WARD 6

ANC 6B

SMD 6B02

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on August 12, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **October 9, 2019 at 1:30 p.m.**

NATURE OF OPERATION

A new Retailer’s Class C Restaurant with a seating capacity of 230 and Total Occupancy Load of 400. Summer Garden with 150 seats.

HOURS OF OPERATION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 7am – 12am, Friday and Saturday 7am – 2am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 8am – 12am, Friday and Saturday 8am – 2am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

Placard Posting Date: June 14, 2019
Protest Petition Deadline: July 29, 2019
Roll Call Hearing Date: August 12, 2019
Protest Hearing Date: October 9, 2019

License No.: ABRA-113525
Licensee: Hine Restaurants LLC
Trade Name: TBD
License Class: Retailer’s Class “C” Restaurant
Address: **300 7th Street, S.E.
Contact: Sidon Yohannes, Esq.: (202) 686-7600

WARD 6

ANC 6B

SMD 6B02

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on August 12, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The **Protest Hearing date** is scheduled on **October 9, 2019 at 1:30 p.m.**

NATURE OF OPERATION

A new Retailer’s Class C Restaurant with a seating capacity of 230 and Total Occupancy Load of 400. Summer Garden with 150 seats.

HOURS OF OPERATION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 7am – 12am, Friday and Saturday 7am – 2am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 8am – 12am, Friday and Saturday 8am – 2am

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
WEDNESDAY, SEPTEMBER 25, 2019
441 4TH STREET, N.W.
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

TO CONSIDER THE FOLLOWING: The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

TIME: 9:30 A.M.

WARD SIX

20097 **Application of Jason and Ashley Meyer**, pursuant to 11 DCMR
ANC 6C Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201
from the lot occupancy requirements of Subtitle E § 504.1, and from
the lot occupancy requirements of Subtitle C § 202.2, to construct a
two-story rear addition to an existing, semi-detached principal dwelling
unit in the RF-3 Zone at premises 310 5th Street N.E. (Square 813, Lot
31).

WARD SIX

20100 **Application of Jacquelyn Guy and Jordan Silberman**, pursuant to
ANC 6A 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle
E § 5201 from the lot occupancy requirements of Subtitle E § 304.1,
from the rear yard requirements of Subtitle E § 306.1, and from the
nonconforming structure requirements of Subtitle C § 202.2, to
construct a one-story rear addition to an existing, attached principal
dwelling unit in the RF-1 Zone at premises 1356 North Carolina
Avenue N.E. (Square 1034, Lot 0102).

WARD SIX

20101 **Application of Susan & Brendan Hennessey**, pursuant to 11 DCMR
ANC 6A Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201
from the lot occupancy requirements of Subtitle E § 304.1, from the
rear yard requirements of Subtitle E § 306.1, and from the
nonconforming structure requirements of Subtitle C § 202.2, to
construct a two-story rear addition to an existing, attached principal
dwelling unit in the RF-1 Zone at premises 114 15th Street N.E.
(Square 1056, Lot 85).

BZA PUBLIC HEARING NOTICE
SEPTEMBER 25, 2019
PAGE NO. 2

WARD SIX

20102 **Application of Kelly Guhr**, pursuant to 11 DCMR Subtitle X, Chapter
ANC 6B 9, for a special exception under Subtitle E § 5201, from lot occupancy
 requirements of Subtitle E § 304.1, and pursuant to Subtitle X, Chapter
 10, for an area variance from the alley centerline setback requirements
 of Subtitle E § 5004.1, to permit a one-story existing accessory
 structure at the rear of an existing, attached principal dwelling unit in
 the RF-1 Zone at premises 1429 D Street S.E. (Square 1062, Lot 105).

WARD ONE

20112 **Appeal of ANC 1A**, pursuant to 11 DCMR Subtitle Y § 302, from the
ANC 1A decision made on May 7, 2019 by the Zoning Administrator,
 Department of Consumer and Regulatory Affairs, to issue Building
 Permit B1903000, permitting an addition and converting a three-unit
 apartment house to 8-units in the RA-2 Zone at premises 1435 Girard
 Street N.W. (Square 2668, Lot 52).

PLEASE NOTE:

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11. Pursuant to Subtitle Y, Chapter 2 of the Regulations, the Board will impose time limits on the testimony of all individuals. Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board.

BZA PUBLIC HEARING NOTICE
SEPTEMBER 25, 2019
PAGE NO. 3

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person’s interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. **Persons seeking party status shall file with the Board, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application Form.*** This form may be obtained from the Office of Zoning at the address stated below or downloaded from the Office of Zoning’s website at: www.dcoz.dc.gov. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

**Note that party status is not permitted in Foreign Missions cases.*

Do you need assistance to participate?

Amharic

ለሚገባዎት ዕርዳታ ያስፈልግዎታል?

የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጓሚ) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese

您需要有人帮助参加活动吗?

如果您需要特殊便利设施或语言协助服务（翻译或口译），请在见面之前提前五天与 Zee Hill 联系，电话号码 (202) 727-0312，电子邮件 Zelalem.Hill@dc.gov。这些是免费提供的服务。

French

Avez-vous besoin d’assistance pour pouvoir participer ? Si vous avez besoin d’aménagements spéciaux ou d’une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

Korean

참여하시는데 도움이 필요하세요?

특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312로 전화 하시거나 Zelalem.Hill@dc.gov 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

Spanish

¿Necesita ayuda para participar?

Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

BZA PUBLIC HEARING NOTICE

SEPTEMBER 25, 2019

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Vietnamese

Quý vị có cần trợ giúp gì để tham gia không?

Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**FREDERICK L. HILL, CHAIRPERSON
LESYLLEÉ M. WHITE, MEMBER
LORNA L. JOHN, MEMBER
CARLTON HART, VICE-CHAIRPERSON,
NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
CLIFFORD W. MOY, SECRETARY TO THE BZA
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING**

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

NOTICE OF FINAL RULEMAKING

The Board of Directors (Board) of the District of Columbia Water and Sewer Authority (DC Water), pursuant to the authority set forth in Sections 203(3) and (11) and 216 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111, §§ 203(3), (11) and 216; D.C. Official Code §§ 34-2202.03(3) and (11) and § 34-2202.16 (2012 Repl.)); Section 6(a) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(a) (2016 Repl.)); and in accordance with Chapter 40 (Retail Ratemaking) of Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR), hereby gives notice of the adoption of amendments to Chapter 41 (Retail Water and Sewer Rates and Charges) of Title 21 DCMR.

At its regularly scheduled meeting on July 11, 2019, the Board adopted Resolution #19-45 to amend the Retail Rate for Sewer Services, Clean Rivers Impervious Area Charge, and IAC Incentive Discount and associated revisions for Fiscal Year 2020.

Pursuant to Board Resolution #19-21, dated April 4, 2019, DC Water's Notice of Proposed Rulemaking was published in the *District of Columbia Register* (*D.C. Register* or DCR) at 66 DCR 5440 on April 26, 2019. Further, a Notice of Public Hearing was published in the *D.C. Register* on May 17, 2019 at 66 DCR 6185 for a public hearing on June 12, 2019. DC Water also received public comments during eight town hall meetings, one in each ward, between May 23, 2019 and June 10, 2019. On June 25, 2019, the DC Retail Water and Sewer Rates Committee met to consider the comments offered during the public comment period, public hearing and town hall meetings, and recommendations from the DC Water General Manager.

On July 11, 2019, the Board, through Resolution #19-45, after consideration of all the comments received, the report from the DC Retail Water and Sewer Rates Committee, and recommendations from DC Water's General Manager, voted to adopt the amendments to the DCMR to amend the Retail Rate for Sewer Services, Clean Rivers Impervious Area Charge, and IAC Incentive Discount and associated revisions. No changes were made to the proposed regulations.

These rules were adopted as final on July 11, 2019 by resolution, and will become effective on October 1, 2019 after publication of this notice in the *D.C. Register*.

Chapter 41, RETAIL WATER AND SEWER RATES AND CHARGES, of Title 21 DCMR, WATER AND SANITATION, is amended as follows:

Section 4101, RATES AND CHARGES FOR SEWER SERVICE, is amended as follows:

Paragraph 4101.1(a) is amended to read as follows:

4101.1

...

- (a) The retail rates for sanitary sewer service for each one hundred cubic feet (1 Ccf) of water use shall be:

Customer	Effective October 1, 2019	
	Per Ccf of water use	Per 1,000 Gals. of water use
Residential	\$8.89	\$11.89
Multi-Family	\$8.89	\$11.89
Non-Residential	\$8.89	\$11.89

Subsection 4101.3 is amended to read as follows:

- 4101.3 The annual Clean Rivers Impervious Area Charge (CRIAC) per Equivalent Residential Unit (ERU) shall be:

Customer	Effective October 1, 2019	
	Annual CRIAC per ERU	Monthly CRIAC per ERU
Residential	\$251.28	\$20.94
Multi-Family	\$251.28	\$20.94
Non-Residential	\$251.28	\$20.94

Section 4106, DISTRICT OF COLUMBIA CLEAN RIVERS IMPERVIOUS SURFACE AREA CHARGE INCENTIVE DISCOUNT PROGRAM: ELIGIBILITY, is amended as follows:

Subsection 4106.9 is amended to read as follows:

- 4106.9 The IAC Incentive Discount shall expire on the first of:
- (a) The expiration of DOEE’s approved stormwater fee discount period provided in Chapter 5 of this title;
 - (b) DOEE’s revocation of the stormwater fee discount; or
 - (c) The sale or transfer of the property to a new owner.

Section 4107, DISTRICT OF COLUMBIA CLEAN RIVERS IMPERVIOUS SURFACE AREA CHARGE INCENTIVE DISCOUNT PROGRAM: DISCOUNT CALCULATION, is amended as follows:

Subsection 4107.1 is amended to read as follows:

- 4107.1 The IAC Incentive Discount shall not exceed the maximum allowable IAC Incentive Discount percentage, which shall be twenty percent (20%) of the otherwise chargeable Clean Rivers Impervious Area Charge.

Section 4199, DEFINITIONS, is amended as follows:

Subsection 4199.1, shall amend the definition for the acronym “DDOE” as follows:

DDOE or DOEE - the Department of Energy and Environment.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the District of Columbia Department of Health (“Department”), pursuant to and in accordance with Section 1093(a) of the Workplace Wellness Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-541.02(a) (2016 Repl.)) (“Act”) and Mayor’s Order 2016-178, dated November 10, 2016, hereby gives notice her intent to add a new Chapter 110 (Nutrition Standards for District Agencies) to Title 22 (Health), Subtitle B (Public Health and Medicine), of the District of Columbia Municipal Regulations (“DCMR”).

The Act established a requirement that the District government adopt policies and regulations to establish minimum health and nutrition standards for food and beverage items sold through automated vending operations located in District government facilities or purchased for use by District agencies at meetings and events organized or sponsored by District agencies held at District government facilities. The proposed rules would establish these requirements. As mandated by the Act, these regulations shall apply both to subordinate and independent District agencies. These regulations shall not apply to District of Columbia boards and commissions, Advisory Neighborhood Commissions, the Council of the District of Columbia, or the District of Columbia Courts. These regulations shall also not apply to food served by the Departments of Corrections and Behavioral Health to persons residing at their institutions or in their direct custody, or served to children in schools.

The Director hereby gives notice of her intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the publication of this notice in the *D.C. Register*.

Title 22-B DCMR, PUBLIC HEALTH AND MEDICINE, is amended by adding a new Chapter 110 to read as follows:

CHAPTER 110 NUTRITION STANDARDS FOR DISTRICT AGENCIES

- 11000 AUTOMATED VENDING OPERATIONS NUTRITION STANDARDS**
- 11001 STANDARDS FOR FOOD AND BEVERAGES PROVIDED AT MEETINGS AND EVENTS**
- 11002 PHYSICAL ACTIVITY BREAKS**
- 11099 DEFINITIONS**

11000 AUTOMATED VENDING OPERATIONS NUTRITION STANDARDS

11000.1 Each Automated Vending Operation operator authorized to install an Automated Vending Operation in a District of Columbia Facility shall provide a sign in close proximity to each installed Automated Vending Operation that discloses nutritional information for all items or potential items for sale that complies with the standards for nutritional labeling set forth at 21 Code of Federal

Regulations Part 101. Alternatively, the sign can provide a web link that provides the same information for each item.

11000.2 Each Automated Vending Operation operator authorized to install an Automated Vending Operation in a District of Columbia Facility shall provide DC Health-approved signage in close proximity to each installed Automated Vending Operation that educates and assists consumers in the selection of Healthy Food Items and Healthy Beverage Items.

11000.3 Healthy Food Items and Healthy Beverage Items shall be displayed in a way that they are distinguishable from non-healthy food and beverage items and shall be stocked in a manner that provides line of sight priority for Healthy Food Items and Healthy Beverage Items.

11000.4 At least fifty percent (50%) of all food and beverage items shall meet the following standards:

- (a) Have less than 0.5 milligrams of trans fats per serving;
- (b) Have less than 200 milligrams sodium per serving; and
- (c) For refrigerated or non-refrigerated entrée-type vended food items, contain less than 480 milligrams sodium per serving.

11000.5 The Automated Vending Operation operator should ensure that at least fifty percent (50%) of all packaged food and beverage choices are Healthy Food Items or Healthy Beverage Items as guided by the General Services Administration document “Health and Sustainability Guidelines for Federal Concessions and Vending Operations”.

11000.6 The standards in this section shall not apply to District of Columbia boards and commissions, Advisory Neighborhood Commissions, the Council of the District of Columbia, or the District of Columbia Courts.

11001 STANDARDS FOR FOOD AND BEVERAGES PROVIDED AT MEETINGS AND EVENTS

11001.1 All food and beverage items purchased for meetings and events held at a District of Columbia Facility must be labeled with calories per serving as sold (or calories per measure provided for salad bar-type service). The organizer of the meeting or event should ensure that at least fifty percent (50%) of all food and beverage choices are Healthy Food Items or Healthy Beverage Items as guided by the General Services Administration document “Health and Sustainability Guidelines for Federal Concessions and Vending Operations.” Calorie labeling must be displayed on each item or on signs adjacent to each food and beverage item.

- 11001.2 Fruits, other than fresh unprocessed fruits, must be packaged in one-hundred percent (100%) water or unsweetened juice, with no added sugars.
- 11001.3 Vegetables, other than raw unprocessed fresh vegetables or salad-type vegetables, shall be steamed, baked, or grilled, utilizing little or no added fats or oils and must contain no more than 230 milligrams sodium, as served.
- 11001.4 The following protein food items shall meet the following standards:
- (a) Fresh meat or seafood protein foods shall be lean and shall be steamed, baked, or grilled utilizing little or no added fats or oils;
 - (b) Vegetarian entrée offerings shall be low fat and contain less than 480 milligrams sodium per serving; and
 - (c) Canned or frozen tuna, seafood, and salmon must contain less than 290 milligrams sodium per serving and canned meat less than 480 milligrams sodium per serving.
- 11001.5 Cereals and Grains shall meet the following standard:
- (a) When grains are offered (*e.g.*, rice, bread, pasta), then a one-hundred percent (100%) whole grain option must be offered for that item as the standard choice. When there are more than two cereal grain options, at least one must contain no less than three (3) grams of dietary fiber;
 - (b) All cereal grains offered (*e.g.*, rice, bread, pasta), must contain no more than 230 milligrams sodium per serving; and
 - (c) At least fifty percent (50%) of breakfast cereals offered must contain at least three (3) grams of dietary fiber and no more than ten (10) grams of total sugars per serving.
- 11001.6 Dairy (yogurt/cheese/fluid milk) shall meet the following standards:
- (a) Only two percent (2%), one percent (1%), and fat-free fluid milk shall be offered;
 - (b) Only low fat (two percent (2%) or less) or fat-free cottage cheese items shall be offered;
 - (c) Only two percent (2%), one percent (1%) or fat-free yogurt with no added sugars or yogurts labeled as reduced or less sugar according to United States Food and Drug Administration labeling standards shall be offered; and

(d) Processed cheeses must contain no more than 230 mg sodium per serving.

11001.7 Beverages offerings shall meet the following standards:

(a) At least fifty percent (50%) of available beverage choices (other than 100% juice and unsweetened milk) must contain no more than 40 kcal/serving;

(b) Juices must be one-hundred percent (100%) juice with no added sugars;

(c) Vegetable juices must contain no more than 230 milligrams sodium per serving; and

(d) Drinking water must be offered at no charge at all meetings and events.

11001.8 A prominently displayed statement regarding the availability of additional nutritional information available upon request must be placed where the food is served.

11001.9 Vegetable oils, shortenings, or margarines used for frying, pan-frying (sautéing), grilling, baking, or as a spread (or for deep frying cake batter and yeast dough) shall not be used unless the label or other documentation for the oil indicates zero (0) grams trans fat per serving. Oils and fats used in food preparation and as spreads must also be low (1 gram or less) in saturated fats.

11001.10 All individual food items must contain no more than 480 milligrams sodium per serving, unless otherwise designated.

11001.11 All meals must contain no more than 900 milligrams sodium.

11001.12 Deep-fried food options should be limited to no more than one choice per day.

11001.13 These standards in this section shall not apply to District of Columbia boards and commissions, Advisory Neighborhood Commissions, the Council of the District of Columbia, or the District of Columbia Courts, or to food served by the Departments of Corrections and Behavioral Health to persons residing at their institutions or in their direct custody, or served to children in schools.

11002 PHYSICAL ACTIVITY BREAKS

11002.1 In order to promote physical activity, physical activity breaks may be offered during meetings. Halfway through meetings lasting more than one (1) hour, meeting leaders can choose to hold a five (5)- to ten (10)-minute physical activity break, featuring dancing, stretching, walking, etc. Additionally, periodic physical activity breaks may be included in the agendas for all day events.

11099 DEFINITIONS

11099.1 When used in this section, the following terms shall have the meanings ascribed:

Added Sugars - Sugars that are either added during the processing of foods, or are packaged as such, and include sugars (free, mono- and disaccharides), sugars from syrups and honey, and sugars from concentrated fruit or vegetable juices that are in excess of what would be expected from the same volume of one hundred percent (100%) fruit or vegetable juice of the same type.

Automated Vending Operation - A fully automated self-service vending operation offered for public use that displays pre-packaged food and/or beverages that may be purchased upon completion of an automated payment method. The operation may include one or more automated vending machines that dispense servings of food or beverages in bulk or in packages, or prepared by the machine, without the necessity of replenishing the device between each vended operation.

Baked - A food preparation method in which food is cooked in an oven, utilizing dry heat.

Cheese - A food consisting of the coagulated, compressed, and usually ripened curd of milk separated from the whey.

Cholesterol - A necessary nutrient from animal-based foods that is carried in the bloodstream.

Deep Fried - A food preparation method in which food is cooked by submerging it in hot oil.

Dietary Fiber - A type of carbohydrate that cannot be digested by the body's digestive enzymes.

District of Columbia Facility – A building or any part thereof that is owned, leased or otherwise controlled by the District of Columbia or any subordinate or independent District agency.

Entrée-type Vended Food Item – A vended main course or meal up to 350 calories per package or item.

Grams - A metric unit of mass equivalent to one thousandth of a kilogram.

Grill - A food preparation method in which food is cooked on a rack directly over a heat source.

GSA Guidelines – United States General Services Administration Health and Sustainability Guidelines for Federal Concessions and Vending

Operations, available at <https://www.gsa.gov/real-estate/facilities-management/tenant-services/concessions-and-cafeterias-healthy-food-in-the-federal-workplace>.

Healthy Beverage Item – In addition to bottled water, a beverage that contains fewer than forty (40) calories per serving or one of the following: (1) fat-free or 1% low fat dairy milk; (2) calcium or vitamin D fortified soy milk with less than 200 calories per container; or (3) a container with twelve (12) ounces or less of (i) 100% fruit juice; (ii) vegetable juice that contains less than 230 milligrams of sodium per serving; or (iii) fruit juice combined with water with no added sugars and no more than 200 milligrams of sodium.

Healthy Food Item - An item that contains: (1) no more than 200 calories per package; (2) less than thirty-five percent (35%) of total calories from fat, except for foods containing one hundred percent (100%) nuts or seeds with no added fats; (3) less than ten percent (10%) of calories from saturated fat; and (4) no more than thirty-five percent (35%) of calories from total sugars, except for 1%, 2%, or non-fat dairy products, non-dairy milk products, fruits, and vegetables.

Juice - The liquid obtained from or present in fruit or vegetables.

Lean - A term used to describe an individual food as packaged when it contains less than ten (10) grams of fat, four point five (4.5) grams or less of saturated fat, and less than 95 milligrams of cholesterol per reference amount and per 100 grams.

Low Fat – A serving that contains no more than three (3) grams of fat.

Margarine - A butter-like product made of refined vegetable oils, sometimes blended with animal fats, and emulsified, usually with water or milk.

Meal - The combination of foods eaten at regular occasions, such as breakfast, lunch, dinner, or supper; a meal usually includes two or more food items.

Milligram - A metric unit of mass equivalent to one thousandth of a gram.

Nutrition Facts Label - A statement placed on packaged food items listing nutrients by serving size.

Packaged - Bottled, canned, securely bagged, or securely wrapped, whether packaged in a food establishment or a food processing plant.

Partially Hydrogenated Vegetable Oils - Oils that contain trans fatty acids, or trans fats, through a chemical process where liquid vegetable oil is turned into solid fat.

Processed cheese - A food product made from cheese (and sometimes other, unfermented, dairy by-product ingredients), plus emulsifiers, saturated vegetable oils, extra salt, food colorings, whey or sugar. Also known as prepared cheese, cheese product, plastic cheese, or cheese singles.

Protein - A nutrient found in foods such as meat, dairy products, nuts, and certain grains and beans, used to build and maintain bones, muscles, and skin.

Saturated Fat - A fat that is saturated with hydrogen molecules and mainly found in animal sources such as meat and dairy. It is typically solid at room temperature.

Sauté - A food preparation method in which food is cooked quickly in a small amount of oil or liquid over direct heat.

Serving – A standardized amount of a food, such as a cup or an ounce, used in providing information about a food within a food group, such as in dietary guidance. Serving size on the Nutrition Facts label is determined based on the Reference Amounts Customarily Consumed (RACC) for foods that have similar dietary usage, product characteristics, and customarily consumed amounts for consumers to make “like product” comparisons. Recommended servings for different foods and beverages are found in the U.S. Department of Health and Human Services and U.S. Department of Agriculture. 2015–2020 Dietary Guidelines for Americans. 8th Edition. December 2015. Available at:
<http://health.gov/dietaryguidelines/2015/guidelines>.

Shortening - A fat made that is solid at room temperature. Butter, lard and vegetable oils which have been hydrogenated to create a solid are examples of shortening.

Spread - A food that is spread onto products such as bread and crackers to enhance the flavor or texture of food.

Total Calories - A measure of the amount of energy in a serving of food.

Total Calories from Fat - The number of total calories in a food that come from fat.

Total Sugar - The total number of grams of sugars in a serving.

Trans Fat - A type of fat that is created through a chemical process in which hydrogen is added to vegetable oil, converting it from a liquid into solid fat at room temperature. Trans fat has no nutritional value.

Vegetarian - food that does not include meat and animal tissue products but may contain eggs and dairy products such as milk and cheese.

Copies of the proposed rulemaking can be obtained at www.dcregs.dc.gov or by contacting Phillip Husband, General Counsel of the District of Columbia Department of Health, 899 North Capitol Street, N.E., 6th Floor, Washington, D.C. 20002. All persons desiring to file comments on the proposed rulemaking action should submit written comments via e-mail to Angli.Black@dc.gov or by mail to the District of Columbia Department of Health, Attn: Phillip Husband, General Counsel, 899 North Capital Street, NE, 6th Floor, Washington, DC 20002 no later than thirty (30) days after the publication of this notice in the *D.C Register*.

DISTRICT OF COLUMBIA PUBLIC SCHOOLS

NOTICE OF PROPOSED RULEMAKING

The Chancellor of the District of Columbia Public Schools (DCPS), pursuant to Section 103 of the District of Columbia Public Education Reform Amendment Act of 2007 (Act), effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-172(c) (2012 Repl. & 2018 Supp.), and Mayor’s Order 2007-186, dated August 10, 2007, hereby gives notice of the intent to repeal Section 2306 (Field Trips and Student Travel) of Chapter 23 (Curriculum and Testing) of Subtitle E (Original Title 5) of Title 5 (Education) of the District of Columbia Municipal Regulations (DCMR), and establish a new Section 2306 (Field Trips and Student Travel) of Chapter 23 (Curriculum and Testing), in Title 5 (Education), Subtitle B (District Of Columbia Public Schools) DCMR.

The purpose of the proposed rulemaking is to codify and implement regulations governing DCPS student travel expenditures for trips that are related to the students’ curriculum or for the purpose of rewarding student curricular or extra-curricular achievement, pursuant to D.C. Official Code § 38-2955 (2018 Supp.))

The Chancellor of the District of Columbia Public Schools also hereby gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the publication of this notice in the *D.C. Register* and after approval by the Council of the District of Columbia, as specified in Section 105(c)(5) of the Act (D.C. Official Code § 38-172(c)(2) (2012 Repl. & 2018 Supp.)).

Chapter 23, CURRICULUM AND TESTING, of Title 5- E DCMR, ORIGINAL TITLE 5, is amended as follows:

Section 2306, FIELD TRIPS AND STUDENT TRAVEL, is repealed in its entirety.

Title 5-B DCMR, DISTRICT OF COLUMBIA PUBLIC SCHOOLS, is amended by creating a new Chapter 23, CURRICULUM AND TESTING, as follows:

CHAPTER 23 CURRICULUM AND TESTING

2306 FIELD TRIPS AND STUDENT TRAVEL

2306 FIELD TRIPS AND STUDENT TRAVEL

2306.1 The general Policy for field trips is as follows:

- (a) Field trips and student travel shall serve as a means for enhancing learning and expanding the range of educational and cultural opportunities available to DCPS students; and

- (b) Those planning and implementing field trips and student travel must ensure that these experiences:
 - (1) Serve legitimate educational purposes;
 - (2) Are conducted in a manner consistent with sound educational practices;
 - (3) Ensure the safety and well-being of participating students at all times; and
 - (4) Are evaluated periodically to determine their effectiveness in fulfilling their specified purposes.

2306.2 Field trips designed to educate or modify behavior through intimidation of students are prohibited.

2306.3 Field trips and student travel using appropriated funds must meet the following requirements:

- (a) The field trip or student travel must be a DCPS sponsored activity in accordance with applicable Chancellor's directives and policies related to field trips and student travel;
- (b) The trip sponsor shall ensure all student travel is approved prior to departure in accordance with applicable Chancellor's directives and policies related to field trips and student travel;
- (c) All travel expenditures are funded using appropriated funds as designated by the Office of the Chief Financial Officer;
- (d) The travel must be related to the students' curriculum, or for the purpose of rewarding student curricular or extra-curricular achievement, pursuant to D.C. Official Code § 38-2955(b);
- (e) When submitting a request for student travel, the trip sponsor and principal must certify in writing that the trip is either related to the students' curriculum, or is for the purpose of rewarding student curricular or extra-curricular achievement. A trip sponsor is any DCPS staff member who is responsible for planning and coordinating a field trip; and
- (f) Procurement of student travel using appropriated funds shall be conducted in accordance with applicable procurement regulations, including but not limited to the Procurement Practices Reform Act of 2010, effective April

8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-312.01) and its implementing regulations.

2306.4 The requirements explained in § 2306.3 do not apply to expenditures using funding sources other than appropriated funds, including, but not limited to, donated funds or other deposits into a Student Activity Fund.

Comments on this rulemaking should be submitted, in writing, to Eboni J. Govan, DCPS, 1200 First Street, N.E., 10th Floor, Washington, DC 20002 or at dcpsregs@dc.gov no later than thirty (30) days after the date of publication of this notice in the *D.C. Register*. Additional copies of this rule are available from the above address and the DCPS website at www.dcps.dc.gov.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF FOURTH EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02 (2016 Repl. & 2018 Supp.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2018 Repl.)), hereby gives notice of the adoption, on an emergency basis, of a new Section 910, entitled “Medicaid-Reimbursable Telemedicine Services,” of Chapter 9 (Medicaid Program) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

Telemedicine services are designed to improve access to healthcare services, improve patient compliance with treatment plans, improve health outcomes through timely disease detection and treatment options; and increase capacity and choice for treatment in the District of Columbia’s Medicaid program. These rules establish standards for governing eligibility for Medicaid beneficiaries receiving health services via telemedicine under the Medicaid fee-for-service program and establish conditions of participation and reimbursement policies for providers who deliver healthcare services to Medicaid beneficiaries via telemedicine.

In accordance with the Telehealth Reimbursement Act of 2013, effective October 17, 2013 (D.C. Law 20-26; D.C. Official Code § 31-3861 (2018 Supp.)), Medicaid will cover and reimburse healthcare services appropriately delivered through telemedicine if the same services would be covered when delivered in person. These rules establish: (1) eligibility criteria for the receipt of telemedicine services; and (2) conditions of participation for providers who deliver telemedicine services as part of the District of Columbia’s Medicaid program.

Emergency action is necessary for the immediate preservation of the health, safety, and welfare of beneficiaries who face barriers to accessing Medicaid services. Beneficiaries may be unable to access traditional in-person Medicaid services because they face unique health challenges that make traveling to receive healthcare services difficult, or because a specialty provider is not located in their community or healthcare services area. Telemedicine provides a new service delivery pathway to enable these beneficiaries to receive ongoing Medicaid services via telecommunications. These services will be essential to ensure that beneficiaries will have continued access to health care. Therefore, to ensure that the beneficiary’s health, safety and welfare are not threatened by the lapse in access to ongoing healthcare services provided by qualified providers, it is necessary that these rules be published on an emergency basis.

A Notice of Emergency and Proposed Rulemaking was published in the *D.C. Register* on July 8, 2016 at 63 DCR 009435. Four (4) sets of comments were received from the District of Columbia Department of Behavioral Health, American Speech-Language Hearing Association, Children’s Law Center, and Unity Health Care. DHCF made substantive changes to the rulemaking in response. After a Notice of Second Emergency and Proposed Rulemaking was published in the *D.C. Register* on May 5, 2017 at 64 DCR 004249, one (1) set of comments was received from

the District of Columbia Hospital Association (DCHA). DHCF made changes in response to DCHA comments and amended the rulemaking to comply with Telemedicine regulations published by the District of Columbia Department of Health at Chapter 46 of Title 17 DCMR. A Notice of Third Emergency and Proposed Rulemaking was published on February 23, 2018, at 65 DCR 001957 in the *D.C. Register*, one (1) set of comments was received from the District of Columbia Behavioral Health Association (DCBHA). DHCF has reviewed the comments received from DCBHA and is proposing substantive changes to the rulemaking as summarized below.

Originating and Distant Site Providers: Free Standing Mental Health Clinics (FSMHCs)

DCBHA requests clarification that Free Standing Mental Health Clinics (FSMHCs) are eligible both as originating site providers and distance site providers. In the prior rulemaking, clinics are identified in Subsections 910.7(d) and 910.8(d) as a provider type eligible to operate as an originating site provider and a distant site provider. FSMHCs are not explicitly identified as an eligible originating site provider or an eligible a distant site provider in the prior rulemaking. However, FSMHCs provide services set forth under the District of Columbia Medicaid State Plan (State Plan) “Clinic” benefit. Therefore, FSMHCs are eligible to serve as an originating site provider and distant site provider for the provision of health care services via telemedicine. DHCF is not proposing amendments to Subsections 910.7(d) and 910.8(d) at this time.

Originating and Distant Site Providers: Providers Certified by the Department of Behavioral Health

DCBHA requested that DHCF include behavioral health providers certified by the Department of Behavioral Health (DBH), other than Core Service Agencies (CSAs), as eligible originating and distant site providers. DBH certifies an array of behavioral health providers that provide behavioral health services covered under the State Plan. In the prior rulemaking, only CSAs are identified as eligible originating and distant site providers in Subsections 910.7(i) and 910.8(i). DHCF agrees that Mental Health Rehabilitation Service (MHRS) providers, Adult Substance Abuse Rehabilitation Service (ASARS) providers, and Adolescent Substance Abuse Treatment Expansion Program (ASTEP) providers certified by DBH should be included as eligible originating and distant site providers. For these reasons, DHCF is proposing amendments to Subsections 910.7 and 910.8 to include MHRS, ASARS, and ASTEP providers as eligible originating and distant site providers.

This Fourth Emergency and Proposed rulemaking was adopted on July 17, 2019 and shall become effective upon publication in the *D.C. Register*. The emergency rules will remain in effect for one hundred and twenty (120) days or until, November 14, 2019, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*.

The Director of DHCF also gives notice of the intent to take final rulemaking action to adopt these rules in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Chapter 9, MEDICAID PROGRAM, of Title 29 DCMR, PUBLIC WELFARE, is amended as follows:

A new Section 910, MEDICAID-REIMBURSABLE TELEMEDICINE SERVICES, is added to read as follows:

910 MEDICAID-REIMBURSABLE TELEMEDICINE SERVICES

910.1 The purpose of this section is to establish the Department of Health Care Finance (DHCF) standards governing eligibility for Medicaid beneficiaries receiving healthcare services via telemedicine under the Medicaid fee-for-service program, and to establish conditions of participation for providers who deliver healthcare services to Medicaid beneficiaries via telemedicine.

910.2 Telemedicine is a service delivery model that delivers healthcare services as set forth in Subsections 910.10 and 910.11 through a two-way, real time interactive video-audio communication for the purpose of evaluation, diagnosis, consultation, or treatment.

910.3 The originating site shall be the place where an eligible Medicaid beneficiary is located at the time the healthcare services furnished for payment via a telecommunications system occurs.

910.4 The distant site shall be the place where the eligible Medicaid provider, who furnishes and receives payment for the covered service(s) via a telecommunication system, is located.

910.5 To be eligible for Medicaid reimbursement of telemedicine services under these rules, a Medicaid beneficiary shall meet the following criteria:

- (a) Be enrolled in the District of Columbia Medicaid program pursuant to Chapter 95 of Title 29 of the District of Columbia Municipal Regulations;
- (b) Be physically present at the originating site at the time the telemedicine service is rendered; and
- (c) Provide written consent to receive telemedicine services in lieu of in-person healthcare services, consistent with all applicable District laws.

910.6 A telemedicine provider shall meet the following program requirements:

- (a) Be enrolled as a Medicaid Provider and comply with all the requirements set forth under Chapter 94 (Medicaid Provider and Supplier Screening, Enrollment, and Termination) of Title 29 DCMR including having a completed, signed, Medicaid Provider Agreement;

- (b) Comply with all technical, programmatic and reporting requirements as set forth in this section;
- (c) Be licensed in accordance with Subsection 910.9; and
- (d) Comply with any applicable consent requirements under District laws, including but not limited to Section 3026 of Title 5-E of the District of Columbia Municipal Regulations if providing telemedicine services at a District of Columbia Public School (DCPS) or District of Columbia Public Charter School (DCPCS).

910.7 An originating site provider shall consist of the following provider types:

- (a) Hospital;
- (b) Nursing Facility;
- (c) Federally Qualified Health Center (FQHC);
- (d) Clinic;
- (e) Physician Group/Office;
- (f) Nurse Practitioner Group/Office;
- (g) DCPS;
- (h) DCPCS; and
- (i) Mental Health Rehabilitation Service (MHRS) provider, Adult Substance Abuse Rehabilitation Service (ASARS) provider, and Adolescent Substance Abuse Treatment Expansion Program (ASTEP) provider certified by the Department of Behavioral Health (DBH) and eligible to provide behavioral health services set forth under the District of Columbia Medicaid State Plan (State Plan).

910.8 A distant site provider shall consist of the following provider types:

- (a) Hospital;
- (b) Nursing Facility;
- (c) FQHC;
- (d) Clinic;

- (e) Physician Group/office;
- (f) Nurse Practitioner Group/Office;
- (g) DCPS;
- (h) DCPCS; and
- (i) MHRS provider, ASARS provider, and ASTEP provider certified by DBH and eligible to provide behavioral health services set forth under the State Plan.

910.9 When the provider and patient receiving healthcare services are located in the District of Columbia, all individual practitioners shall be licensed in accordance with the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201 *et seq.* (2016 Repl. & 2018 Supp.)). For healthcare services rendered outside of the District, the provider of the services shall meet any licensure requirements of the jurisdiction in which the patient is physically located.

910.10 Medicaid reimbursement of healthcare services rendered at the originating site shall include only those healthcare services which are covered under the State Plan and implementing regulations.

910.11 Medicaid reimbursement of healthcare services rendered at the distant site shall include only the following healthcare services:

- (a) Evaluation and management;
- (b) Consultation of an evaluation and management of a specific healthcare problem requested by an originating site provider;
- (c) Behavioral healthcare services including, but not limited to, psychiatric evaluation and treatment, psychotherapies, and counseling; and
- (d) Speech therapy.

910.12 To be eligible for Medicaid reimbursement, a telemedicine provider shall utilize the reimbursement codes designated for telemedicine available at www.dhcf.dc.gov.

910.13 A telemedicine provider shall comply with the following technology requirements:

- (a) Use a camera that has the ability to, either manually or by remote control, provide multiple views of a patient and has the capability of altering the camera's resolution, and focus as needed during the consultation;

- (b) Use audio equipment that ensures clear communication and includes echo cancellation;
- (c) Ensure internet bandwidth speeds sufficient to provide quality video to meet or exceed fifteen (15) frames per second;
- (d) Use a display monitor size sufficient to support diagnostic needs used in the telemedicine services; and
- (e) Use video and audio transmission equipment with less than a three hundred (300) millisecond delay.

910.14 Effective January 1, 2017, DHCF shall send a Telemedicine Program Evaluation survey to providers, no more than every three (3) months, via email or regular US mail. A provider shall have thirty (30) calendar days to respond to the survey via email or regular US mail.

910.15 A telemedicine provider shall develop a confidentiality compliance plan in accordance with Health Insurance, Portability, and Accountability Act of 1996, approved August 21, 1996 (Pub. L. No. 104-191, 110 Stat. 1936) (HIPAA) administrative simplification guidance from the Department of Health and Human Services, Office of Civil Rights, available at: <http://www.hhs.gov/sites/default/files/hipaa-simplification-201303.pdf> to incorporate appropriate administrative, physical, and technical safeguards around data encryption (both for data in transit and at rest) and to protect the privacy of telemedicine participants and ensure compliance with the HIPAA and the Health Information Technology for Economic and Clinical Health (HITECH) Act of 2009, approved February 17, 2009 (Pub. L. No. 111-5, §§ 13001-424, 123 Stat. 226).

910.16 When clinically indicated, an originating site provider or its designee shall be in attendance during the patient's medical encounter with the distant site professional. An originating site provider shall not be required to be in attendance when the beneficiary prefers to be unaccompanied because the beneficiary feels the subject is sensitive. Sensitive topics may include counselling related to abuse, or other psychiatric matters. An originating site provider shall note their attendance status in the patient's medical record.

910.17 When DCPS or DCPCS is the originating site provider, a primary support professional shall be in attendance during the patient's medical encounter, consistent with Subsection 910.16.

910.18 A primary support professional is an individual designated by the school to provide supervisory services for school-based healthcare services. A primary support professional includes a paraprofessional, classroom teacher, resource

room staff, library media specialist, and any other certified or classified school staff member.

- 910.19 Each telemedicine provider shall maintain complete and accurate beneficiary records of services provided (not to include videos) for each beneficiary that document the specific healthcare services provided to each beneficiary for a period of ten (10) years or until all audits are completed, whichever is longer.
- 910.20 All beneficiary, personnel and telemedicine program administrative and fiscal records shall be maintained so that they are accessible and readily retrievable, upon request, for inspection and review or audit by DHCF, the federal Centers for Medicare and Medicaid Services, and other authorized government officials or their agents.
- 910.21 A provider shall not be reimbursed by Medicaid for healthcare services delivered via telemedicine when:
- (a) A provider is only assisting the beneficiary with technology and not delivering a healthcare service; or
 - (b) The healthcare service is incomplete.
- 910.22 Reimbursement shall be prohibited for an incomplete healthcare service when the service is not fully rendered due to technical interruptions or other service interruptions resulting in the partial delivery of care.
- 910.23 Telemedicine providers shall be subject to the standard billing practices that are in place for the healthcare services provided in accordance with the relevant regulations, policies, or transmittals issued by the DHCF.
- 910.24 Where a FQHC provides any of the allowable healthcare services described within this Section at the originating or distant site, the FQHC shall be reimbursed at the applicable rate, prospective payment system (PPS), alternative payment methodology (APM), or fee-for-service rate, consistent with Chapter 45 (Medicaid Reimbursement for Federally Qualified Health Centers) of Title 29 DCMR and Subsection 910.27.
- 910.25 If an FQHC is both the originating and distant site provider, and both sites deliver the same healthcare service as outlined in Subsection 910.24, only the distant site will be eligible for reimbursement.
- 910.26 In accordance with the DCPS/DCPCS Medicaid payment methodology, when DCPS or DCPCS provides any of the allowable healthcare services at the originating or distant site, the provider shall only be reimbursed for distant site healthcare services that are Medicaid eligible and are to be delivered in a licensed education agency.

910.27 In accordance with the Mental Health Rehabilitation Services Medicaid payment regulations under Chapter 54 of Title 29 DCMR, and consistent with Chapter 34 of Title 22-A DCMR, when an originating site and a distant site are CSAs, and the same provider identification number is used for a serviced delivered via telemedicine, only the distant site provider shall be eligible for reimbursement of the allowable healthcare services described within this section.

910.28 Telemedicine providers shall not be reimbursed for a telemedicine transaction fee and/or facility fee.

910.29 Telemedicine providers shall not be reimbursed for store and forward and remote patient monitoring.

910.99 **DEFINITIONS**

When used in this section, the following terms and phrases shall have the meanings ascribed below:

Bandwidth - A measure of the amount of data that can be transmitted at one time through a communication conduit

Core Service Agency - A Department of Behavioral Health (DBH) certified community-based mental health provider that has entered into a Human Care Agreement with DBH to provide specified mental health rehabilitation services.

Data Encryption - The conversion of electronic data into another form which cannot be easily understood by anyone except authorized parties.

Designee - A person designated by the provider based on the person’s clinical or administrative qualification to facilitate the delivery of health services by way of telemedicine at the originating site.

Echo Cancellation - A process which removes unwanted echoes from the signal on an audio and video telecommunications system.

Facility Fee - An add-on payment to a provider for the use of their facility for telemedicine.

Fee-For-Service Program - A healthcare payment system that provides Medicaid reimbursement to providers in accordance with a fee schedule, rather than through a Managed Care Organization.

Incomplete Service - A healthcare service that is not fully rendered for reasons to include any technical interruptions or other service interruptions that result in the partial delivery of care.

Medical Encounter - A healthcare service delivered through a two-way, real time, interactive video-audio communication system.

Remote Patient Monitoring - A digital technology that collects medical and/or health data from individuals in one location and electronically transmits that information securely to health care providers in a different location for assessment and recommendations.

Store and Forward - A technology that allows for the electronic transmission of medical information, such as digital images, documents, and pre-recorded videos through secure email transmission.

Supervisory Services – The oversight of services delivered via telemedicine by a primary support professional at the originating site.

Transaction Fee - An add-on payment to a provider for delivering a healthcare service via telemedicine.

Comments on these rules should be submitted in writing to Melisa Byrd, Senior Deputy/ State Medicaid Director, Department of Health Care Finance, Government of the District of Columbia, 441 4th Street, N.W., Suite 900, Washington, D.C. 20001, via telephone on (202) 442-8742, via email at DHCFPubliccomments@dc.gov, within thirty (30) days of the date of publication of this notice in the *D.C. Register*. Additional copies of these rules are available from the above address.

GOVERNMENT OF THE DISTRICT OF COLUMBIA**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2019-066

July 17, 2019

SUBJECT: Designation of Special Event Area for Open Streets DC**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as the Mayor of the District of Columbia by section 422(11) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 792, Pub. L. 93-198, D.C. Official Code § 1-204.22(11) (2016 Repl.), and pursuant to 19 DCMR § 1301.8, it is hereby **ORDERED** that:

1. This Order applies to certain special event activities associated with Open Streets DC. Open Streets is a program that temporarily closes streets to motor-vehicle traffic and opens them to people for healthy activities suitable for all ages and abilities. Open Streets help inspire people to think differently about their streets by encouraging physical activity, creating recreational opportunities, and fostering community building and education.
2. On Saturday, October 5, 2019, between the hours of 6:00 a.m. and 5:00 p.m., the following areas shall be designated as a Special Event Area to accommodate Open Streets DC activities:
 - a. Georgia Avenue NW between Barry Place NW and Missouri Avenue NW shall be closed to vehicular traffic.
 - b. The following streets intersecting with Georgia Avenue NW shall be closed to vehicular traffic within one block from the intersection both east and west of Georgia Avenue NW:
 - i. Howard Place NW;
 - ii. Euclid Street NW;
 - iii. Fairmont Street NW;
 - iv. Girard Street NW;
 - v. Gresham Place NW;
 - vi. Harvard Street NW;
 - vii. Hobart Place NW;
 - viii. Columbia Road NW;
 - ix. Irving Street NW;
 - x. Kenyon Street NW;
 - xi. Keefer Place NW;
 - xii. Lamont Street NW;


- xiii. Morton Street NW;
- xiv. Park Road NW;
- xv. Newton Place NW;
- xvi. Otis Place NW;
- xvii. Princeton Place NW;
- xviii. Quebec Place NW;
- xix. New Hampshire Avenue NW;
- xx. Rock Creek Church Road NW;
- xxi. Quincy Street NW;
- xxii. Randolph Street NW;
- xxiii. Shepherd Street NW;
- xxiv. Taylor Street NW;
- xxv. Upshur Street NW;
- xxvi. Kansas Avenue NW;
- xxvii. Iowa Avenue/Varnum Street NW;
- xxviii. Webster Street NW;
- xxix. Allison Street NW;
- xxx. Buchanan Street NW;
- xxxi. Crittenden Street NW;
- xxxii. Decatur Street NW;
- xxxiii. Delafield Place NW;
- xxxiv. Emerson Street NW;
- xxxv. Farragut Street NW;
- xxxvi. Arkansas Avenue NW;
- xxxvii. Gallatin Street NW;
- xxxviii. Hamilton Street NW;
- xxxix. Ingraham Street NW;
- xl. Jefferson Street NW;
- xli. Kennedy Street NW;
- xlii. Illinois Avenue NW;
- xliii. Longfellow Street NW; and
- xliv. Madison Street NW.

3. The Government of the District of Columbia – Executive Office of the Mayor is authorized to operate this Special Event Area, and to conduct necessary and appropriate activities in aid of the Special Event Area for the inaugural Open Streets DC event.
4. This Order is an authorization for the closure of the designated streets only and the operating entities shall secure and maintain all other licenses and permits applicable to the activities associated with the operation of the event on the designated streets. All building, health, life safety, and use of public space requirements shall remain applicable to the Special Event Areas designated by this Order.

5. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL BOWSER
MAYOR

ATTEST: 

KIMBERLY A. BASSETT
SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2019-067
July 23, 2019

SUBJECT: Confirmation of Delegation - Authority to Review and Determine Administrative Petitions of Appeals Filed Under the Freedom of Information Act

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as the Mayor of the District of Columbia by section 422(6) and (11) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(6) and (11) (2016 Repl.), and pursuant to section 2 of the District of Columbia Freedom of Information Act of 1976, effective March 25, 1977, D.C. Law 1-96, D.C. Official Code § 2-537 (2016 Repl.) (“Act”), and 1 DCMR § 412, it is hereby **ORDERED** that:

1. This Order confirms the authority of the Mayor’s Office of Legal Counsel (“**MOLC**”), which has been delegated the authority vested in the Mayor to review and determine administrative petitions or appeals (hereinafter “appeals”) filed pursuant to the Act since January 2, 2015.
2. This Order further confirms that any appeal pursuant to the Act mailed to the Mayor’s Correspondence Unit in accordance with 1 DCMR § 412 has been and shall continue to be forwarded to MOLC.
3. This Order supersedes all previous Mayor’s Orders to the extent of any inconsistency.
4. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to January 2, 2015.



MURIEL BOWSER
MAYOR

ATTEST: 
KIMBERLY A. BASSETT
SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

BRIDGES PUBLIC CHARTER SCHOOL**NOTICE: FOR PROPOSALS FOR RELATED SERVICES**

Bridges Public Charter School in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995 solicits proposals for **Special Education Services** SY 19-20.

- Speech Therapy Services
- Occupational Services
- Physical Therapy
- Educational Evaluations
- Psychological Evaluations
- Bilingual Speech Language Therapy and Assessments

Proposals should be submitted in PDF format and for any further information regarding this notice to bids@bridgespcs.org no later than **4:00 pm Monday, August 5, 2019**.

CARLOS ROSARIO INTERNATIONAL PUBLIC CHARTER SCHOOL**REQUEST FOR BIDS****Food and Kitchen Supplies**

The Carlos Rosario School is soliciting bids for food and kitchen supplies for its two campuses. For more information, please contact Mariano Ramos at mramos@carlosrosario.org. Bids are due by 4:00 pm on Friday, August 2, 2019.

CARLOS ROSARIO INTERNATIONAL PUBLIC CHARTER SCHOOL**REQUEST FOR QUOTES****Furniture**

The Carlos Rosario School is looking for quotes to furnish its reception area and boardroom at 1100 Harvard street, NW Washington, DC 20009. For more information, please contact Gwen Ellis at gellis@carlosrosario.org. Quotes are due by 4:00 pm on Friday, August 2, 2019.

CARLOS ROSARIO INTERNATIONAL PUBLIC CHARTER SCHOOL**REQUEST FOR QUOTES****Parking**

The Carlos Rosario School is looking to rent up to 55 parking spaces from August 15, 2019 - June 15, 2020 within one mile of our Sonia Gutierrez Campus located at 514 V street, NE Washington, DC 20002. For more information, please contact Gwen Ellis at gellis@carlosrosario.org. Quotes are due by 4:00 pm on August 2, 2019.

OFFICE OF THE DEPUTY MAYOR FOR EDUCATION
NOTICE OF PUBLIC MEETING
COMMISSION ON OUT OF SCHOOL TIME GRANTS AND YOUTH
OUTCOMES

Commission on Out of School Time Grants and Youth Outcomes (OST Commission) Public Meeting
Washington, DC – The OST Commission will hold a public meeting on Thursday, August 8, 2019 from 6:30 pm to 8:00 pm at One Judiciary Square, 441 4th Street NW, Room 1107 South. The OST Commission will hear updates from the Office of Out of School Time Grants and Youth Outcomes (OST Office) and present the OST Strategic Plan for a Public Vote. Finally, the Commission will hear updates from the OST Commission’s standing committees.

Individuals and representatives of organizations who wish to comment at a public meeting are asked to notify the OST Office in advance by phone at (202) 481-3932 or by email at learn24@dc.gov. Individuals should furnish their names, addresses, telephone numbers, and organizational affiliation, if any, and if available, submit one electronic copy of their testimony by the close of business on Tuesday, August 6th at 5:00 pm.

Below is the draft agenda for the meeting.

- I. Call to Order
- II. Public Comment
- III. Announcement of a Quorum
- IV. Approval of the Agenda
- V. Approval of Minutes
- VI. Updates: Office of Out of School Time Grants and Youth Outcomes
- VII. Public Vote on Strategic Plan
- VIII. Needs Assessment Committee Update
- IX. Adjournment

The OST Office and the OST Commission support the equitable distribution of high-quality, out-of-school-time programs to District of Columbia youth through coordination among government agencies, grant-making, data collection and evaluation, and the provision of technical assistance to service providers. The OST Commission’s purpose is to develop a District-wide strategy for equitable access to out-of-school-time programs and to facilitate interagency planning and coordination for out-of-school time programs and funding.

Date: August 8, 2019
Time: 6:30 p.m. – 8:00 p.m.
Location: One Judiciary Square
Room 1107 South
441 4th Street, NW
Washington, DC 20001
Contact: Debra Eichenbaum
Grants Management Specialist
Office of Out of School Time Grants and Youth Outcomes
Office of the Deputy Mayor for Education
(202) 478-5913
Debra.eichenbaum@dc.gov

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FUNDING AVAILABILITY

FISCAL YEAR 2020

DC EARLY LITERACY INTERVENTION GRANT

Request for Application (RFA) Release Date: Friday, August 16, 2019 (12:00 noon EST)

The Office of the State Superintendent of Education (OSSE) is soliciting grant applications for the District of Columbia Early Literacy Intervention Grant, as defined in the “Early Literacy Grant Program Amendment Act of 2015,” effective October 22, 2015 (D.C. Law 21-36; D.C. Code 38-2602(b)(24)), as amended. The purpose of this grant is to implement research-based early literacy interventions to increase proficiency of District students in the early grades. The overall goal of the Early Literacy Intervention Grant is to provide resources that will enable the grantee to partner with local education agencies (“LEAs”) in which they would provide direct, developmentally appropriate, research-based reading programs.

Eligibility and Selection Criteria: OSSE will make these grants available through a competitive process. An eligible entity must be a nonprofit community based organization that provides early literacy services. Applicants must be able to provide a full continuum of early literacy intervention services, through professionally coached interventionists, for all grades pre-K through 3rd grade consisting of developmentally appropriate components for each grade. Eligible applicants must also use a comprehensive evidence-based intervention model and must provide a rationale for the intervention based on data that demonstrates need. This funding is intended to build capacity and may not be used to supplant existing services. In addition, eligible applicants will be expected to demonstrate prior effectiveness through a rigorous program evaluation and will be expected to include an evaluation plan as a component of its application. Finally, eligible applicants must be able to provide direct services each day that school is in session and collect data on student progress monthly.

Local Educational Agencies (LEA) are not eligible for this funding, however eligible applicants must secure partnerships with the LEAs with which they intend to work and will be required to verify these partnerships.

Applications will be scored on the following selection criteria: Program Features, Program Implementation and Monitoring, and Financial Management and Sustainability.

Length of Award: The grant award period is two years, subject to continued availability of funding and compliance with the grant requirements. Applicants must re-apply for the second year of funding.

Available Funding for Award: The range of funding available for this award period is between \$1,600,000 and \$2,100,000 per grant year, subject to continued availability of funding. Each

applicant may apply for up to \$1,600,000, per year. Grants shall only be used to support activities authorized by the RFA, relevant statutes, and included in the applicant's submission.

Application Process: An external review panel or panels will be convened to review, score, and rank each application. The review panel(s) will be composed of neutral, qualified, professional individuals selected for their expertise, knowledge or related experiences. The application will be scored against a rubric and each application will have multiple reviewers to ensure accurate scoring. Upon completion of its review, the panel(s) shall make recommendations for awards based on the scoring rubric(s). OSSE's Division of Teaching and Learning will make all final award decisions. Applications must be submitted no later than September 30, 2019 at 3pm. OSSE anticipates that it will award grants by October 11, 2019; however, this date may change. There will be a mandatory pre-application webinar Thursday, August 23, 2019 10 – 11a.m.

For additional information regarding this grant competition, please contact:

La' Shawndra Scroggins, PhD
Deputy Assistant Superintendent
Division of Teaching and Learning
Office of the State Superintendent of Education
1050 First Street NE, 5th Floor
Washington, DC 20002
(202) 741-0264
La'Shawndra.Scroggins@dc.gov

The RFA and applications will be available in OSSE's Enterprise Grants Management System (EGMS) at www.grants.osse.dc.gov. The RFA will also be posted to the Office of Partnerships and Grant Services' website at <https://opgs.dc.gov/page/opgs-district-grants-clearinghouse>.

DEPARTMENT OF ENERGY AND ENVIRONMENT**NOTICE OF FILING OF A REQUEST FOR A
VOLUNTARY CLEANUP CERTIFICATE OF COMPLETION**

**1300 4th Street, NE
Case No. VCP2016-043**

Pursuant to § 601(b) of the Brownfield Revitalization Amendment Act of 2000, D.C. Law 13-312, D.C. Official Code §§ 8-631 *et seq.*, as amended April 8, 2011, D.C. Law 18-369 (herein referred to as the “Act”), the Voluntary Cleanup Program (VCP) in the Department of Energy and Environment (DOEE), Land Remediation and Development Branch (LRDB), is informing the public that it has received a Site Completion Report and a request for a Certificate of Completion to support a Voluntary Cleanup Program (VCP) project at real property addressed as 1300 4th Street, NE, consisting of Square 3587 and Lots 129 and 97. The applicant is the GG Union LP, 3571 Victoria Park Avenue, Toronto, ON M1W3Z4.

The application identified the presence of dry cleaning solvents and petroleum hydrocarbon diesel range organics in soil and groundwater. The applicant intends to re-develop the property into a multi-story mixed use building. A Cleanup Action Plan (CAP) for this site was approved by the Program on November 9, 2017. Based on the cleanup oversight and review of the Site Completion Report, the Voluntary Cleanup Program may issue a Certificate of Completion.

Pursuant to § 601(b) of the Act, this notice will also be mailed to the Advisory Neighborhood Commission (ANC-5D) for the area in which the property is located. The Site Completion Report is available for public review at the following location:

Voluntary Cleanup Program
Department of Energy and Environment (DOEE)
1200 First Street, NE, Fifth Floor
Washington, DC 20002

Interested parties may also request a copy of the Site Completion Report and related documents for a charge to cover the cost of copying by contacting the Voluntary Cleanup Program at the above address or calling (202) 535-2600 or by e-mailing kokeb.tarekegn@dc.gov.

Written comments on the proposed issuance of a Certificate of Completion must be received by the VCP at the address listed above within twenty one (21) days from the date of this publication. DOEE is required to consider all public comments it receives before acting on request for a Certificate of Completion.

Please refer to Case No. VCP2016--043 in any correspondence related to this notice.

DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF FILING OF A REQUEST FOR A
VOLUNTARY CLEANUP CERTIFICATE OF COMPLETION

2009 8th Street, NW
Case No. VCP2017-052

Pursuant to § 601(b) of the Brownfield Revitalization Amendment Act of 2000, D.C. Law 13-312, D.C. Official Code §§ 8-631 *et seq.*, as amended April 8, 2011, D.C. Law 18-369 (herein referred to as the “Act”), the Voluntary Cleanup Program (VCP) in the Department of Energy and Environment (DOEE), Land Remediation and Development Branch (LRDB), is informing the public that it has received a Site Completion Report and a request for a Certificate of Completion to support a Voluntary Cleanup Program (VCP) project at real property addressed as 2009 8th Street, NW, consisting of Square 2877 and Lots 1037, 0898, 0900, 0903. The applicant is 2009 8th Street, Apartment LLC, 1420 Spring Hill Road, Suite 420, McLean, Virginia 22102.

The application identified the presence of petroleum hydrocarbons and metals in soil and groundwater. The applicant intends to re-develop the property into a multi-story mixed use building with one level underground parking garage. A Cleanup Action Plan (CAP) for this site was approved by the Program on August 13, 2018. Based on the cleanup oversight and review of the Site Completion Report, the Voluntary Cleanup Program may issue a Certificate of Completion.

Pursuant to § 601(b) of the Act, this notice will also be mailed to the Advisory Neighborhood Commission (ANC-1B) for the area in which the property is located. The Site Completion Report is available for public review at the following location:

Voluntary Cleanup Program
Department of Energy and Environment (DOEE)
1200 First Street, NE, Fifth Floor
Washington, DC 20002

Interested parties may also request a copy of the Site Completion Report and related documents for a charge to cover the cost of copying by contacting the Voluntary Cleanup Program at the above address or calling (202) 535-2600 or by e-mailing kokeb.tarekegn@dc.gov.

Written comments on the proposed issuance of a Certificate of Completion must be received by the VCP at the address listed above within twenty one (21) days from the date of this publication. DOEE is required to consider all public comments it receives before acting on request for a Certificate of Completion.

Please refer to Case No. VCP2017--052 in any correspondence related to this notice.

DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF FILING OF A
VOLUNTARY CLEANUP ACTION PLAN10 Q Street NW
Case No. VCP2017-048

Pursuant to § 636.01(a) of the Brownfield Revitalization Amendment Act of 2000, D.C. Law 13-312, D.C. Official Code §§ 8-631 *et seq.*, as amended April 8, 2011, D.C. Law 18-369 (herein referred to as the “Act”), the Voluntary Cleanup Program (VCP) in the Department of Energy and Environment (DOEE), Land Remediation and Development Branch (LRDB), is informing the public that it has received a Voluntary Cleanup Action Plan (VCAP) requesting to perform a remediation action at real property addressed as 10 Q Street NW, consisting of Square 615 and Lots 825, 806, 148-152. The applicant is the DC Department of Housing and Community Development, 1800 Martin Luther King Jr. Avenue, SE, Washington, DC 20020. The application identifies petroleum products and chlorinated organic solvents in soil and groundwater. The applicant intends to perform remediation action at the subject property prior to redevelopment.

Pursuant to § 636.01(b) of the Act, this notice will also be mailed to the Advisory Neighborhood Commission (ANC-5E05) for the area in which the property is located. The Cleanup Action Plan is available for public review at the following location:

Voluntary Cleanup Program
Department of Energy and Environment (DOEE)
1200 First Street, NE, Fifth Floor
Washington, DC 20002

Interested parties may also request a copy of the Cleanup Action Plan and related documents for a charge to cover the cost of copying by contacting the Voluntary Cleanup Program at the above address or calling (202) 535-2600 or by e-mailing kokeb.tarekegn@dc.gov.

Written comments on the proposed CAP approval must be received by the VCP at the address listed above within twenty one (21) days from the date of this publication. DOEE is required to consider all relevant public comments it receives before acting on the application, the cleanup action plan, or a certificate of completion.

Please refer to Case No. VCP2017--048 in any correspondence related to this notice.

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE****AIR QUALITY TITLE V OPERATING PERMIT AND
GENERAL PERMIT FOR
MARRIOTT WARDMAN PARK HOTEL**

Notice is hereby given that Wardman Hotel Owner LLC has applied for a renewal of its Title V air quality permit pursuant to the requirements of Title 20 of the District of Columbia Municipal Regulations, Chapters 2 and 3 (20 DCMR Chapters 2 and 3) to continue to operate three 29.29 MMBTU/hr dual fuel (natural gas and No. 2 fuel oil) boilers, two emergency generators, one diesel fire pump, a carpentry shop paint booth, and several miscellaneous/insignificant activities at the Marriott Wardman Park Hotel, located at 2660 Woodley Road NW, Washington DC 20008. The contact person for the facility is Stan Hupert, Director of Engineering, at 202-328-5669.

The following is an estimate of overall potential emissions from the facility:

FACILITY-WIDE EMISSIONS SUMMARY [TONS PER YEAR]	
Pollutants	Potential Emissions
Sulfur Dioxide (SO ₂)	0.99
Oxides of Nitrogen (NO _x)	71.02
Total Particulate Matter (PM Total)	10.70
Volatile Organic Compounds (VOCs)	16.39
Carbon Monoxide (CO)	33.68

With the potential to emit approximately 71 tons per year of nitrogen oxides, the facility has the potential to emit greater than the District's major source threshold of 25 tons per year of oxides of nitrogen (NO_x). Therefore, the facility is classified as a major source of air pollution and is subject to 20 DCMR Chapter 3.

The Department of Energy and Environment (DOEE) has reviewed the permit application and related documents and has made a preliminary determination that the applicant meets all applicable air quality requirements promulgated by the U.S. Environmental Protection Agency (EPA) and the District. Therefore, draft permit No. 025-R3 has been prepared.

The application, the draft permit and associated Fact Sheet and Statement of Basis, and all other materials submitted by the applicant [except those entitled to confidential treatment under 20 DCMR 301.1(c)] considered in making this preliminary determination are available for public review during normal business hours at the offices of the Department of Energy and Environment, 1200 First Street NE, 5th Floor, Washington DC 20002. Copies of the draft permit and related fact sheet are available at <http://doee.dc.gov/service/public-notices-hearings>.

A public hearing on this permitting action will not be held unless DOEE has received a request for such a hearing within 30 days of the publication of this notice. Interested parties may also submit written comments on the permitting action.

Comments on the draft permit and any request for a public hearing should be addressed to:

Stephen S. Ours
Chief, Permitting Branch
Air Quality Division
Department of Energy and Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
stephen.ours@dc.gov

No comments or hearing requests submitted after August 26, 2019 will be accepted.

For more information, please contact Olivia Achuko at (202) 535-2997
or olivia.achuko@dc.gov.

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE**

Notice is hereby given that, pursuant to 20 DCMR § 210, the Air Quality Division (AQD) of the Department of Energy and Environment (DOEE), located at 1200 First Street NE, 5th Floor, Washington DC, intends to issue air quality permit No. 6658-R1 to American Tower Asset Sub II, LLC, to operate one existing 80 kWe emergency generator set powered by a 131 hp diesel-fired engine at the property located 3710 Benning Road NE, Washington DC 20019. The contact person for facility is Charmayne Eriaco, Hazmat Compliance Manager, at (781) 428-7222.

The permit application and supporting documentation, along with the draft permit are available for public inspection at AQD and copies may be made available between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

Interested persons may submit written comments or may request a public hearing on this subject within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments on the proposed permit and any request for a public hearing should be addressed to:

Stephen S. Ours, P.E.
Chief, Permitting Branch
Air Quality Division
Department of Energy and Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
Stephen.Ours@dc.gov

No comments or hearing requests submitted after August 26, 2019 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

DEPARTMENT OF HEALTH

STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

NOTICE OF INFORMATION HEARING

Pursuant to D.C. Official Code § 44-406(b) (4), the District of Columbia State Health Planning and Development Agency ("SHPDA") will hold an information hearing on the proposed affiliation between Children's National Medical Center and the HSC Foundation d/b/a HSC Health Care System - Certificate of Need Registration No. 19-5-10. The hearing will be held on Wednesday, July 31, 2019, at 10:00 a.m., at 899 North Capitol Street, N.E., 5th Floor, Health Emergency Coordination Center (HECC), Washington, D.C. 20002.

The hearing shall include a presentation by the Applicant, describing its plans and addressing the certifications required pursuant to D.C. Official Code § 44-406(b) (1). The hearing includes an opportunity for affected persons to testify. Persons who wish to testify should contact the SHPDA at (202) 442-5875 before 4:45 p.m. on Tuesday, July 30, 2019. Each member of the public who wishes to testify will be allowed a maximum of five (5) minutes. Written statements may be submitted to:

The State Health Planning and Development Agency
899 North Capitol Street, N.E.
Sixth Floor
Washington, D.C. 20002

Written statements must be received before the record closes at 4:45 p.m. on Wednesday, August 7, 2019. Persons who would like to review the Certificate of Need application or who have questions relative to the hearing may contact the SHPDA on (202) 442-5875.

**IDEA INTEGRATED DESIGN AND ELECTRONIC ACADEMY PUBLIC
CHARTER SCHOOL**

NOTICE: FOR PROPOSALS FOR MULTIPLE SERVICES

IDEA Integrated Design and Electronic Academy PCS solicits proposals for the following services:

- Professional Development
- Special Education Coordination and Consulting Services
- Human Resource Consulting
- Computer Gaming Services

Full RFP available by request. Proposals shall be emailed as PDF documents no later than 5:00 PM on 8/6/2019. Contact: bids@ideapcs.org

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
OFFICE OF THE DEPUTY MAYOR FOR PLANNING AND ECONOMIC
DEVELOPMENT**

NOTICE OF FUNDING AVAILABILITY (NOFA)

FY2019 Great Streets Makerspace Marketplace Grant (Pilot)

- Grant Identification No.:** **DMPED – GSMGSG - 050619**
- Background Information:** The Office of the Deputy Mayor for Planning and Economic Development (DMPED) invites the submission of applications for the Great Streets Makerspace Marketplace Grant. Funding for this program is authorized from the Innovation Space and Marketplace Report published in 2017.
- Purpose of Grant Program:** The purpose of the Great Streets Makerspace Marketplace Grant is to provide funding to qualified operators of new or existing Makerspace's that combines access to production equipment and retail space to start and grow their impact and capacity
- Length of Award:** **Date of grant execution through August 31, 2020.**
- Anticipated Number of Awards:** DMPED will award individual grants of up to a maximum of \$250,000.00 each per qualified business. Grant funds will be utilized to assist grantees with improving their place of business or for the purchase and installation of heavy equipment that will be used onsite at the business location in order to manufacture, produce, and retail their products. Total funding availability for this grant program is \$1,000,000.00.

Eligibility Criteria

Eligible applicants include the following:

- Eligible businesses may be for-profit entities (including, but not limited to, sole proprietorships, partnerships, limited liability companies, and corporations), a non-profit section 501©(3)
- Eligible businesses must provide proof of ownership or intent to occupy a physical location to house both required making (Makerspace) and retailing

(Marketplace) components for a minimum of 2 years from the date of application

- **Eligible businesses must demonstrate an existing or committed funding source for the proposed project that amounts to a minimum of 30% of the requested funding from DMPED**

Availability of RFA:

The grant application will be released on August 2, 2019. The RFA will be posted on DMPED's website (www.dmped.dc.gov),

Grant Information Sessions:

DMPED will host at least one informational session. Once confirmed, details about the informational session(s) will be posted on DMPED's website.

Contact Name:

LaToyia Hampton, Grants Manager
dmpedgrants@dc.gov
202.724.8111

Deadline for Electronic Submission: Applicants must submit a completed online application to DMPED via the Giftsonline system by **12PM EST, Friday, August 23, 2019.**

DMPED reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA, or to rescind the NOFA or RFA.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF FINAL TARIFFGAS TARIFF 00-2, IN THE MATTER OF WASHINGTON GAS LIGHT COMPANY'S RIGHTS-OF-WAY SURCHARGE GENERAL REGULATIONS TARIFF, P.S.C.-D.C. No. 3

1. The Public Service Commission of the District of Columbia (Commission) hereby gives notice, pursuant to D.C. Code § 34-802 and in accordance with D.C. Code § 2-505,¹ of its final action taken in the above-captioned proceeding.²

2. On May 22, 2019, pursuant to D.C. Code § 10-1141.06,³ WGL filed a Surcharge Update to revise the Rights-of-Way (ROW) Fee Surcharge.⁴ The ROW Surcharge contains two components, the ROW Current Factor and the ROW Reconciliation Factor. In this Surcharge Update, WGL seeks to revise the ROW Reconciliation Factor. WGL sets forth the process to be used to recover from its customers the D.C. ROW fees paid by WGL to the District of Columbia government in accordance with the following tariff page:

GENERAL SERVICES TARIFF, P.S.C.-D.C. No. 3**Section 22****3rd Revised Page 56**

3. WGL's Surcharge Update indicates the ROW Current Factor is 0.0326 with the ROW Reconciliation Factor of 0.0013 for the period of June 2019 through May 2020, which yields a Net Factor of 0.0313.⁵ In addition, WGL expresses its intent to collect the ROW fee surcharge beginning with the June 2019 billing cycle.⁶

¹ D.C. Code §§ 2-505 (2016 Repl.) and 34-802 (2012 Repl.).

² *GT00-2, In the Matter of Washington Gas Light Company's Rights-of-Way Surcharge General Regulations Tariff, P.S.C.-D.C. No. 3, (GT00-2) Rights-of-Way Fee Surcharge Filing of Washington Gas Light Company (Surcharge Update), filed May 22, 2019.*

³ D.C. Code § 10-1141.06 (2001 Ed.) states that "[e]ach public utility company regulated by the Public Service Commission shall recover from its utility customers all lease payments which it pays to the District of Columbia pursuant to this title through a surcharge mechanism applied to each unit of sale and the surcharge amount shall be separately stated on each customer's monthly billing statement."

⁴ *GT00-2, Surcharge Update at 1.*

⁵ *GT00-2, Surcharge Update at 1.*

⁶ *GT00-2, Surcharge Update at 1.*

4. A Notice of Proposed Tariff (NOPT) regarding this ROW Surcharge Update was published in the *D.C. Register* on June 14, 2019.⁷ In the NOPT, the Commission stated that WGL has a statutory right to implement its filed surcharges, but if the Commission were to discover any inaccuracies in the calculation of the proposed surcharge, WGL would be subject to reconciliation of the surcharges. No comments were filed in response to the NOPT. Based on the Commission's review of the tariff filing, the Commission finds that WGL's calculations for the ROW Current Factor, the ROW Reconciliation Factor, and the ROW Surcharge Update comply with the General Services Tariff, P.S.C. No. 3, Section 22, 3rd Revised Page No. 56 and with D.C. Code § 10-1141.06.

5. The Commission at its regularly scheduled Open Meeting held on July 17, 2019, took final action approving WGL's ROW Surcharge Update tariff filing. WGL's ROW Surcharge Update tariff shall become effective upon publication of this Notice of Final Tariff in the *D.C. Register*.

⁷ 66 *D.C. Reg.* 007305-007306 (June 14, 2019).

ROOTS PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS**

Roots PCS needs a Provider for DAILY (M-F) JANITORIAL services from Sept. 2019 to June 2020 with a possible extension of (4) ten months renewals. Send proposals to Principal, RPCS, 15 Kennedy St. NW, Wash., DC 20011. For further information, contact: Principal, (202) 882-8073 or email bthompson@rootspcs.org. **Deadline to submit proposal is 1pm Wed. Aug. 7, 2019.** Winning contract to be notified on Fri. Aug 9, 2019.

**SHINING STARS MONTESSORI ACADEMY PUBLIC CHARTER SCHOOL
NOTICE: FOR PROPOSALS FOR CONTRACTOR SERVICES**

Shining Stars Montessori Academy Public Charter School solicits proposals for the following services:

- Contractor Services

Full RFP available by request. Proposals shall be emailed as PDF documents no later than 5:00 PM on 8/6/2019. Contact: procurement@shiningstarspcs.org

THE GOODWILL EXCEL CENTER, PUBLIC CHARTER SCHOOL
REQUEST FOR PROPOSALS

Psychological and Behavioral Support Services for Students

The Goodwill Excel Center, Public Charter School (GEC) is seeking bids to provide psychological and counseling services for its adult public charter high school in Washington D.C. Specifications are contained in the Scope of Work section of the Request for Proposals, available at <https://www.dcgoodwill.org/excel-center/open-rfps/>. The deadline to respond to the RFP is August 9, 2019 at 5pm. Contact – Josh Wallish, General Counsel, 2200 South Dakota Ave NE, Washington, DC 20018, (202) 719-1235, josh.wallish@dcgoodwill.org.

WASHINGTON LATIN PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS**

Issued: July 26, 2019

The Washington Latin Public Charter School solicits expressions of interest in the form of proposals with references from qualified vendors for Bus service – daily round trip bus service from up to five DC locations to the school.

Questions and proposals may be e-mailed to gizurieta@latinpcs.org with the type of service in the subject line. Deadline for submissions is **COB August 7, 2019**. No phone calls please.

E-mail is the preferred method for responding but you can also mail (must arrive by deadline) proposals and supporting documents to the following address:

Washington Latin Public Charter School
Attn: Finance Office
5200 2nd Street NW
Washington, DC 20011

WASHINGTON YU YING PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Field Trip Bus Services**

Washington Yu Ying PCS is seeking competitive bids for bus services for periodic student field trips. These field trips will be scheduled during the academic school year and summer school sessions. Typically, the student field trips will start and end on Yu Ying's campus at 220 Taylor St. NE, Washington, DC.

Bids must be able to provide proof of insurance coverage. Bids must also include evidence of experience in field, qualifications, and estimated fees.

Deadline for submissions is noon, August 7, 2019. Please e-mail proposals and supporting documents to RFP@washingtoneying.org. Please specify "RFP for Field Trip Bus Services" in the subject line.

WASHINGTON YU YING PUBLIC CHARTER SCHOOL**REQUESTS FOR PROPOSALS****Immigration Legal Services**

Washington Yu Ying PCS invites all interested parties to submit proposals to provide immigration legal and processing services for Yu Ying employees. Services would include, for example, processing visa petitions, tracking and reporting on the status of employees, and managing immigration issues and questions.

Deadline for submissions is noon, August 7, 2019. Please e-mail proposals and supporting documents to RFP@washingtoneyu.org. Please specify “RFP for Immigration Legal Services” in the subject line.

WASHINGTON YU YING PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Related Services Provider - Visually Impaired Students

RFP for Related Services Provider - Visually Impaired Students: Washington Yu Ying PCS is looking for competitive bids from reputable organizations that can provide assistance to students who are visually impaired. Organization would provide a Teacher of the Visually Impaired (TVI), Braille, and/or Braille instructor or Orientation and Mobility (O&M) instructor for assessment and services. Teacher would participate in eligibility and IEP meetings, provide written input on annual IEPs as well as complete IEP progress reports throughout the year, provide written reports and input findings into SEDS upon completion, provide direct instruction, provide staff training, and collaborate with all staff as needed.

These services are to be offered at Washington Yu Ying PCS during school hours to students who require specialized services. Bids must include evidence of experience in field, qualifications, and estimated fees.

Deadline for submissions is noon, August 7, 2019. Please e-mail proposals and supporting documents to RFP@washingtoneying.org. Please specify “RFP for Visually Impaired Students” in the subject line.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Appeal No. 19627 of ANC 7F, pursuant to 11 DCMR Subtitle Y § 302, from a decision made October 2, 2015, by the Zoning Administrator, Department of Consumer and Regulatory Affairs, to issue Building Permit No. B1501924 to construct a 71-unit apartment house in the RA-3 district at premises 4000 Benning Road, N.E. (Square 5081, Lot 52).^{1, 2}

HEARING DATES: December 13, 2017 and January 10, 2018
DECISION DATE: January 10, 2018

ORDER DISMISSING APPEAL

This appeal was submitted on September 7, 2017, by David Belt on behalf of Advisory Neighborhood Commission (“ANC”) 7F (collectively, the “Appellants”) to challenge a decision made October 2, 2015, by the Zoning Administrator (“ZA”), at the Department of Consumer and Regulatory Affairs (“DCRA”), to issue a building permit to authorize construction of a 71-unit apartment house in the RA-3 district at 4000 Benning Road, N.E. (Square 5081, Lot 52) (the “Property”). Following a public hearing, the Board of Zoning Adjustment (the “Board”) voted to dismiss the appeal as untimely.

PRELIMINARY MATTERS

Notice of Appeal and Notice of Hearing. By memoranda and letters dated October 27, 2017, the Office of Zoning provided notice of the appeal and of the public hearing to ANC 7F, the ANC in which the Property is located as well as an appellant, and to Single Member District ANC 7F01, the Zoning Administrator, the Office of Planning, the Councilmember for Ward 7, the ward in which the Property is located, the Chairman and the four at-large members of the D.C. Council, and the owner of the Property. Notice was published in the *D.C. Register* on October 27, 2017. (64 DCR 11036.)

Party Status. The Appellants, DCRA, and 4000 Benning Road LLC (the “Property Owner”) were automatically parties in this proceeding. There were no requests for intervenor status.

¹ This order refers to zone districts in effect under the Zoning Regulations of 1958 when the decision was made. The 1958 Regulations were repealed as of September 6, 2016, and replaced by the 2016 Regulations; however, the repeal and adoption of the replacement text has no effect on the validity of the Board’s decision in this case or of this order.

² The caption has been revised to indicate that Building Permit No. B1501924 was issued October 2, 2015 (and not February 2, 2015, as was mistakenly stated in the public hearing notice for this appeal).

Appellants' Case. The Appellants challenged the decision of the Zoning Administrator to issue a building permit for construction of a new building at the subject property based on claims of zoning violations with respect to a retaining wall structure, the rear wall measuring point for calculating the depth of the rear yard, a wall check relative to the front lot line, lot occupancy, and encroachment into an area shown on a plat as an unimproved alley. (Exhibit 9.)

DCRA. The Department of Consumer and Regulatory Affairs submitted a motion asking the Board to dismiss the appeal as untimely and outside the scope of the Board's jurisdiction with respect to claims about a wall check and public space, which are not governed by the Zoning Regulations, and for failure to state a claim as to lot occupancy on the ground that the Appellants failed to provide any statement or evidence in support of their allegation of a lot occupancy violation. (Exhibit 28.)

Property Owner. By motion submitted December 8, 2017, the Property Owner asked the Board to dismiss the appeal as untimely and, with respect to public space permits, beyond the scope of the Board's jurisdiction. (Exhibit 30.)

FINDINGS OF FACT

1. The Property that is the subject of this appeal is located at 4000 Benning Road, N.E. (Square 5081, Lot 52).
2. The Appellant David Belt lives in a residence adjoining the Property. The site is located within the boundaries of ANC 7F, also an Appellant.
3. Around 2012, a prior owner of the Property, Holy Christian Missionary Baptist Church, began contract negotiations to sell the Property to the Property Owner, 4000 Benning Road LLC. (Exhibit 30.)
4. On April 19, 2013, Mr. Belt filed a petition with the Zoning Commission seeking to rezone the subject property from the C-3-A district to the R-1-B district. ANC 7F submitted a report in support of the petition. The Zoning Commission held a public hearing on the proposed map amendment on September 26, 2013 (Z.C. Case No. 13-07). The Property Owner (then the contract purchaser) testified in opposition to the proposed rezoning, citing expenditures and efforts already undertaken toward the development of the property with a 71-unit affordable housing project. The Zoning Commission voted to rezone the Property from C-3-A to R-5-C, rather than the proposed R-1-B. (*see* Z.C. Order No. 13-07, issued June 9, 2014).³ (Exhibits 30, 35.)

³ The zoning classification of the subject property became RA-3 when the 2016 Zoning Regulations went into effect.

5. The Property Owner acquired the Property on March 31, 2014, and continued to pursue plans to build an apartment house, a use permitted as a matter of right under the new R-5-C zoning. The Property Owner submitted an application for a building permit for the project on November 24, 2014, using plans that were substantially the same as building plans submitted into the record in Z.C. Case No. 13-07. (Exhibits 30, 35.)
6. On October 2, 2015, DCRA issued Building Permit No. B1501924, authorizing construction of a four-story apartment house on the Property. (Exhibit 30.)
7. DCRA sent notice of the building permit to ANC 7F in October 2015 as part of a list sent every two weeks by the agency in accordance with D.C. Code § 1-309.10(c)(3).⁴ (Exhibit 35.)
8. The Property Owner began construction of the project in March 2016. The building permit was posted at the Property. (Exhibits 30, 35.)
9. On April 27, 2016, Mr. Belt met with members of the development team to discuss issues relating to the construction, including the rear retaining wall and the closing of the rear alley. (Exhibits 30 at Exhibit A, 35.)
10. Members of the development team attended a monthly meeting of ANC 7F on May 19, 2016, to discuss the project. Mr. Belt was also present at the meeting and “voiced concerns about the project.” (Exhibits 30 at Exhibit A, 35.)
11. The development team continued to meet with Mr. Belt and with Mrs. Marcia Jones-Pisi, the owner of a property on Benning Road near the Property, during the ensuing weeks. On July 19, 2016, Mr. Belt, Mrs. Jones-Pisi, and members of the development team executed a written agreement on issues related to the planned alley closing. (Exhibit 30 at Exhibit A, Exhibit 1.)
12. Discussions between Mr. Belt and members of the development team about issues pertaining to the retaining wall and alley closure continued throughout the Fall of 2016. (Exhibit 30, Exhibit A.)
13. Mr. Belt contacted DCRA on several occasions in March and April of 2017, with concerns and assertions that the project was not in compliance with zoning requirements in various respects. DCRA responded by, among other things, sending a third-party

⁴ That provision requires DCRA to:

ensure that each affected Commission, the Commissioner representing the affected single member district, the affected ward Councilmember, and the Office of Advisory Neighborhood Commissions is provided a current list at least twice a month of applications for construction, demolition, raze, and public space permits. The list may be provided by electronic mail. . . .

inspector to the Property; the inspector determined that the building was being constructed according to approved plans. (Exhibit 35.)

14. The building at the Property was under roof by May 15, 2017. (Exhibits 30, 35)
15. Mr. Belt and commissioners of ANC 7F sent and received emails about the project with representatives of DCRA in August 2017. A timeline prepared by DCRA reflects that the agency communicated with Mr. Belt repeatedly between March 2017 and June 2017 on issues related to the construction at the Property. (Exhibit 3.)
16. The appeal was filed on September 7, 2017.

CONCLUSIONS OF LAW AND OPINION

The Board is authorized by § 8 of the Zoning Act to “hear and decide appeals where it is alleged by the appellant that there is error in any order, requirement, decision, determination, or refusal” made by any administrative officer in the administration or enforcement of the Zoning Regulations. (D.C. Official Code § 6-641.07(g)(1) (2008 Repl.)) Appeals to the Board “may be taken by any person aggrieved, or organization authorized to represent that person, ... affected by any decision of an administrative officer... granting or withholding a certificate of occupancy... based in whole or part upon any zoning regulations or map” adopted pursuant to the Zoning Act. (D.C. Official Code § 6-641.07(f) (2018 Repl.); *see also* Subtitle Y § 302.1.)

A zoning appeal may be taken only from the first writing that reflects the administrative decision complained of to which the appellant had notice. No subsequent document, including a building permit or certificate of occupancy, may be appealed unless the document modifies or reverses the original decision or reflects a new decision. (Subtitle Y § 302.5.) In this case, Appellant challenged the issuance of Building Permit No. B1501924 on October 2, 2015, which was the “first writing” of zoning decisions made in the authorization of the 71-unit apartment house at the Property. Ordinarily, the building permit is the document that reflects a zoning decision on whether a proposed structure, and its intended use as described in the permit application, conform to the Zoning Regulations. *See, e.g., Basken v. District of Columbia Bd. of Zoning Adjustment*, 946 A.2d 356 (D.C. 2008).

Pursuant to Subtitle Y § 302.2, a zoning appeal must be filed within 60 days from the date the person appealing the administrative decision had notice or knowledge of the decision complained of, or reasonably should have had notice or knowledge of the decision complained of, whichever is earlier. The Board may extend the 60-day deadline for the filing of a zoning appeal only if the appellant demonstrates that: (a) there are exceptional circumstances outside the appellant’s control and that could not have been reasonably anticipated that substantially impaired the appellant’s ability to file a zoning appeal to the Board; and (b) the extension of time would not prejudice the parties to the zoning appeal. (Subtitle Y § 302.6.) If the decision complained of

involves the erection, construction, reconstruction, conversion, or alteration of a structure or part thereof, the following paragraphs establish the latest date on which a zoning appeal may be filed: (a) no zoning appeal shall be filed later than 10 days after the date on which the structure or part thereof in question is under roof, where the phrase “under roof” means the stage of completion of a structure or part thereof when the main roof of the structure or part thereof, and the roofs of any structures on the main roof or part thereof, are in place; and (b) the provisions of this subsection shall not relieve an appellant of the jurisdictional requirement in Subtitle Y § 302.2 of filing a timely zoning appeal. (Subtitle Y § 302.3.)

In this case, the permit in question was issued on October 2, 2015, the building authorized by the permit was under roof by May 15, 2017, and the appeal was filed on September 7, 2017. Based on the findings of fact, the Board concludes that Appellants had notice of the building permit relatively soon after it was issued.⁵ The ANC received notice of the permit directly in October 2015. The building permit was posted at the Property by the time construction began in March 2016. Appellants are a close neighbor of the property and the ANC in whose jurisdiction the property is located. Both Appellants had prior knowledge of the Property Owner’s plans to develop an apartment house at the site, and of zoning requirements for any development at the Property as a result of their participation in the Zoning Commission’s map amendment proceeding. Appellants met and communicated on various occasions with both DCRA and the Property Owner about the apartment house project, including with respect to Appellants’ allegations of violations. In light of these events, the Board concludes that Appellants knew or reasonably should have known that a building permit had been issued for the apartment house by at least March 2016.⁶

Appellants did not immediately file an appeal despite their familiarity with the planned development, including aspects of the project that gave rise to Appellants’ claims of zoning violations. Nor did Appellants demonstrate any exceptional circumstances outside their control that could not have been reasonably anticipated but that substantially impaired their ability to file a zoning appeal to the Board. *See Chiapella v. District of Columbia Bd. of Zoning Adjustment*, 954 A.2d 996, 1002 (D.C. 2008) (BZA properly dismissed an appeal as untimely where no extraordinary circumstances existed to excuse the late filing; when appellant was aware of the permit and of the alleged violations in time to file a timely appeal, appellant’s choice to delay filing, in part to garner ANC support for the appeal, was not outside appellant’s control or reasonably unforeseeable).

⁵ The Board was not persuaded by DCRA’s assertion that “[i]n this case . . . this 60-day period was triggered by the ZA’s approval of the application on July 22, 2015. . . .” (Exhibit 28.) DCRA did not provide any evidence suggesting that Appellants knew or should have known when the Zoning Administrator approved the Property Owner’s application for a building permit other than to indicate that the information was available on DCRA’s publicly accessible website.

⁶ Appellant Mr. Belt acknowledged an awareness of construction activity on the site when trees were removed, which he estimated occurred in May 2016. (*see*, BZA Public Hearing Transcript of January 10, 2018 (“Tr.”) at 35.)

Appellant Mr. Belt submitted a statement purporting to explain why the appeal could not have been timely filed. (Exhibit 7.) The statement, dated September 7, 2017, acknowledged that the Zoning Commission proceeding “was the first mention of this project to the public or the ANC,” and that “[i]t does appear that the building permit was issued 10/2/2015 and the construction began towards mid-2016.” According to Appellant, “[t]here was no way for anyone to know that they were not building according to submitted plans or within the zoning regulations until certain portions were built.” However, the statement does not specifically describe allegations of error that could not have been determined based on approved plans, or otherwise demonstrate any exceptional circumstances outside Appellants’ control that substantially impaired Appellants’ ability to file a timely appeal to the Board. Especially in light of Appellants’ repeated communications with DCRA and with the Property Owner about Appellants’ concerns relating to the development, the Board was not persuaded by an unsubstantiated statement that Appellants had “no way to know” that an appeal was warranted before “certain portions were built” and the 60-day deadline for a timely appeal had long passed. As DCRA noted, the claims of zoning error made by Appellants were related “not to the enforcement of the approved plans, but to the actual plans that were approved by the permit” (Tr. at 41). Appellants did not allege that the apartment house, as built, differed from the plans for the building that DCRA approved by issuing the building permit. Their assertion that certain aspects of the approved plans did not comply with zoning requirements did not require waiting to file an appeal until after the building was constructed.

Nor did Appellants’ communications with DCRA negate the applicability of the 60-day deadline for filing an appeal with the Board. *See* BZA Appeals No. 16451 and 16452 (order issued May 22, 2000) (a long interval between a zoning decision and an appeal of that decision does not become reasonable merely because an appellant initially chooses to pursue other options instead of preserving its appeal rights by filing a timely appeal); *affirmed, Waste Management of Maryland, Inc. v. District of Columbia Bd. of Zoning Adjustment*, 775 A.2d 1117, 1122-1123 (D.C. 2001) (deadlines for appeals serve important ends and should not be extended without good cause; the fact that an appellant chose to concentrate on avenues that reasonably may have appeared more promising than an appeal does not excuse delay in filing an appeal).

Appellants did not demonstrate that the extension of time to file an appeal would not prejudice the other parties. Late appeals are more difficult for DCRA to address, due to the need to locate older records. (Exhibit 28.) The Property Owner asserted that “allowing this appeal to proceed will cause substantial prejudice” because the Property Owner built the apartment house in reliance on the building permit, and the building was substantially completed by May 2017. (Exhibit 30.)

The appeal was also untimely by operation of the “under roof” rule. The decision complained of in this appeal involved the construction of a structure. The building was under roof by May 15, 2017. The Board’s Rules of Practice and Procedure (11 DCMR Subtitle Y) specify that no zoning appeal can be filed later than 10 days after the date on which the structure is under roof, and even so an appellant is not relieved of the jurisdictional requirement in Subtitle Y § 302.2 of

filing a timely zoning appeal. (Subtitle Y § 302.3.) Appellants filed this appeal more than three months after the building was under roof.

The Board is required to give “great weight” to the issues and concerns raised by the affected ANC. (Section 13(d) of the Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-21; D.C. Official Code § 1-309.10(d) (2001)).) In this case, the affected ANC, ANC 7F, was also an appellant. ANC 7F submitted a report acknowledging that the ANC had been “kept abreast of alleged zoning infractions” at the subject property and asking the Board to “waive the time restrictions” to allow the appeal. However, the ANC did not demonstrate that any exceptional circumstances impaired the ANC’s ability to file a timely appeal to the Board, or that an extension of time would not prejudice the other parties. For the reasons discussed above, the Board concludes that the appeal was not timely filed and must be dismissed.

Based on the findings of fact and conclusions of law, the Board concludes that Appellants did not file a timely appeal to challenge a decision made October 2, 2015, by the Zoning Administrator, Department of Consumer and Regulatory Affairs, to issue Building Permit No. B1501924 to construct a 71-unit apartment house in the RA-3 district at 4000 Benning Road, N.E. (Square 5081, Lot 52). Accordingly, it is therefore **ORDERED** that the **APPEAL** is **DISMISSED** and the Zoning Administrator’s determination is **SUSTAINED**.

VOTE: 4-0-1 (Frederick L. Hill, Carlton E. Hart Lesylleé M. White, and Peter G. May to DISMISS; one Board seat vacant)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 16, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 19917-A of Sean Ward and Audrey Tomason, pursuant to 11 DCMR Subtitle Y § 704, for a modification of significance to the relief approved in BZA Order No. 19917, and pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, to construct a two-story rear addition to an existing, attached principal dwelling unit in the RF-1 Zone at premises 913 7th Street N.E. (Square 888, Lot 46).

HEARING DATE (19917):	February 6, 2019
DECISION DATE (19917):	February 6, 2019
ORDER ISSUANCE DATE (19917):	February 7, 2019
MODIFICATION HEARING DATE:	July 10, 2019
MODIFICATON DECISION DATE:	July 10, 2019

SUMMARY ORDER ON REQUEST FOR MODIFICATION OF SIGNIFICANCE

BACKGROUND

On February 6, 2019, the Board of Zoning Adjustment (“Board” or “BZA”) approved the request by Sean Ward and Audrey Tomason (the “Applicant”) in Application No. 19917 for a special exception under Subtitle E §§ 205.5 and 5201 from the rear addition requirements of Subtitle E § 205.4, to construct a two-story rear addition to an existing, attached principal dwelling unit in the RF-1 Zone at premises 913 7th Street, N.E. (Square 888, Lot 46) (the “Subject Property”). The Board granted the application and issued Order No. 19917 on February 7, 2019.

MODIFICATION OF SIGNIFICANCE

On May 2, 2019, the Applicant submitted a request for a Modification of Significance to the relief previously approved in Order No. 19917. (Exhibits 1-13.) The Applicant does not propose to revise the approved plans, but instead seeks additional relief for lot occupancy based on a miscalculation of the lot occupancy in the underlying application. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 12 (Corrected); Exhibit 2 (Original).) In granting the certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

Pursuant to Subtitle Y § 704.1, any request for a modification that does not meet the criteria for a minor modification or modification of consequence¹ requires a public hearing and is a modification of significance. The Applicant's request complies with 11 DCMR Subtitle Y § 704, which provides the Board's procedures for considering requests for modifications of significance.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 6C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6C, which is automatically a party to this application. The ANC submitted a report indicating that at a regularly scheduled, properly noticed public meeting on June 12, 2019, at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 32.)

Office of Planning ("OP") submitted a timely report recommending approval of the requested modification of significance. (Exhibit 35.) The District Department of Transportation ("DDOT") submitted a report stating that it had no objection to the granting of the request. (Exhibit 36.)

As directed by 11 DCMR Subtitle X § 901.2 and Subtitle Y § 704, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for a special exception and modification of significance.

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that in seeking a special exception under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, to construct a two-story rear addition to an existing, attached principal dwelling unit in the RF-1 Zone, the Applicant has met the burden of proof under 11 DCMR Subtitle X § 901.2, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map.

The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board also concludes that in seeking a modification of significance to Order No. 19917, the Applicant has met its burden of proof under 11 DCMR Subtitle Y § 704.

The only parties to the case were the ANC and the Applicant. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party. Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

¹ See, Subtitle Y §§ 703.3 and 703.4.

It is therefore **ORDERED** that this application for modification of significance is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED MODIFIED PLANS IN EXHIBIT 13.**

In all other respects, Order No. 19917 remains unchanged.

VOTE: 4-1-0 (Frederick L. Hill, Lesylleé M. White, Lorna L. John, and Robert E. Miller to APPROVE; Carlton E. Hart opposed to the motion.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 15, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

**BZA APPLICATION NO. 19917-A
PAGE NO. 3**

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20030 of Blair Zervos, as amended, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle C § 1504 from the penthouse setback requirements of Subtitle C § 1502.1(a) and (c), and pursuant to Subtitle X, Chapter 10, for an area variance from the height requirements of Subtitle E § 5102.1 and Subtitle G § 1102.2, to construct a roof deck addition and a roof top enclosure in the MU-4 and RF-1 Zones at premises 1323 Linden Court, N.E. (Square 1027, Lot 857).

HEARING DATE: July 10, 2019

DECISION DATE: July 10, 2019

SUMMARY ORDER

Relief Requested. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 49 (Final Revised); Exhibit 12 and 17 (Revised); Exhibit 4 (Original).)¹

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 6A.

ANC Report. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on May 9, 2019, at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 16.)

OP Report. The Office of Planning submitted a report, dated June 28, 2019, recommending approval of the application. (Exhibit 39.)

DDOT Report. The District Department of Transportation submitted a report, dated June 28, 2019, indicating that it had no objection to the application. (Exhibit 38.)

¹The original application was amended by replacing the penthouse setback requirements of Subtitle C § 1502.1(a) and (b) with relief from Subtitle C § 1502.1(a) and (c), as recommended by the Office of Planning ("OP") (Exhibit 39) and clarified by the Board at the hearing. Although the Applicant's final revised self-certification for correctly identifies the areas of penthouse relief, it incorrectly lists the two areas of height relief as special exceptions. The Board considered these requests as area variances consistent with OP's report and the prior self-certification form under Exhibit 17.

Persons in Support. The Applicant submitted a notification letter that included responses from ten adjoining neighbors expressing support for the application. (Exhibit 43.)

Persons in Opposition. No persons submitted correspondence in opposition to the application.

Variance Relief

The Applicant seeks relief under Subtitle X § 1002.1 for an area variance from the height requirements of Subtitle E § 5102.1 and Subtitle G § 1102.2.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof under 11 DCMR Subtitle X § 1002.1, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty, in the case of an area variance, or an undue hardship, in the case of a use variance, in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for special exceptions under Subtitle C § 1504 from the penthouse setback requirements of Subtitle C § 1502.1(a) and (c).

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS² AT EXHIBIT 37.**

VOTE: **5-0-0** (Frederick L. Hill, Lesylleé M. White, Carlton E. Hart, Lorna L. John, and

² In granting the self-certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

Robert E. Miller to APPROVE.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 15, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

BZA APPLICATION NO. 20030

PAGE NO. 3

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20032 of Tana LLC, as amended, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, from the nonconforming structure requirements of Subtitle C § 202.2, and from the density requirements of Subtitle E § 201.4, to renovate and to expand an existing eight-unit apartment house to a ten-unit apartment house from in the RF-1 Zone at premises 585 Columbia Road N.W. (Square 3051, Lot 174).

HEARING DATES: June 12, 2019 and July 10, 2019
DECISION DATE: July 10, 2019

SUMMARY ORDER

Relief Requested. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 14 (Revised); Exhibit 2 (Original).)¹

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 1A and ANC 1B.

ANC Report. ANC 1A's report indicated that at a regularly scheduled, properly noticed public meeting on May 10, 2019, at which a quorum was present, the ANC voted 11-0-0 to support the application. (Exhibit 21.) ANC 1A identified no concerns, but suggested use of heavy gauge aluminum with regard to the materials. ANC 1B did not submit a written report.

OP Report. The Office of Planning submitted a report recommending approval of the application. (Exhibit 39.)

DDOT Report. The District Department of Transportation submitted a report indicating that it had no objection to the application. (Exhibit 36.)

¹ The Applicant revised the original application to add relief under Subtitle C § 202.2 for nonconforming structure. (Exhibit 14.) In addition, the relief for density requirements of Subtitle E § 201.4 was originally requested as a special exception, but amended to be requested as an area variance based on a lack of clarity in the regulations. (Exhibit 16.) On the recommendation of the Office of Planning that the relief from Subtitle E § 201.4 can be sought as a special exception, the Applicant amended the application at the hearing to revert to request to what was certified in Exhibit 14.

Persons in Support. The Board received one letter in support from a neighbor. (Exhibit 8.)

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for special exceptions under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, from the nonconforming structure requirements of Subtitle C § 202.2, and from the density requirements of Subtitle E § 201.4, to renovate and to expand an existing eight-unit apartment house to a ten-unit apartment house from in the RF-1 Zone.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS² AT EXHIBIT 43.**

VOTE: 5-0-0 (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Robert E. Miller to APPROVE.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 12, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN

² In granting the self-certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20038 of Charles and Kristi Cooper, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under the use requirements of Subtitle U § 301.1(e), under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, and under Subtitle E § 5007 from the accessory building lot occupancy requirements of Subtitle E § 5003.1, to construct an accessory structure with a garage and second-story dwelling unit to an existing attached principal dwelling unit in the RF-1 Zone at premises 221 10th Street S.E. (Square 0944, Lot 0035).

HEARING DATE: July 10, 2019

DECISION DATE: July 10, 2019

SUMMARY ORDER

Relief Requested. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 4.)

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 6B.

ANC Report. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on June 11, 2019, at which a quorum was present, the ANC voted 10-0-0 to support the application. (Exhibit 32.)

OP Report. The Office of Planning submitted a report recommending approval of the application. (Exhibit 36.)

DDOT Report. The District Department of Transportation submitted a report indicating that it had no objection to the application. (Exhibit 40.)

Persons in Support. Six letters were submitted into the record in support of the application. (Exhibits 15-17 and 33-35.)

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for special exceptions under the use

requirements of Subtitle U § 301.1(e), under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, and under Subtitle E § 5007 from the accessory building lot occupancy requirements of Subtitle E § 5003.1, to construct an accessory structure with a garage and second-story dwelling unit to an existing attached principal dwelling unit in the RF-1 Zone.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS¹ AT EXHIBIT 7 – ARCHITECTURAL PLANS AND ELEVATIONS.**

VOTE: 5-0-0 (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Robert E. Miller to APPROVE).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 15, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN

¹ In granting the certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ. (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20051 of Kevin and Lauren McDermott, pursuant to DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, to construct a two-story rear addition to an existing attached principal dwelling unit in the RF-1 Zone at premises 633 7th Street, N.W. (Square 891, Lot 79).

HEARING DATES: July 3, 2019 and July 10, 2019
DECISION DATE: July 10, 2019

SUMMARY ORDER

Relief Requested. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 4.)

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 6C, and ANC 6A.

ANC Report. ANC 6C submitted a report indicating that at a regularly scheduled, properly noticed public meeting on June 12, 2019, at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 41.) ANC 6A did not submit a written report to the record. Under Subtitle Y § 406.2, the Board must give "great weight" to the issues and concerns raised in the written reports of the affected ANCs. Absent ANC 6A's written report, the Board has no issues or concerns to which it can afford "great weight" for this application.

OP Report. The Office of Planning submitted a report recommending approval of the application. (Exhibit 45.)

DDOT Report. The District Department of Transportation submitted a report indicating that it had no objection to the application. (Exhibit 44.)

Persons in Support. The Board received three letters from neighbors in support of the application. (Exhibits 13, 14, and 15.)

Persons in Opposition. The Board received one letter from a neighbor in opposition to the application. (Exhibit 34.)

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for a special exception under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, to construct a two-story rear addition to an existing attached principal dwelling unit in the RF-1 Zone at premises 633 7th Street, N.W. (Square 891, Lot 79).

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS¹ AT EXHIBIT 37.**

VOTE: 5-0-0 (Frederick L. Hill, Lesylleé M. White, Lorna L. John, Carlton E. Hart, and Robert E. Miller to APPROVE.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 12, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY

¹ In granting the self-certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ. (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20055 of Stephen and Maria Cashin, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D §§ 1206.4 and 5201, from the rear addition requirements of Subtitle D § 1206.3, to construct a two-story rear addition to an existing semi-detached principal dwelling unit in the R-20 Zone at premises 3414 Volta Place, N.W. (Square 1253, Lot 857).

HEARING DATE: July 10, 2019
DECISION DATE: July 10, 2019

SUMMARY ORDER

Relief Requested. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 4.)

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 2E.

ANC Report. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on July 1, 2019 at which a quorum was present, the ANC voted 6-0-0 to have no comment on the application. (Exhibit 35.)

OP Report. The Office of Planning submitted a report recommending approval of the application. (Exhibit 31.)

DDOT Report. The District Department of Transportation submitted a report indicating that it had no objection to the application. (Exhibit 34.)

Persons in Support. The Board received a letter in support from the L'Enfant Trust. (Exhibit 30.)

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for a special exception under Subtitle D §§ 1206.4 and 5201, from the rear addition requirements of Subtitle D § 1206.3, to construct a two-story rear addition to an existing semi-detached principal dwelling unit in the R-20 Zone.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS¹ AT EXHIBIT 6.**

VOTE: 5-0-0 (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Robert E. Miller to APPROVE.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 12, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION

¹ In granting the certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 20057 of Richard Gbolahan, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions from the general penthouse requirements of Subtitle C § 1500.4, under Subtitle C § 1504 from the penthouse enclosure requirements of Subtitle C § 1500.10, and the penthouse setback requirements of Subtitle C § 1502.1(c)(1)(A), to construct a new three-story flat with a cellar level, roof deck, and a rooftop access penthouse in the RF-1 Zone at premises 1662 Montello Avenue, N.E. (Square 4054, Lot 15).

HEARING DATE: July 3, 2019

DECISION DATE: July 3, 2019

SUMMARY ORDER

Relief Requested. The application was accompanied by a memorandum from the Zoning Administrator, certifying the required relief. (Exhibit 11.)

Notice of the Application and Public Hearing. The Board of Zoning Adjustment ("Board" or "BZA") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

Parties. The parties to this case were the Applicant and Advisory Neighborhood Commission ("ANC") 5D.

ANC Report. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on June 11, 2019, at which a quorum was present, the ANC voted 5-0 to support the application. (Exhibit 38.)

OP Report. The Office of Planning submitted a report recommending approval of the application. (Exhibit 35.)

DDOT Report. The District Department of Transportation submitted a report indicating that it had no objection to the application. (Exhibit 36.)

Persons in Support. The record contained one letter in support of the application. (Exhibit 31.)

Persons in Opposition. There was one letter in opposition to the application (Exhibit 28.)

Special Exception Relief

The Applicant seeks relief under Subtitle X § 901.2, for special exceptions from the general penthouse requirements of Subtitle C § 1500.4, under Subtitle C § 1504 from the penthouse enclosure requirements of Subtitle C § 1500.10, and the penthouse setback requirements of Subtitle C § 1502.1(c)(1)(A), to construct a new three-story flat with a cellar level, roof deck, and a rooftop access penthouse in the RF-1 Zone.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that, pursuant to Subtitle X § 901.2(c), any other specified conditions for special exception relief have been met.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 13 - ARCHITECTURAL PLANS AND ELEVATIONS.**

VOTE: 5-0-0 (Frederick L. Hill, Carlton E. Hart, Lorna L. John, Lesylleé M. White, and Peter A. Shapiro to APPROVE).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 12, 2019

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE

BZA APPLICATION NO. 20057

PAGE NO. 2

APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ. (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**BOARD OF ZONING ADJUSTMENT
PUBLIC MEETING NOTICE
WEDNESDAY, SEPTEMBER 25, 2019
441 4TH STREET, N.W.
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

TO CONSIDER THE FOLLOWING: The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

TIME: 9:30 A.M.

FOR EXPEDITED REVIEW

WARD FOUR

20103 **Application of David Machledt and Lauren Carruth**, pursuant to 11
ANC 4A DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D §
5201 from the rear yard requirements of Subtitle D § 306.2, to construct a
rear addition to an existing, semi-detached principal dwelling unit in the R-
3 Zone at premises 1377 Rittenhouse Street N.W. (Square 2789, Lot 29).

PLEASE NOTE:

Failure of an applicant to supply a complete application to the Board, and address the required standards of proof for the application, may subject the application or appeal to postponement, dismissal or denial. The public meeting in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11. Individuals and organizations interested in any application may submit written comments to the Board.

An applicant is not required to attend for the decision, but it is recommended so that they may offer clarifications should the Board have questions about the case.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. **Persons seeking party status shall file with the Board, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application Form.*** This form may be obtained from the Office of Zoning at the address stated below or downloaded from the Office of Zoning's website at: www.dcoz.dc.gov. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

BZA PUBLIC MEETING NOTICE
 SEPTEMBER 25, 2019
 PAGE NO. 2

The application will remain on the Expedited Review Calendar unless a request for party status is filed in opposition, or if a request to remove the application from the agenda is made by: (1) a Board member; (2) OP; (3) an affected ANC or affected Single Member District; (4) the Councilmember representing the area in which the property is located, or representing an area located within two-hundred feet of the property; or (5) an owner or occupant of any property located within 200 feet of the property.

The removal of the application from the Expedited Review Calendar will be announced as a preliminary matter on the scheduled decision date and then rescheduled for a public hearing on a later date. Notice of the rescheduled hearing will be posted on the Office of Zoning website calendar at <http://dcoz.dc.gov/bza/calendar.shtm> and on a revised public hearing notice in the OZ office. If an applicant fails to appear at the public hearing, this application may be dismissed.

**Note that party status is not permitted in Foreign Missions cases.*

Do you need assistance to participate?

Amharic

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0312 ማንኛውንም ዓይነት Zelalem.Hill@dc.gov ማንኛውንም ዓይነት ማህተም ለማድረግ

Chinese

您需要有人帮助参加活动吗?

如果您需要特殊便利设施或语言协助服务(翻译或口译),请在见面之前提前五天与 Zee Hill 联系,电话号码 (202) 727-0312, 电子邮件

Zelalem.Hill@dc.gov。这些是免费提供的服务。

French

Avez-vous besoin d'assistance pour pouvoir participer ? Si vous avez besoin d'aménagements spéciaux ou d'une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

Korean

참여하시는데 도움이 필요하세요?

특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면,

회의 5일 전에 Zee Hill 씨께 (202) 727-0312로 전화 하시거나 Zelalem.Hill@dc.gov 로

이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

BZA PUBLIC MEETING NOTICE
SEPTEMBER 25, 2019
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Spanish

¿Necesita ayuda para participar?

Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

Vietnamese

Quý vị có cần trợ giúp gì để tham gia không?

Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

FREDERICK L. HILL, CHAIRPERSON
LESYLLEÉ M. WHITE, MEMBER
LORNA L. JOHN, MEMBER
CARLTON HART, VICE-CHAIRPERSON,
NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
CLIFFORD W. MOY, SECRETARY TO THE BZA
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING

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