

***District of Columbia***

**REGISTER**

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**HIGHLIGHTS**

- D.C. Council enacts Act 23-286, COVID-19 Response Supplemental Emergency Amendment Act of 2020 to provide, on emergency basis, additional authority to the Mayor to address the critical needs of District residents and businesses
- Department of Consumer and Regulatory Affairs waives Construction Codes permit fees for construction directly related to COVID-19 for the duration of the public health emergency
- Board of Elections schedules a public hearing to review the Initiative Measure, “United States Adjustment and Recovery Act for the District of Columbia”
- Department of Health establishes emergency regulations for prescribing and dispensing hydroxychloroquine, chloroquine, and azithromycin drug orders in the District
- District Department of Transportation suspends fares on Circulator buses to enable passengers to enter and exit buses from the rear door to facilitate social distancing
- District Department of Transportation announces funding availability for the Fiscal Year 2021 Grant to Non-Profit Community-Based Organizations

The Mayor of the District of Columbia extends the Public Emergency and Public Health Emergency through May 15, 2020 and mandates measures to protect vulnerable populations during the COVID-19 Public Health Emergency (Mayor’s Order 2020-063)

# DISTRICT OF COLUMBIA REGISTER

## Publication Authority and Policy

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## DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

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VICTOR L. REID, ESQ.  
ADMINISTRATOR



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COUNCIL OF THE DISTRICT OF COLUMBIA


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D.C. LAW 23-68

"Fiscal Year 2020 Budget Support Clarification Amendment Act of 2019"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 23-504 on first and second readings December 3, 2019, and December 17, 2019, respectively. Pursuant to Section 404(e) of the Charter, the bill became Act 23-203 and was published in the January 31, 2020 edition of the D.C. Register (Vol. 67, page 743). Act 23-203 was transmitted to Congress on February 5, 2020 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 23-203 is now D.C. Law 23-68, effective March 19, 2020.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 5, 6, 7, 10, 11, 12, 13, 14, 18, 19, 20, 21, 24, 25, 26, 27, 28  
March 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18

COUNCIL OF THE DISTRICT OF COLUMBIA

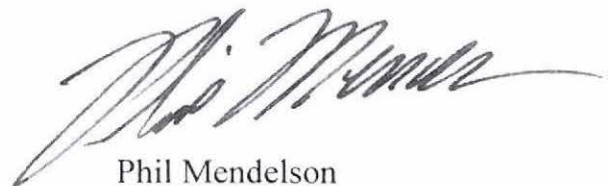
NOTICE

D.C. LAW 23-69

"Primary Election Filing Requirement Temporary Amendment Act of 2020"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 23-576 on first and second readings December 17, 2019, and January 7, 2020, respectively. Following the signature of the Mayor on January 27, 2020, pursuant to Section 404(e) of the Charter, the bill became Act 23-204 and was published in the January 31, 2020 edition of the D.C. Register (Vol. 67, page 751). Act 23-204 was transmitted to Congress on February 5, 2020 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 23-204 is now D.C. Law 23-69, effective March 19, 2020.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 5, 6, 7, 10, 11, 12, 13, 14, 18, 19, 20, 21, 24, 25, 26, 27, 28  
March 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 23-70

"Parkside Parcel E and J Mixed-Income Apartments Tax Abatement Temporary Amendment Act of 2020"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 23-586 on first and second readings December 17, 2019, and January 7, 2020, respectively. Following the signature of the Mayor on January 29, 2020, pursuant to Section 404(e) of the Charter, the bill became Act 23-216 and was published in the February 7, 2020 edition of the D.C. Register (Vol. 67, page 1114). Act 23-216 was transmitted to Congress on February 5, 2020 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 23-216 is now D.C. Law 23-70, effective March 19, 2020.

Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 5, 6, 7, 10, 11, 12, 13, 14, 18, 19, 20, 21, 24, 25, 26, 27, 28  
March 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18

ENROLLED ORIGINAL

AN ACT

**D.C. ACT 23-286**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

**APRIL 10, 2020**

To provide, on an emergency basis, additional authority to the Mayor and to address critical needs of District residents and businesses during the current public health emergency including wage replacement, business relief, and additional authorities and exemptions regarding health, public safety, consumer protection, and government operation, and to authorize and provide for the issuance, sale, and delivery of certain District of Columbia notes and bonds.

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “COVID-19 Response Supplemental Emergency Amendment Act of 2020”.

**TITLE I. LABOR, WORKFORCE DEVELOPMENT, AND EDUCATION**

Sec. 101. Unemployment insurance clarification.

(a) Section 101 of the COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67 DCR 3093), is amended as follows:

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

“(b)(1) Upon application, an affected employee shall receive unemployment insurance compensation (“UI”), which the Director of the Department of Employment Services shall administer under the Unemployment Compensation Program established pursuant to the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-101 *et seq.*).

“(2) An affected employee shall be eligible for UI regardless of whether the:

“(A) Employer has provided a date certain for the employee’s return to work; or

“(B) Employee has a reasonable expectation of continued employment with the current employer.”.

“(3) For an affected employee, the term “most recent work” shall mean the employer for whom the individual last performed at least one day of “employment” as that term is defined by section 1(2)(B) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-101(2)(B)).”.

(2) Subsection (d) is amended by striking the phrase “For the purposes of this section, the term “affected employee” means an employee otherwise eligible for UI pursuant to section 9 of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 950; D.C. Code § 51-109), who is” and inserting the phrase “For the purposes of this section, the term “affected employee” means an employee who, except as provided in subsection (g) of this section, is otherwise eligible for UI pursuant to section 9 of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 950; D.C. Code § 51-109), and who is” in its place.



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

“(g) Notwithstanding any provision of District law, but subject to applicable federal laws and regulations, during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), the requirements of section 9(a)(4)(B) and 9(a)(5) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 950; D.C. Official Code § 51-109(a)(4)(B) and (5)), shall not apply.”.

(b) The District of Columbia Unemployment Compensation Act, effective August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-101 *et seq.*) is amended as follows:

(1) Section 1(2) (D.C. Official Code § 51-101(2)) is amended by adding a new subparagraph (A-i) to read as follows:

“(A-i) During a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), and in conformity with federal law, the Director may determine that the term “employment” as defined in paragraph (2)(A) of this section may include individuals who are self-employed, seeking part-time employment, do not have sufficient work history, or otherwise would not qualify for regular unemployment or extended benefits under District or Federal law or pandemic emergency unemployment compensation.”.

(2) Section 3(c)(2) (D.C. Official Code § 51-103(c)(2)) is amended by adding a new subparagraph (G) to read as follows:

“(G) Federal Pandemic Unemployment Compensation (“FPUC”) benefits paid to an individual filing during a period of national emergency, shall not be charged to the experience rating of the eligible claimant’s base period employer’s accounts. Employers electing to become liable for payments in lieu of contributions shall be charged 50 percent of reimbursements due as a result of FPUC benefits paid to an individual filing during a period of national emergency.”.

(3) Section 8 (D.C. Official Code § 51-108) is amended as follows:

(A) The existing text is designated as subsection (a).

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

“(b) During a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), and subject to the availability of additional moneys authorized provided by local or federal law, the Director shall have the authority to pay such benefits as are authorized by law.”.

(4) Section 9 (D.C. Official Code § 51-109) is amended as follows:

(A) The existing text is designated as subsection (a).

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

“(b) During a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7- 2304.01), the Director shall have broad discretion to waive any eligibility requirements set forth in this act other than the physical ability and availability requirement when the Director deems such waiver to be in the public interest.”.

Sec. 102. District work-share program expansion.

The Keep D.C. Working Act of 2010, effective October 15, 2010 (D.C. Law 18-238; D.C. Official Code § 51-171 *et seq.*), is amended as follows:

(a) Section 2(5) (D.C. Official Code § 51-171(5)) is amended by striking the phrase “lesser of:” and inserting the phrase “usual hours of work of full-time and regular part-time workers in the affected unit. Overtime hours are not included as part of normal weekly hours of work. The normal weekly hours of an affected unit is the lesser of:” in its place.

(b) Section 5 (D.C. Official Code § 51-174) is amended as follows:

(1) Subsection (a)(4) is amended by striking the phrase “20% and not more than 40%” and inserting the phrase “10% and not more than 60%” in its place.

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

“(c) A shared work plan shall not be implemented:

“(1) To subsidize seasonal employers during the off-season or to subsidize employers who traditionally have used a part-time employee;

“(2) If the employer’s unemployment insurance account has a negative unemployment experience account;

“(3) If the employer’s unemployment insurance account is taxed at the maximum tax rate in effect for the calendar year;

“(4) For employers who have not qualified to have a tax rate assigned based on actual experience; therefore, employers subject to a new employer tax rate not eligible to participate in a shared work program; or

“(5) For employees who are receiving or who will receive supplemental unemployment benefits during any period a shared work plan is in effect.”.

(3) Subsection (d) is amended by striking the number “30th” and inserting the number “7th” in its place.

(c) Section 8(b) (D.C. Official Code § 51-177(b)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “was approved before the week in question and is in effect” and inserting the phrase “is in effect” in its place.

(2) Paragraph (3) is amended by striking the phrase “20% but not more than 40%” and inserting the phrase “10% but not more than 60%” in its place.



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(3) Paragraph (4) is repealed.

(d) Section 9(b) (D.C. Official Code § 51-178(b)) is repealed.

Sec. 103. Declaration of emergency sick leave.

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.*), is amended as follows:

(a) Section 3(c)(1) (D.C. Official Code § 32-531.02(c)(1)) is amended by striking the phrase "Paid leave under" and inserting the phrase "Except as provided in section 3a, paid leave under" in its place.

(b) A new section 3a is added to read as follows:

"Sec. 3a. Declared emergency leave requirement.

"(a)(1) During the COVID-19 emergency, an employer with between 50 and 499 employees that is not a health care provider shall provide paid leave to an employee pursuant to this section for an absence from work due to any of the reasons for which paid leave may be used pursuant to sections 3102 and 5102 of the Families First Coronavirus Response Act, approved March 18, 2020 (Pub. L. No. 116-127; 134 Stat. 178).

"(2) An employer shall provide declared emergency paid leave to an employee in an amount sufficient to ensure that the employee who must be absent from work for covered reasons be able to remain away from work for 2 full weeks of work up to 80 hours or, for a part-time employee, the usual number of hours the employee works in a 2-week period.

"(3)(A) Subject to subparagraph (B) of this paragraph, paid leave provided pursuant to this section shall be compensated at the employee's regular rate of pay or, in the case of an employee who does not have a regular rate of pay, the employee's rate of pay shall be determined by dividing the employee's total gross earnings, including all tips, commission, piecework, or other earnings earned on an irregular basis for the most recent 2-week period that the employee worked, by the number of hours the employee worked during that 2-week period.

"(B) In no case shall an employee's rate of pay fall below the minimum wage established by section 4(a) of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9-248; D.C. Code Official Code § 32-1003(a)).

"(4) The employer shall provide paid leave under this section to any employee who commenced work for the employer at least 15 days before the request for leave.

"(5) An employer may require that an employee exhaust any available leave under federal or District law or an employer's own policies prior to use of additional leave under this section.

"(b) Nothing in this section shall be construed to require an employer to provide an employee with paid leave pursuant to this section for more than 2 full weeks of work up to 80 hours. If an employee uses all of the declared emergency paid leave available and subsequently informs the employer of the employee's continued need to be absent from work, the employer

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shall inform the employee of any paid or unpaid leave to which the employee may be entitled pursuant to federal law, other District law, or the employer's own policies.

“(c) An employer alleged to have violated this section shall be provided with an opportunity to cure such alleged violation by the Mayor. Such opportunity to cure shall last for no more than 5 business days from the date the employer is notified in writing of the potential violation of the law. Such notice may be from the Mayor's duly authorized representative in a form and manner as prescribed by the representative.

“(d) For the purposes of this section, the term:

“(1) “COVID-19 emergency” means the emergencies declared in the Declaration of Public Emergency (Mayor's Order 2020-045) together with the Declaration of Public Health Emergency (Mayor's Order 2020-046), declared on March 11, 2020, including any extension of those declared emergencies.”.

“(2) “Health care provider” means any doctor's office, hospital, health care center, clinic, post-secondary educational institution offering health care instruction, medical school, local health department or agency, nursing facility, retirement facility, nursing home, home health care provider, any facility that performs laboratory or medical testing, pharmacy, or any similar institution, employer, or entity. The term “health care provider” includes any permanent or temporary institution, facility, location, or site where medical services are provided that are similar to such institutions.”.

(c) Section 4 (D.C. Official Code § 32-531.03) is amended as follows:

(1) The existing text is designated as subsection (a).

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

“(b) An employee who seeks to use paid leave pursuant to section 3a shall not:

“(1) Except for emergency leave pursuant to paragraph (2) of this subsection, be required by the employer to provide more than 48 hours' notice of the need to use such leave;

“(2) Be required by the employee's employer to provide more than reasonable notice of the employee's need to use such leave in the event of an emergency;

“(3) Be subject to threats or retaliation, including verbal or written warnings; or

“(4) Be required by the employer to search for or identify another employee to perform the work hours or work of the employee using paid leave.”.

(d) Section 5 (D.C. Official Code § 32-531.04) is amended by adding a new subsection (a-1) to read as follows:

“(a-1)(1) An employer shall not require an employee who uses paid leave pursuant to section 3a to provide certification of the need to use such paid leave unless the employee uses 3 or more consecutive working days of paid leave.



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“(2) When certification is required by an employer for the use of paid leave pursuant to section 3a, the employee shall not be required to provide it until one week after the employee’s return to work.

“(3) An employer that does not contribute payments toward a health insurance plan on behalf of the employee shall not require certification from the employee who uses paid leave pursuant to section 3a.”.

Sec. 104. Emergency leave enforcement.

Section 1152 of the Universal Paid Leave Implementation Fund Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01), is amended by adding a new subsection (b-1) to read as follows:

“(b-1)(1) Notwithstanding subsections (b) and (f) of this section, during the COVID-19 emergency, money in the Fund may be used for activities related to enforcement of the declared emergency leave requirement contained in section 3a of the Accrued Sick and Safe Leave Act of 2008, passed on emergency basis on April 7, 2020 (Enrolled version of Bill 23-733).”

“(2) For the purposes of this subsection, “COVID-19 emergency” means the emergencies declared in the Declaration of Public Emergency (Mayor’s Order 2020-045) together with the Declaration of Public Health Emergency (Mayor’s Order 2020-046), declared on March 11, 2020, including any extension of those declared emergencies.”.

Sec. 105. UDC fundraising match.

Section 4082(a) of the University of the District of Columbia Fundraising Match Act of 2019, effective September 11, 2019 (D.C. Law 23-16; 66 DCR 8621), is amended by striking the phrase “for every \$2 that UDC raises from private donations by April 1” and inserting the phrase “to match dollar-for-dollar the amount UDC raises from private donations by May 1” in its place.

Sec. 106. Graduation requirements.

Chapter 22 of Title 5-A of the District of Columbia Municipal Regulations (5-A DCMR § 2201 *et seq.*) is amended as follows:

(a) Section 2203.3(f) (5-A DCMR § 2203.3(f)) is amended by striking the phrase “shall be satisfactorily completed” and inserting the phrase “shall be satisfactorily completed; except, that this requirement shall be waived for a senior who would otherwise be eligible to graduate from high school in the District of Columbia in the 2019-20 school year” in its place.

(b) Section 2299.1 (5-A DCMR § 2299.1) is amended by striking the phrase “one hundred and twenty (120) hours of classroom instruction over the course of an academic year” and inserting the phrase “one hundred and twenty (120) hours of classroom instruction over the course of an academic year; except, that following the Superintendent’s approval to grant an exception to the one hundred eighty (180) day instructional day requirement pursuant to 5A

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DCMR § 2100.3 for school year 2019-20, a Carnegie Unit may consist of fewer than one hundred and twenty (120) hours of classroom instruction over the course of the 2019-2020 academic year for any course in which a student in grades 9-12 is enrolled” in its place.

**TITLE II. BUSINESS DEVELOPMENT AND CONSUMER PROTECTION**

Sec. 201. Enhanced penalties for unlawful trade practices.

Section 28-3903(a)(17) of the District of Columbia Official Code is amended by striking the phrase “by the Department.” and inserting the phrase “by the Department; except, that notwithstanding any other provision of District law or regulation, during a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01, a violation of this chapter or of any rule issued under the authority of this chapter shall be a Class 1 infraction within the meaning of 16 DCMR § 3200.1(a).”.

Sec. 202. Mortgage relief.

(a) In accordance with section 5(b)(15) of the District of Columbia Public Emergency Act of 1980, effective March 17, 2020 (D.C. Act 23-247; D.C. Official Code § 7-2301(b)(15)), and notwithstanding the any provision of the Mortgage Lender and Broker Act of 1996, effective September 9, 1996 (D.C. Law 11-155; D.C. Official Code § 26-1101 *et seq.*) (“Mortgage Lender Act”), or any other provision of District law, during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14- 194; D.C. Official Code § 7-2304.01), and for 60 days thereafter, a mortgage servicer that holds mortgage servicing rights to a residential mortgage loan or commercial mortgage loan under the jurisdiction of the Commissioner of the Department of Insurance, Securities, and Banking, shall develop a deferment program for borrowers that, at a minimum:

- (1) Grants at least a 90-day deferment period of mortgage payments for borrowers;
- (2) Waives any late fee, processing fee, or any other fees accrued during the pendency of the public health emergency; and
- (3) Does not report to a credit bureau any delinquency or other derogatory information that occurs as a result of the deferral.

(b) The mortgage servicer shall establish application criteria and procedures for borrowers to apply for the deferment program. An application shall be made available online and by telephone.

(c) The mortgage servicer shall approve each application in which a borrower:

- (1) Demonstrates to the mortgage servicer evidence of a financial hardship resulting directly or indirectly from the public health emergency, including an existing delinquency or future ability to make payments; and



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(2) Agrees in writing to pay the deferred payments within:

(A) A reasonable time agreed to in writing by the applicant and the mortgage servicer; or

(B) If no reasonable time can be agreed to pursuant to subparagraph (A) of this paragraph, 5 years from the end of the deferment period, or the end of the original term of the mortgage loan, whichever is earlier.

(d)(1) A mortgage servicer who receives an application for deferment pursuant to this section shall retain the application, whether approved or denied, for at least 3 years after final payment is made on the mortgage or the mortgage is sold, whichever occurs first.

(2) Upon request, a mortgage servicer shall make an application for deferment available to the Commissioner.

(e) A mortgage servicer shall be prohibited from requiring a lump sum payment from any borrower making payments under a deferred payment program pursuant to subsection (c)(2)(A) of this section, subject to investor guidelines.

(f) A person or business whose application for deferment is denied may file a written complaint with the Commissioner. The Commissioner is authorized to investigate the complaint in accordance with section 13 of the Mortgage Lender and Broker Act of 1996, effective September 9, 1996 (D.C. Law 11-155; D.C. Official Code § 26-1112).

(g) A borrower receiving a mortgage deferral pursuant to subsection (b) of this section on a property that has a tenant:

(1) Shall reduce the rent charged for the property to any qualified tenant during the period of time in which there is mortgage deferral in place in an amount proportional to the reduced mortgage amount paid by the borrower to the mortgage servicer; and

(2) May require the qualified tenant repay the amount of any reduced rent, without interest or fees, within 18 months, or at the end of the lease term, whichever occurs first.

(h) To the extent necessary to conform with the provisions of this section, the exemptions in section 3 of the Mortgage Lender and Broker Act of 1996, effective September 9, 1996 (D.C. Law 11-155; D.C. Official Code § 26-1102), are waived for the duration of the public health emergency.

(i) To the extent necessary to conform with the provisions of this section, the provisions in section 313(c)(1) of the Condominium Act of 1976, effective March 29, 1977 (D.C. Law 1-89; D.C. Official Code § 42-1903.13(c)(1)), are waived for the duration of the public health emergency.

(j) This section shall not apply to a property for which, as of March 11, 2020, a mortgage servicer initiated a foreclosure action or exercised its right to accelerate the balance and maturity date of the loan, on or before March 11, 2020.

(k) For the purposes of this section, the term:

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(1) "Commercial mortgage loan" means a loan for the acquisition, construction, or development of real property, or a loan secured by collateral in such real property, that is owned or used by a person, business, or entity for the purpose of generating profit, and shall include real property used for single-family housing, multifamily housing, retail, office space, and commercial space.

(2) "Commissioner" means the Commissioner of the Department of Insurance, Securities, and Banking.

(3) "Mortgage servicer" mean an entity that has mortgage servicing rights.

(4) "Mortgage servicing rights" means the right under a contractual agreement between the mortgage lender and a mortgage servicer for the mortgage servicer to receive scheduled periodic payments from a person or business pursuant to the terms of a mortgage loan and performs other services in connection with the mortgage, including maintaining account records and communicating with the borrower.

(5) "Qualified tenant" means a tenant of a property owned or controlled by a person or entity receiving a mortgage deferral under subsection (a) of this section that has notified the landlord of an inability to pay all or a portion of the rent due as a result of the public health emergency.

Sec. 203. Tenant protections.

(a) Section 312(a) and (b)(2) of the COVID Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67 DCR 3093), is repealed.

(b) The Rental Housing Conversion and Sale Act of 1980, effective September 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3401.01 *et seq.*), is amended by adding a new section 510b to read as follows:

"Sec. 510b. Tolling of tenant deadlines during a public health emergency.

"The running of all time periods for tenants and tenant organizations to exercise rights under this act shall be tolled from the beginning of the period of a public health emergency declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), until the end of the public health emergency, and for 30 days thereafter."

(c) 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:

(1) Section 208(a)(1) (D.C. Official Code § 42-3502.08(a)(1)) is amended as follows:

(A) Subparagraph (F) is amended by striking the phrase "; and" and inserting a semicolon in its place.

(B) Subparagraph (G) is amended by striking the period at the end and inserting the phrase "; and" in its place.



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

“(H) None of the circumstances set forth in section 904(c) applies.”.

(2) Section 553 (D.C. Official Code § 42-3505.53) is amended as follows:

(A) The existing language is designated subsection (a).

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

“(b) Any notice of intent to vacate that a tenant provided prior to the period for which a public health emergency has been declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), shall be tolled for the period of any such public health emergency such that the tenant shall have the same number of days to vacate remaining at the end of the public health emergency as the tenant had remaining upon the effective date of the public health emergency.”.

(3) Section 554 (D.C. Official Code § 42-3505.54) is amended by adding a new subsection (c) to read as follows:

“(c) Any notice of intent to vacate that a tenant provided prior to the period for which a public health emergency has been declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), shall be tolled for the period of any such public health emergency such that the tenant shall have the same number of days to vacate remaining at the end of the public health emergency as the tenant had remaining upon the effective date of the public health emergency.”.

(4) Section 904 D.C. Official Code § 42-3509.04) is amended by adding a new subsection (c) to read as follows:

“(c) Any rent increase, whether under this act, the Rental Accommodations Act of 1975, the Rental Housing Act of 1977, the Rental Housing Act of 1980, or any administrative decisions issued under these acts, shall be null and void if:

“(1) The effective date on the notice of rent increase occurs during a period for which a public health emergency has been declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01) and for 30 days thereafter;

“(2) The notice of rent increase was provided to the tenant during a period for which a public health emergency has been declared; or

“(3) The notice was provided to the tenant prior to, but takes effect following, a public health emergency.”.

(5) A new section 910 is added to read as follows:

“Sec. 910. Tolling of tenant deadlines during a public health emergency.

“The running of all time periods for tenants and tenant organizations to exercise rights under this act or under chapters 38 through 43 of Title 14 of the District of Columbia Municipal Regulations (14 DCMR §§ 3800 through 4399), shall be tolled during a period for which a public health emergency has been declared pursuant to section 5a of the District of Columbia

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Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), and for 30 days thereafter.”.

(d) Notwithstanding any other provision of law, a rent increase for a residential property not prohibited by the provisions of section 904(c) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3509.04(c)), shall be prohibited during a period for which a public health emergency has been declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), and for 30 days thereafter.

Sec. 204. Utilities.

(a) A cable operator, as that term is defined by section 103(6) of the Cable Television Communications Act of 1981 effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1251.03(6)), shall not disconnect, suspend, or degrade basic cable service or other basic cable operator services for non-payment of a bill, any fees for service or equipment, or any other charges, or for noncompliance with a deferred payment agreement during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), or for 15 calendar days thereafter. For purposes of this subsection, the term “other basic cable operator services” only includes basic broadband internet service and VOIP service.”.

(b) The Telecommunications Competition Act of 1996, effective September 9, 1996 (D.C. Law 11-154; D.C. Official Code § 34-2002.01 *et. seq.*), is amended by adding a new section 3a to read as follows:

“Section 3a. Disconnection of telecommunications service during a public health emergency prohibited.

“(a) For the purposes of this section, the term “public health emergency” means a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01).

“(b) A telecommunications service provider shall not disconnect, suspend, or degrade basic telecommunications service for non-payment of a bill, any fees for service or equipment, and other charges, or noncompliance with a deferred payment agreement during a public health emergency or for 15 calendar days thereafter.”.

(c) Notwithstanding any District law, the Attorney General for the District of Columbia may use the enforcement authority set forth at D.C. Official Code § 28-3909 against any merchant, including a utility provider, that violates any provisions of this act, the COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67



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DCR 3093), or the COVID-19 Response Supplemental Temporary Amendment Act of 2020, passed on 1st reading on April 7, 2020 (Engrossed version of Bill 23-734).

(d) Section 113a(c) of the District Department of the Environment Establishment Act of 2005, effective September 11, 2019 (D.C. Law 23-16, D.C. Official Code § 8-151.13a(c)), is amended as follows:

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

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

“(2) Notwithstanding paragraph (1) of this subsection, during a period of time for which the Mayor has declared a public health emergency (“PHE”) pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), and for 105 calendar days thereafter, money in the Fund may be used to assist low-income residential customers located in the District of Columbia with the payment of an outstanding water-bill balance; except, that not less than \$1.26 million of funding allocated in the fiscal year in which the PHE occurs shall be reserved to assist nonprofit organizations located in the District with the payment of impervious area charges, pursuant to section 216b(a) 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(a)), and not less than \$360,000 of funding allocated in the fiscal year in which the PHE occurs shall be reserved to assist residential customers with the payment of impervious area charges, pursuant to section 216b(b).”.

Sec. 205. Certified Business Enterprise assistance.

(a) Notwithstanding 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 § 2-218.01 *et. seq.*) (“CBE Act”), or any other provision of District law or regulation, during the period of the COVID-19 emergency, any contract for a government-assisted project in excess of \$250,000 that is unrelated to the District’s response to the COVID-19 emergency but entered into during the COVID-19 emergency, absent a waiver pursuant to section 2351 of the CBE Act, shall provide that:

(1) At least 50% of the dollar volume of the contract be subcontracted to small business enterprises; or

(2) If there are insufficient qualified small business enterprises to meet the requirement of paragraph (1) of this subsection, the subcontracting requirement may be satisfied by subcontracting 50% of the dollar volume (“CBE minimum expenditure”) to any qualified certified business enterprises; provided, that best efforts shall be made to ensure that qualified small business enterprises are significant participants in the overall subcontracting work.

(b)(1) For every dollar expended by a beneficiary with a resident-owned business, the beneficiary shall receive a credit for \$1.10 against the CBE minimum expenditure.



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(2) For every dollar expended by a beneficiary with a disadvantaged business enterprise, the beneficiary shall receive a credit for \$1.25 against the CBE minimum expenditure.

(3) For every dollar expended by a beneficiary that uses a company designated as both a disadvantaged business enterprise under section 2333 of the CBE Act and as a resident-owned business under section 2302(15) of the CBE Act, the beneficiary shall receive a maximum credit for \$1.30 against the CBE minimum expenditure.

(c) For the purposes of this section, the term:

(1) "Beneficiary" has the same meaning as set forth in section 2302(1B) of the CBE Act (D.C. Official Code § 2-218.02(1B)).

(2) "Best efforts" means that a beneficiary is obligated to make its best attempt to accomplish the agreed-to goal, even when there is uncertainty or difficulty.

(3) "COVID-19 emergency" means the emergencies declared in the Declaration of Public Emergency (Mayor's Order 2020-045) together with the Declaration of Public Health Emergency (Mayor's Order 2020-046), declared on March 11, 2020, including any extension of those declared emergencies.

(4) "Disadvantaged business enterprise" has the same meaning as set forth in section 2333 of the CBE Act (D.C. Official Code § 2-218.33).

(5) "Government-assisted project" has the same meaning as set forth in section 2302(9A) of the CBE Act (D.C. Official Code § 2-218.02(9A)).

(6) "Longtime resident business" has the same meaning as set forth in section 2302(13) of the CBE Act (D.C. Official Code § 2-218.02(13)).

(7) "Resident-owned business" has the same meaning as set forth in section 2302(15) of the CBE Act (D.C. Official Code § 2-218.02(15)).

(8) "Small Business Enterprises" has the same meaning as set forth in section 2332 of the CBE Act (D.C. Official Code § 2-218.32).

(d) Contracts entered into on an emergency basis or that are made in furtherance of, or that are related to, the District's response to the COVID-19 emergency shall not be subject to the requirements of the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Code § 2-218.01 *et seq.*), or the First Source Employment Agreement Act of 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.01 *et seq.*).

Sec. 206. Funeral services consumer protection.

(a) The District of Columbia Funeral Services Regulatory Act of 1984, effective May 22, 1984 (D.C. Law 5-84; D.C. Official Code § 3-401 *et seq.*), is amended by adding a new section 4a to read as follows:

"Sec. 4a. For a period of time for which the Mayor has declared a public health emergency ("PHE") pursuant to section 5a of the District of Columbia Public Emergency Act of

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1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), there shall be established a Funeral Bill of Rights designed to inform consumers of required pricing disclosures and other available consumer rights. The Department of Consumer and Regulatory Affairs, in consultation with the Board of Funeral Directors and the Attorney General for the District of Columbia (“Attorney General”), shall write the Funeral Bill of Rights, which shall be published in the District of Columbia Register no later than May 8, 2020. If the foregoing does not occur on or before May 1, 2020, the Attorney General may write the Funeral Bill of Rights and shall have it published in the District of Columbia Register no later than May 15, 2020.”.

(b) Section 28-3904 of the District of Columbia Official Code is amended as follows:

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

(2) Subsection (kk) is amended by striking the period at the end and inserting the phrase “; or” in its place.

(3) New subsections (ll) and (mm) are added to read as follows:

“(ll) violate any provision of 17 DCMR § 3013; or

“(mm) violate any provision of 17 DCMR § 3117.”.

(c) Title 17 of the District of Columbia Municipal Regulations (17 DCMR § 100 *et seq.*) is amended as follows:

(1) Section 3013.2(l) (17 DCMR § 3013.2(l)) is amended as follows:

(A) The lead-in language of subparagraph (8) is amended by striking the phrase “customer, or failing to passing” and inserting the phrase “customer, failing to provide to the customer any receipts for amounts advanced, paid, or owed to third parties on behalf of the customer, or failing to pass” in its place.

(B) Subparagraph (24) is amended by striking the phrase “; or” and inserting a semicolon in its place.

(C) Subparagraph (25) is amended by striking the period at the end and inserting a semicolon in its place.

(D) New subparagraphs (26), (27), (28), and (29) are added to read as follows:

“(26) Failing to clearly and conspicuously post a General Price List, Casket Price List, or an Outer Burial Container Price List, that meets the requirements of the Funeral Industry Practices Rules of the Federal Trade Commission (16 C.F.R. § 453 *et seq.*), on any websites maintained by the applicant or licensee;

“(27) Failing to provide to any customer a General Price List, Casket Price List, or an Outer Burial Container Price List that meets the requirements of the Funeral Industry Practices Rules of the Federal Trade Commission (16 C.F.R. § 453 *et seq.*);

“(28) Failing to clearly and conspicuously post the Funeral Bill of Rights, as specified in section 4a of the District of Columbia Funeral Services Regulatory Act of 1984,



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passed on emergency basis on April 7, 2020 (Enrolled version of Bill 23-733), on any website maintained by the applicant or licensee; or

“(29) Failing to provide to any customer the Funeral Bill of Rights, as specified in section 4a of the District of Columbia Funeral Services Regulatory Act of 1984, passed on emergency basis on April 7, 2020 (Enrolled version of Bill 23-733), during an initial meeting to discuss or make arrangements for the purchase of funeral goods or services.”.

(2) Section 3110 (17 DCMR § 3110) is amended by adding a new subsection 3110.9 to read as follows:

“3110.9 A funeral services establishment shall keep and retain records documenting any required disclosures to consumers, including disclosure of its General Price List, Casket Price List, an Outer Burial Container Price List, and the Funeral Bill of Rights signed by the consumer, as specified in section 4a of the District of Columbia Funeral Services Regulatory Act of 1984, passed on emergency basis on April 7, 2020 (Enrolled version of Bill 23-733), after the completion or termination of a funeral contract.”.

Sec. 207. Debt collection.

Section 28-3814 of the D.C. Official Code is amended as follows:

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

(1) New paragraphs (1B) and (1C) are added to read as follows:

“(1B) “collection lawsuit” means any legal proceeding, including civil actions, statements of small claims, and supplementary process actions, commenced in any court for the purpose of collecting any debt or other past due balance owed or alleged to be owed.

“(1C) “debt” means money or its equivalent which is, or is alleged to be, more than 30 days past due and owing, unless a different period is agreed to by the debtor, under a single account as a result of a purchase, lease, or loan of goods, services, or real or personal property, for personal, family, or household purposes or as a result of a loan of money that was obtained for personal, family, or household purposes whether or not the obligation has been reduced to judgment.”.

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

“(4) public health emergency” means a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01, or a state of emergency pursuant to § 28-4102.”.

(b) New subsections (l), (m), and (n) are added to read as follows:

“(l)(1) Notwithstanding subsection (a) of this section, subsections (l) and (m) of this section shall apply to any debt, including but not limited to, loans directly secured on motor vehicles or direct motor vehicle installment loans covered by Chapter 36 of Title 28.

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“(2) During a public health emergency and for 60 days after its conclusion, no creditor or debt collector shall, with respect to any debt:

“(A) Initiate, file, or threaten to file any new collection lawsuit;

“(B) Initiate, threaten to initiate, or act upon any statutory remedy for the garnishment, seizure, attachment, or withholding of wages, earnings, property, or funds for the payment of a debt to a creditor;

“(C) Initiate, threaten to initiate, or act upon any statutory remedy for the repossession of any vehicle; except, that creditors or debt collectors may accept collateral that is voluntarily surrendered; or

“(D) Visit or threaten to visit the household of a debtor at any time for the purpose of collecting a debt;

“(E) Visit or threaten to visit the place of employment of a debtor at any time ; or

“(F) Confront or communicate in person with a debtor regarding the collection of a debt in any public place at any time.

“(3) This subsection shall not apply to collecting or attempting to collect a debt that is, or is alleged to be, owed on a loan secured by a mortgage on real property.

“(m)(1) During a public health emergency and for 60 days after its conclusion, no debt collector shall initiate any communication with any debtor via any written or electronic communication, including email, text message, or telephone. A debt collector shall not be deemed to have initiated a communication with a debtor if the communication by the debt collector is in response to a request made by the debtor for the communication.

“(2) This subsection shall not apply to:

“(A) Communications initiated solely for the purpose of informing a debtor of a rescheduled court appearance date or discussing a mutually convenient date for a rescheduled court appearance;

“(B) Original creditors collecting or attempting to collect their own debt;

or

“(C) Collecting or attempting to collect a debt which is, or is alleged to be, owed on a loan secured by a mortgage on real property.

“(n) Subsections (l) and (m) of this section shall not be construed to:

“(1) Exempt any person from complying with existing laws or rules of professional conduct with respect to debt-collection practices;

“(2) Supersede or in any way limit the rights and protections available to consumers under applicable local, state, or federal foreclosure laws;

“(3) Supersede any obligation under the District of Columbia Rules of Professional Conduct, to the extent of any inconsistency.”.



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## Sec. 208. Carry out and delivery.

(a) Section 203 of the COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67 DCR 3093), is repealed.

(b) Chapter 1 of Title 25 of the District of Columbia Official Code is amended as follows:

(1) Section 25-112 is amended by adding a new subsection (h) to read as follows:

“(h)(1) A retailer with commercial street frontage at the Walter E. Washington Convention Center that sells food and is approved by the Washington Convention and Sports Authority to sell alcoholic beverages for on-premises consumption (“Convention Center food and alcohol business”) that registers as a Convention Center food and alcohol business with the Board and receives written authorization from ABRA may sell beer, wine, or spirits in closed containers to individuals for carry out to their home, or deliver beer, wine, or spirits, in closed containers to the homes of District residents, pursuant to § 25-113(a)(3)(C); provided, that such carry-out or delivery orders are accompanied by one or more prepared food items.

“(2) Board approval shall not be required for a registration under this subsection.”.

(2) Section 25-113(a)(3)(C) is amended to read as follows:

“(C) An on-premises retailer’s licensee, class C/R, D/R, C/T, D/T, C/H, D/H, C/X, or D/X, including a multipurpose facility or private club, that registers with the Board may sell beer, wine, or spirits in closed containers to individuals for carry out to their home, or deliver beer, wine, or spirits in closed containers to the homes of District residents; provided, that each such carry out or delivery order is accompanied by one or more prepared food items. Board approval shall not be required for a registration under this subparagraph; except, that the licensee shall receive written authorization from ABRA prior to beginning carry out or delivery of beer, wine, or spirits pursuant to this subparagraph.”.

## Sec. 209. Opportunity accounts expanded use.

The Opportunity Accounts Act of 2000, effective April 3, 2001 (D.C. Law 13-266; D.C. Official Code § 1-307.61 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 1-307.61) is amended by adding a new paragraph (2A) to read as follows:

“(2A) “Commissioner” means the Commissioner of the Department of Insurance, Securities, and Banking.”

(b) Section 8 (D.C. Official Code § 1-307.67) is amended as follows:

(1) Subsection (a) is amended by striking the figure “\$2” and inserting the figure “\$1” in its place.

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

(A) The lead-in language is amended by striking the figure “\$2” and inserting the figure “\$3” in its place.

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

(i) Strike the phrase “in at least the same amount” and insert the phrase “consistent with subsection (a) of this section” in its place.

(ii) Strike the phrase “; and” and insert a semicolon in its place.

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

(i) Strike the phrase “than \$3,000” and insert the phrase “than \$6,000” in its place.

(ii) Strike the period and insert the phrase “; and” in its place.

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

“(3) The Commissioner may waive the requirement of subsection (a) of this section and may provide to an administering organization matching funds of up to \$4 for every dollar the account holder deposits into the opportunity account when adequate federal or private matching funds are not available.”.

(c) Section 9(a) (D.C. Official Code § 1-307.68(a)) is amended as follows:

(1) Paragraph (6) is repealed.

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

(3) A new paragraph (9) is added to read as follows:

“(9) To pay for any cost, expense, or item authorized by the Commissioner by rule issued pursuant to section 14, or by order during a declared public health emergency.”.

(d) Section 10 (D.C. Official Code § 1-307.69) is amended as follows:

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

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

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

(C) A new paragraph (4) is inserted to read as follows:

“(4) Making payments necessary to enable the account holder to meet necessary living expenses in the event of a sudden, unexpected loss of income.”.

(2) Subsection (c) is amended by striking the phrase “An account holder” and inserting the phrase “Except during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), an account holder” in its place.

(3) New subsections (c-1), (c-2), and (c-3) are added to read as follows:

“(c-1) If an account holder makes an emergency withdrawal for the purposes set forth at subsection (b)(2) or (3) of this section, the account holder shall withdraw only funds deposited by the account holder and shall not withdraw matching funds.



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“(c-2) If an account holder makes an emergency withdrawal for the purposes set forth at subsection (b)(1) of this section, the account holder shall withdraw only funds deposited by the account holder and shall not withdraw matching funds, unless the withdrawal is for a medical emergency.

“(c-3) If an account holder makes an emergency withdrawal for the purposes set forth at subsection (b)(4) of this section, the account holder may withdraw funds deposited by the account holder and matching funds.”.

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

“(e) An account holder shall not be required to repay funds withdrawn from the opportunity account for an emergency withdrawal but shall be required to resume making deposits into the opportunity account no later than 90 days after the emergency withdrawal. If the account holder fails to make a deposit no later than 90 days after the emergency withdrawal:”.

Sec. 210. Contractor advance payment.

Section 2349 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 § 2-218.49), is amended as follows:

(1) Subsection (a)(2) is amended by striking the phrase “A policy” and inserting the phrase “Except as provided in subsection (a-1) of this section, a policy” in its place.

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

“(a-1) During a period of time for which the Mayor has declared a public health emergency (“PHE”) pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), an agency may make advance payments to a certified contractor for purchases related to the PHE when the payments are necessary to achieve the purposes of this subtitle and may provide an advance of more than 10% of the total value of the contract.”.

Sec. 211. Vacant property designations.

Section 6(b) of An Act To provide for the abatement of nuisances in the District of Columbia by the Commissioners of said District, and for other purposes, effective April 27, 2001 (D.C. Law 13-281; D.C. Official Code § 42-3131.06(b)), is amended as follows:

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

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

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

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“(10) A commercial property that houses a business that has closed during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), as a result of the circumstances giving rise to or resulting from the public health emergency, and for 60 days thereafter.”.

Sec. 212. Franchise tax exclusion.

D.C. Official Code § 47-1803.02(a)(2) is amended by adding a new subparagraph (GG) to read as follows:

“(GG) Small business loans awarded and subsequently forgiven under section 1106 of the Coronavirus Aid, Relief, and Economic Security Act, approved March 27, 2020 (Pub. L. No. 116-136; 134 Stat. 281).”.

**TITLE III. JUDICIARY AND PUBLIC SAFETY.**

Sec. 301. Police Complaints Board investigation extension.

Section 5(d-3) 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(d-3)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase “January 1, 2017, through December 31, 2019” and inserting the phrase “August 1, 2019, through January 31, 2020” in its place.

(b) Paragraph (2) is amended by striking the date “April 30, 2021” and inserting the date “September 30, 2021” in its place.

Sec. 302. FEMS reassignments.

Section 212 of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1402.12), is amended by adding a new subsection (c) to read as follows:

“(c) It shall not be an unlawful discriminatory practice for the Mayor to reassign personnel of the Fire and Emergency Medical Services Department from firefighting and emergency medical services operations during a period of time for which a public health emergency has been declared pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), based upon the inability of the personnel to wear personal protective equipment in a manner consistent with medical and health guidelines.”

Sec. 303. Civil rights enforcement.

The Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), is amended by adding a new section 316a to read as follows:



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“Sec. 316a. Civil actions by the Attorney General.

“During a period of time for which the Mayor has declared a public health emergency (“PHE”) pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), in a civil action initiated by the Attorney General for the District of Columbia (“Attorney General”) for violations of this act, or a civil action arising in connection with the public health emergency, other than an action brought pursuant to section 307:

“(1) The Attorney General may obtain:

“(A) Injunctive relief, as described in section 307;

“(B) Civil penalties, up to the amounts described in section 313(a)(1)(E-1), for each action or practice in violation of this act, and, in the context of a discriminatory advertisement, for each day the advertisement was posted; and

“(C) Any other form of relief described in section 313(a)(1); and

“(2) The Attorney General may seek subpoenas for the production of documents and materials or for the attendance and testimony of witnesses under oath, or both, which shall contain the information described in section 110a(b) of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 1-301.88d(b)) (“Act”), and shall follow the procedures described in section 110a(c), (d), and (e) of the Act (D.C. Official Code § 1-301.88d(c), (d), and (e)); provided, that the subpoenas are not directed to a District government official or entity.”.

Sec. 304. Extension of time for non-custodial arrestees to report.

Section 23-501(4) of the District of Columbia Official Code is amended by striking the period and inserting the phrase “, or within 90 days, if the non-custodial arrest was conducted during a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01.” in its place.

Sec. 305. Good time credits and compassionate release.

An Act To establish a Board of Indeterminate Sentence and Parole for the District of Columbia and to determine its functions, and for other purposes, approved July 15, 1932 (47 Stat. 696; D.C. Official Code § 24-403 *et seq.*), is amended as follows:

(a) A new section 3a-i is added to read as follows:

“Sec. 3a-i. Good time credit for felony offenses committed before August 5, 2000.

“(a)(1) Notwithstanding any other provision of law, a defendant who is serving a term of imprisonment for an offense committed between June 22, 1994, and August 4, 2000, shall be retroactively awarded good time credit toward the service of the defendant’s sentence of up to 54 days for each year of the defendant’s sentence imposed by the court, subject to determination by

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the Bureau of Prisons that during those years the defendant has met the conditions provided in 18 U.S.C. § 3624(b).

“(2) An award of good time credit pursuant to paragraph (1) of this subsection shall apply to the minimum and maximum term of incarceration, including the mandatory minimum; provided, that in the event of a maximum term of life, only the minimum term shall receive good time.

“(b)(1) Notwithstanding any other provision of law, a defendant who is serving a term of imprisonment for an offense committed before June 22, 1994, shall be retroactively awarded good time credit toward the service of the defendant’s sentence of up to 54 days for each year of the defendant’s sentence imposed by the court, subject to determination by the Bureau of Prisons that during those years the defendant has met the conditions provided in 18 U.S.C. § 3624(b).

“(2) An award of good time credit pursuant to paragraph (1) of this subsection:

“(A) Shall apply to any mandatory minimum term of incarceration; and

“(B) Is not intended to modify how the defendant is awarded good time credit toward any portion of the sentence other than the mandatory minimum.”.

(b) A new section 3d is added to read as follows:

“Sec. 3d. Motions for compassionate release for individuals convicted of felony offenses.

“(a) Notwithstanding any other provision of law, the court may modify a term of imprisonment imposed upon a defendant if it determines the defendant is not a danger to the safety of any other person or the community, pursuant to the factors to be considered in 18 U.S.C. §§ 3142(g) and 3553(a) and evidence of the defendant's rehabilitation while incarcerated, and:

“(1) The defendant has a terminal illness, which means a disease or condition with an end-of-life trajectory;

“(2) The defendant is 60 years of age or older and has served at least 25 years in prison; or

“(3) Other extraordinary and compelling reasons warrant such a modification, including:

“(A) A debilitating medical condition involving an incurable, progressive illness, or a debilitating injury from which the defendant will not recover;

“(B) Elderly age, defined as a defendant who is:

“(i) 60 years of age or older;

“(ii) Has served at least 20 years in prison or has served the greater of 10 years or 75% of their sentence; and

“(iii) Suffers from a chronic or serious medical condition related to the aging process or that causes an acute vulnerability to severe medical complications or death as a result of COVID-19;



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“(C) Death or incapacitation of the family member caregiver of the defendant’s children; or

“(D) Incapacitation of a spouse or a domestic partner when the defendant would be the only available caregiver for the spouse or domestic partner.

“(b) Motions brought pursuant to this section may be brought by the United States Attorney’s Office for the District of Columbia, the Bureau of Prisons, the United States Parole Commission, or the defendant.

“(c) Although a hearing is not required, in order to provide for timely review of a motion made pursuant to this section and at the request of counsel for the defendant, the court may waive the appearance of a defendant currently held in the custody of the Bureau of Prisons.”.

Sec. 306. Electronic wills.

Chapter 1 of Title 18 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:

“18-813. Electronic wills.”.

(b) Section 18-103(2) is amended by striking the phrase “in the presence of the testator” and inserting the phrase “in the presence or, during a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01, the electronic presence, as defined in § 18-813(a)(2), of the testator” in its place.

(c) A new section 18-813 is added to read as follows:

“§ 18-813. Electronic wills.

“(a) Definitions.

“For the purposes of this section, the term:

“(1) “Electronic” means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capabilities.

“(2) “Electronic presence” means when one or more witnesses are in a different physical location than the testator but can observe and communicate with the testator and one another to the same extent as if the witnesses and testator were physically present with one another.

“(3) “Electronic will” means a will or codicil executed by electronic means.

“(4) “Record” means information that is inscribed on a tangible medium or that is stored in an electronic medium and is retrievable in perceivable form.

“(5) “Sign” means, with present intent to authenticate or adopt a record, to:

“(A) Execute or adopt a tangible symbol; or

“(B) Affix to or associate with the record an electronic signature.

“(b)(1) A validly executed electronic will shall be a record that is:



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“(A) Readable as text at the time of signing pursuant to subparagraph (B) of this paragraph;

“(B) Signed:

“(i) By the testator, or by another person in the testator’s physical presence and by the testator’s express direction; and

“(ii) In the physical or electronic presence of the testator by at least 2 credible witnesses, each of whom is physically located in the United States at the time of signing.

“(2) In order for the electronic will to be admitted to the Probate Court, the testator, a witness to the will, or an attorney admitted to practice in the District of Columbia who supervised the execution of the electronic will, shall certify a paper copy of the electronic will by affirming under penalty of perjury that:

“(A) The paper copy of the electronic will is a complete, true, and accurate copy of the electronic will; and

“(B) The conditions in subparagraph (A) of this paragraph were satisfied at the time the electronic will was signed.

“(3) Except as provided in subsection (c), a certified paper copy of an electronic will shall be deemed to be the electronic will of the testator for all purposes under this title.

“(c)(1) An electronic will may revoke all or part of a previous will or electronic will.

“(2) An electronic will, or a part thereof, is revoked by:

“(A) A subsequent will or electronic will that revokes the electronic will, or a part thereof, expressly or by inconsistency; or

“(B) A direct physical act cancelling the electronic will, or a part thereof, with the intention of revoking it, by the testator or a person in the testator’s physical presence and by the testator’s express direction and consent.

“(3) After it is revoked, an electronic will, or a part thereof, may not be revived other than by its re-execution, or by a codicil executed as provided in the case of wills or electronic wills, and then only to the extent to which an intention to revive is shown in the codicil.

“(d) An electronic will not in compliance with subsection (b)(1) of this section is valid if executed in compliance with the law of the jurisdiction where the testator is:

“(1) Physically located when the electronic will is signed; or

“(2) Domiciled or resides when the electronic will is signed or when the testator dies.

“(e) Except as otherwise provided in this section:

“(1) An electronic will is a will for all purposes under the laws of the District of Columbia; and

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“(2) The laws of the District of Columbia applicable to wills and principles of equity apply to an electronic will.

“(f) This section shall apply to electronic wills made during a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01.”.

**TITLE IV. HEALTH AND HUMAN SERVICES.**

Sec. 401. Public health emergency.

(a) Section 301(b) of the COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67 DCR 3093), which amended section 7 of the District of Columbia Public Emergency Act of 1980, effective March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2306), is repealed.

(b) The District of Columbia Public Emergency Act of 1980, effective March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2301 *et seq.*), is amended as follows:

(1) Section 5a(d) (D.C. Official Code § 7-2304.01(d)) is amended as follows:

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

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

“(3A) Exempt any person, employee of the District of Columbia not otherwise exempt under existing law, or contractor providing services arising out of a contract with the District of Columbia from civil liability for damages for actions taken while acting within the scope of their employment or organization’s purpose, voluntary service, or scope of work to implement the provisions of the District of Columbia response plan and of An Act To authorize the Commissioners of the District of Columbia to make regulations to prevent and control the spread of communicable and preventable diseases, approved August 11, 1939 (53 Stat. 1408; D.C. Official Code § 7-131 *et seq.*), except in instances of gross negligence, and solely for actions taken during the public health emergency; and”

(2) Section 7 (D.C. Official Code § 7-2306) is amended by adding a new subsection (c-1) to read as follows:

“(c-1) Notwithstanding subsections (b) and (c) of this section, the Council authorizes the Mayor to extend the 15-day March 11, 2020, emergency executive order and public health emergency executive order (“emergency orders”) issued in response to the coronavirus (COVID-19) for an additional 90-day period. After the additional 90-day extension authorized by this subsection, the Mayor may extend the emergency orders for additional 15-day periods pursuant to subsection (b) or (c) of this section.”.

Sec. 402. Extension of care and custody for aged-out youth.



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(a) Section 303(a-1) of the Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1303.03(a-1)), is amended as follows:

(1) Paragraph (12) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (13) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (14) is added to read as follows:

“(14) To retain custody of a youth committed to the Agency who becomes 21 years of age during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), for a period not exceeding 90 days after the end of the public health emergency; provided, that the youth consents to the Agency’s continued custody .”.

(b) Chapter 23 of Title 16 of the District of Columbia Official Code is amended as follows:

(1) Section 16-2303 is amended as follows:

(A) The existing text is designated as subsection (a).

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

“(b) The Division shall retain jurisdiction of a minor in the legal custody of a public agency pursuant to § 16-2320(a)(1)(3)(A) who becomes 21 years of age during a period of time for which the Mayor has declared a public health emergency pursuant to § 7-2304.01, for a period not exceeding 90 days after the end of the public health emergency; provided; that the minor consents to the Division’s retention of jurisdiction.”.

(2) Section 16-2322(f)(1) is amended by striking the phrase “twenty-one years of age” and inserting the phrase “21 years of age, not including orders extended pursuant to § 16-2303(b)” in its place.

Sec. 403. Hospital support funding.

(a) The Mayor may, notwithstanding the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and in the Mayor’s sole discretion, issue a grant to an eligible hospital; provided, that the eligible hospital submits a grant application in the form and with the information required by the Mayor.

(b) The amount of a grant issued to a hospital shall be based on:

(1) An allocation formula based on the number of beds at the hospital; or

(2) Such other method or formula, as established by the Mayor, that addresses the impacts of COVID-19 on hospitals.

(c) A grant issued pursuant to this section may be expended by the hospital for:



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(1) Supplies and equipment related to the COVID-19 emergency, including personal protective equipment, sanitization and cleaning products, medical supplies and equipment, and testing supplies and equipment;

(2) Personnel costs incurred to respond to the COVID-19 emergency, including the costs of contract staff; and

(3) Costs of constructing and operating temporary structures to test individuals for COVID-19 or to treat patients with COVID-19.

(d) The Mayor may issue one or more grants to a third-party grant-managing entity for the purpose of administering the grant program authorized by this section and making subgrants on behalf of the Mayor in accordance with the requirements of this section.

(e) The Mayor shall maintain a list of all grants awarded pursuant to this section, identifying for each award the grant recipient, the date of award, intended use of the award, and the award amount. The Mayor shall publish the list online no later than July 1, 2020, or 30 days after the end of the COVID-19 emergency, whichever is earlier.

(f) The Mayor, pursuant to section 105 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-505), may issue rules to implement the provisions of this section.

(g) For the purposes of this section, the term:

(1) "COVID-19" means the disease caused by the novel coronavirus SARS-CoV-2. (1) "COVID-19 emergency" means the emergencies declared in the Declaration of Public Emergency (Mayor's Order 2020-045) and the Declaration of Public Health Emergency (Mayor's Order 2020-46), declared on March 11, 2020, including any extension of those emergencies.

(2) "Eligible hospital" means a non-profit or for-profit hospital located in the District.

**TITLE V. GOVERNMENT DIRECTION AND SUPPORT.**

Sec. 501. Tolling of matters transmitted to the Council.

(a) The COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020 (D.C. Act 23-247; 67 DCR 3093), is amended as follows:

(1) Section 502(c) is amended by striking the phrase "section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01)," and inserting the phrase "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))," in its place.

(2) Section 603(b)(1) is amended by striking the phrase "48 hours" and inserting the phrase "2 business days" in its place.

(b) 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:

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(1) Subsection (c) is amended by striking the phrase “180 days” and inserting the phrase “180 days, excluding days occurring during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01),” in its place

(2) Subsection (e) is amended by striking the phrase “excluding days of Council recess” and inserting the phrase “excluding days of Council recess and days occurring during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01),” in its place.

(3) Subsection (f) is amended by striking the phrase “Council shall have an additional 45 days, excluding days of Council recess,” and inserting the phrase “Council shall have an additional 45 days, excluding days of Council recess and days occurring during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01),” in its place.

(c) Notwithstanding any provision of law, during a period time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), the review period for any matter transmitted to the Council for approval or disapproval, other than nominations transmitted in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), contract approvals, or reprogrammings transmitted in accordance with section 4 of the Reprogramming Policy Act of 1980, effective September 16, 1980 (D.C. Law 3-100; D.C. Official Code § 47-363), shall be tolled if not inconsistent with the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

Sec. 502. Council Code of Conduct.

The Rules of Organization and Procedure for the Council of the District of Columbia, Council Period 23, Resolution of 2019, effective January 2, 2019 (Res. 23-1; 66 DCR 272), is amended as follows:

(a) Rule VI(c) of the Council of the District of Columbia, Code of Official Conduct, Council Period 23 is amended by adding a new paragraph (5) to read as follows:

“(5) Notwithstanding any other rule, during a period of time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), a Councilmember may disseminate information about, and connect constituents with,



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services and offers, including from for-profit entities, that the Councilmember determines is in the public interest in light of the public health emergency.”

(b) Rule X(f)(1)(C) of the Council of the District of Columbia, Code of Official Conduct, Council Period 23 is amended by striking the phrase “The proposed” and inserting the phrase “Unless the electronic newsletter exclusively contains information relating to a declared public health emergency, the proposed” in its place.

Sec. 503. Advisory neighborhood commissions.

The Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-58; D.C. Official Code § 1-309.01 *et seq.*), is amended as follows:

(a) Section 8(d) (D.C. Official Code § 1-309.06(d)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “prior to a general election” both times it appears and inserting the phrase “prior to a general election or during a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01)” in its place.

(2) Paragraph (6) is amended as follows:

(A) Subparagraph (A) is amended by striking the phrase “and legal holidays” and inserting the phrase “legal holidays, and days during a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01)” in its place.

(B) Subparagraph (C) is amended by striking the phrase “petitions available,” and inserting the phrase “petitions available, not including days during a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01),” in its place.

(C) Subparagraph (E) is amended by striking the phrase “or special meeting” and inserting the phrase “or special meeting, not to include a remote meeting held during a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01),” in its place.

(b) Section 13 (D.C. Official Code § 1-309.10) is amended by adding a new subsection (q) to read as follows:

“(q) During a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01):



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“(1) The 30-day written notice requirement set forth in subsection (b) of this section shall be a 51-day written notice requirement; and

“(2) The 45-calendar-day notice requirement set forth in subsection (c)(2)(A) of this section shall be a 66-calendar-day notice requirement.”

(c) Section 16(j)(3) (D.C. Official Code § 1-309.13(j)(3)) is amended by adding a new subparagraph (C) to read as follows:

“(C) Sub-subparagraph (i) of subparagraph (A) of this paragraph shall not apply to the failure to file quarterly reports due during a period of time for which a public health emergency has been declared by the Mayor pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01).”.

Sec. 504. Disclosure extension; campaign finance training; and disbursement extension.

(a) Section 161(a)(1) of the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 884; D.C. Official Code § 1-731(a)(1)), is amended by striking the phrase “April 30th” and inserting the phrase “July 30th” in its place.

(b) The Government Ethics Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.01 *et seq.*), is amended as follows:

(1) Section 224 (D.C. Official Code § 1-1162.24) is amended by adding a new subsection (c-2) to read as follows:

“(c-2) Notwithstanding any other provision of this section, in calendar year 2020, the Board may change the dates by which:

“(1) Reports required by this section are to be filed; and

“(2) The names of public officials are to be published pursuant to subsection (c-1) of this section.”.

(2) Section 225 (D.C. Official Code § 1-1162.25) is amended by adding a new subsection (b-1) to read as follows:

“(b-1) Notwithstanding any other provision of this section, in calendar year 2020, the Board may change the dates by which:

“(1) Reports required by subsection (a) of this section are to be filed; and

“(2) Reports filed pursuant to subsection (a) of this section shall be reviewed pursuant to subsection (b) of this section.”.

(3) Section 230 (D.C. Official Code § 1-1162.30) is amended by adding a new subsection (a-1) to read as follows:

“(a-1) Notwithstanding any other provision of this section, in calendar year 2020, the Board may change the dates by which reports required by subsection (a) of this section shall be filed.”.

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(c) The Campaign Finance Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1163.01 *et seq.*), is amended as follows:

(1) Section 304(7A)(A) (D.C. Official Code § 1-1163.04(7A)(A)) is amended by striking the phrase “in person, although online materials may be used to supplement the training” and inserting the phrase “in person or online” in its place.

(2) Section 332d (D.C. Official Code § 1-1163.32d) is amended by striking the phrase “5 days after” wherever it appears and inserting the phrase “5 business days after” in its place.

(3) Section 332e(e) (D.C. Official Code § 1-1163.32e(e)) is amended by striking the phrase “Within 5 days after” and inserting the phrase “Within 5 business days after” in its place.

Sec. 505. Election preparations.

The District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code § 1-1001.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 1-1001.02) is amended by adding a new paragraph (31) to read as follows:

“(31) For the June 2, 2020, Primary Election and the June 16, 2020, Ward 2 Special Election, the term “polling place” shall include Vote Centers operated by the Board throughout the District.”.

(b) Section 5(a) (D.C. Official Code § 1-1001.05(a)) is amended by adding a new paragraph (9A) to read as follows:

“(9A) For the June 2, 2020, Primary Election, mail every registered qualified elector an absentee ballot application and a postage-paid return envelope;”.

(c) Section 7 (D.C. Official Code § 1-1001.07) is amended as follows:

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

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

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

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

“(E) For the June 2, 2020, Primary Election and the June 16, 2020, Ward 2 Special Election, regularly promote the Board’s revised plans for those elections on the voter registration agencies’ social media platforms, including by providing information about how to register to vote and vote by mail.”.

(2) Subsection (h) is amended by adding a new paragraph (4) to read as follows:

“(4) The provisions of this subsection shall not apply to the June 2, 2020, Primary Election and the June 16, 2020, Ward 2 Special Election.”.



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Sec. 506. Absentee ballot request signature waiver.

Section 720.7(h) of Title 3 of the District of Columbia Municipal Regulations (3 DCMR § 720.7(h)) is amended by striking the phrase "Voter's signature" and inserting the phrase "Except for a request for an absentee ballot for the June 2, 2020, Primary Election or the June 16, 2020, Ward 2 Special Election, voter's signature" in its place.

Sec. 507. Board of Elections stipends.

Section 1108(c-1)(10) 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(c-1)(10)), is amended by striking the phrase "Chairperson per year" and inserting the phrase "Chairperson per year; except, that for the remainder of 2020 following the effective date of the COVID-19 Response Supplemental Emergency Amendment Act of 2020, passed on emergency basis on April 7, 2020 (Enrolled version of Bill 23-733), District of Columbia Board of Elections members shall be entitled to compensation at the hourly rate of \$40 while actually in the service of the board, not to exceed \$25,000 for each member per year and \$53,000 for the Chairperson per year" in its place.

Sec. 508. Administrative hearings deadline tolling.

Notwithstanding any provision of District law, but subject to applicable federal laws and regulations, during a period time for which the Mayor has declared a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01), the 90-day time period to request a hearing shall be tolled:

(1) To review an adverse action by the Mayor concerning any new application for public assistance or any application or request for a change in the amount, kind or conditions of public assistance, or a decision by the Mayor to terminate, reduce, or change the amount, kind, or conditions of public assistance benefits or to take other action adverse to the recipient pursuant to section 1009 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-210.09); or

(2) To appeal an adverse decision listed in section 26(b) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-754.41(b)).

Sec. 509. Approval of Mayoral nominations.

Consistent with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), the Council of the District of Columbia confirms the appointment or reappointment of:



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(1) Dr. Roger A. Mitchell, Jr. as the Chief Medical Examiner of the Office of the Chief Medical Examiner for a term to end June 3, 2026, transmitted by the Mayor to the Council for confirmation on February 6, 2020;

(2) Ms. Deborah Evans-Bailey as a community member who is not a District government employee to the Violence Fatality Review Committee for a term to end October 12, 2023, transmitted by the Mayor to the Council for confirmation on February 24, 2020;

(3) Dr. Erin Hall as a representative from a hospital in the District member to the Violence Fatality Review Committee for a term to end October 12, 2023, transmitted by the Mayor to the Council for confirmation on February 24, 2020;

(4) Dr. Michael Eric Dyson as a member with a background in victim's rights to the Clemency Board, for a term to end 4 years after the date of confirmation, transmitted by the Mayor to the Council for confirmation on February 24, 2020;

(5) Mr. George Schutter as the Chief Procurement Officer of the Office of Contracting and Procurement for a term to end July 14, 2025, transmitted by the Mayor to the Council for confirmation on February 14, 2020;

(6) Ms. Olivia Elder as a public member of the Commission on Re-Entry and Returning Citizens Affairs, replacing Nicole Porter, for a term to end August 4, 2022, transmitted by the Mayor to the Council for confirmation on February 26, 2020;

(7) Mr. Dominic Henry as a public member of the Commission on Re-Entry and Returning Citizens Affairs, replacing Tanisha Murden, for a term to end August 4, 2022, transmitted by the Mayor to the Council for confirmation on February 26, 2020;

(8) Mr. Taurus Phillips of the Commission on Re-Entry and Returning Citizens Affairs, replacing Eric Weaver, for a term to end August 4, 2022, transmitted by the Mayor to the Council for confirmation on February 26, 2020;

(9) Mr. Corwin Knight as a public member of the Commission on Re-Entry and Returning Citizens Affairs, for a term to end August 4, 2022, transmitted by the Mayor to the Council for confirmation on February 26, 2020;

(10) Mr. Clarence Johnson as a public member of the Commission on Re-Entry and Returning Citizens Affairs, for a term to end August 4, 2022, transmitted by the Mayor to the Council for confirmation on February 26, 2020;

(11) Mr. Christopher Bradshaw as a voting member of the Food Policy Council, for a term to end March 1, 2023, transmitted by the Mayor to the Council for confirmation on March 9, 2020;

(12) Mrs. Dalila Boclin as a voting member of the Food Policy Council, for a term to end March 1, 2021, transmitted by the Mayor to the Council for confirmation on March 9, 2020;

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(13) Mr. Ronnie Webb as a voting member of the Food Policy Council, for a term to end March 1, 2023, transmitted by the Mayor to the Council for confirmation on February 11, 2020;

(14) Mr. Edwin H. Dugas as a part-time commissioner of the Real Property Tax Appeals Commission, for a term to end April 30, 2024, transmitted by the Mayor to the Council for confirmation on February 11, 2020;

(15) Mr. Ronald Hudson as a part-time commissioner of the Real Property Tax Appeals Commission, replacing Donald Isaac, Jr., for a term to end April 30, 2022, transmitted by the Mayor to the Council for confirmation on February 11, 2020;

(16) Ms. Lauren Pair as Rent Administrator, for a term to end June 27, 2023, transmitted by the Mayor to the Council for confirmation on February 19, 2020;

(17) Mr. Daniel W. Lucas as the Inspector General of the Office of the Inspector General, for a term to end May 19, 2026, transmitted by the Mayor to the Council for confirmation on February 6, 2020;

(18) Ms. Monte Monash as a member of the Board of Library Trustees for a term to end January 5, 2025, transmitted by the Mayor to the Council for confirmation on February 19, 2020;

(19) Mr. James Sandman as a member of the Public Charter School Board for a term to end February 24, 2024, transmitted by the Mayor to the Council for confirmation on January 17, 2020; and

(20) Ms. Johanna Shreve as Chief Tenant Advocate of the Office of the Tenant Advocate for a term to end June 3, 2023, transmitted by the Mayor to the Council for confirmation on February 26, 2020.

**TITLE VI. BORROWING AUTHORITY****SUBTITLE A. GENERAL OBLIGATION NOTES**

Sec. 601. This subtitle may be cited as the "Fiscal Year 2020 General Obligation Notes Emergency Act of 2020".

Sec. 602. Definitions.

For the purposes of this subtitle, the term:

(1) "Additional Notes" means District general obligation notes described in section 609 that may be issued pursuant to section 471 of the Home Rule Act (D.C. Official Code § 1-204.71), and that will mature on or before September 30, 2021, on a parity with the notes.

(2) "Authorized delegate" means the City Administrator, the Chief Financial Officer, or the Treasurer to whom the Mayor has delegated any of the Mayor's functions under this subtitle pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).



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(3) "Available funds" means District funds required to be deposited with the Escrow Agent, receipts, and other District funds that are not otherwise legally committed.

(4) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel or co-bond counsel from time to time by the Chief Financial Officer.

(5) "Chief Financial Officer" means the Chief Financial Officer established pursuant to section 424(a)(1) of the Home Rule Act (D.C. Official Code § 1-204.24a(a)).

(6) "City Administrator" means the City Administrator established pursuant to section 422(7) of the Home Rule Act (D.C. Official Code § 1-204.22(7)).

(7) "Council" means the Council of the District of Columbia.

(8) "District" means the District of Columbia.

(9) "Escrow Agent" means any bank, trust company, or national banking association with requisite trust powers designated to serve in this capacity by the Chief Financial Officer.

(10) "Escrow Agreement" means the escrow agreement between the District and the Escrow Agent authorized in section 607.

(11) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(12) "Mayor" means the Mayor of the District of Columbia.

(13) "Notes" means one or more series of District general obligation notes authorized to be issued pursuant to this subtitle.

(14) "Receipts" means all funds received by the District from any source, including, but not limited to, taxes, fees, charges, miscellaneous receipts, and any moneys advanced, loaned, or otherwise provided to the District by the United States Treasury, less funds that are pledged to debt or other obligations according to section 609 or that are restricted by law to uses other than payment of principal of, and interest on, the notes.

(15) "Secretary" means the Secretary of the District of Columbia.

(16) "Treasurer" means the District of Columbia Treasurer established pursuant to section 424(a)(3)(E) of the Home Rule Act (D.C. Official Code § 1-204.24a(c)(5)).

### Sec. 603. Findings.

The Council finds that:

(1) Under section 471 of the Home Rule Act (D.C. Official Code § 1-204.71), the Council may authorize, by act, the issuance of general obligation notes for a fiscal year to meet appropriations for that fiscal year.

(2) Under section 482 of the Home Rule Act (D.C. Official Code § 1-204.82), the full faith and credit of the District is pledged for the payment of the principal of, and interest on, any general obligation note.

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(3) Under section 483 of the Home Rule Act (D.C. Official Code § 1-204.83), the Council is required to provide in the annual budget sufficient funds to pay the principal of, and interest on, all general obligation notes becoming due and payable during that fiscal year, and the Mayor is required to ensure that the principal of, and interest on, all general obligation notes is paid when due, including by paying the principal and interest from funds not otherwise legally committed.

(4) The issuance of general obligation notes in a sum not to exceed \$300,000,000 is in the public interest.

Sec. 604. Note authorization.

(a) The District is authorized to incur indebtedness, for operating or capital expenses, by issuing the notes pursuant to sections 471 and 482 of the Home Rule Act (D.C. Official Code §§ 1-204.71 and 1-204.82), in one or more series, in a sum not to exceed \$300,000,000, to meet appropriations for the fiscal year ending September 30, 2020.

(b) The Chief Financial Officer is authorized to pay from the proceeds of the notes the costs and expenses of issuing and delivering the notes, including, but not limited to, underwriting, legal, accounting, financial advisory, note insurance or other credit enhancement, marketing and selling the notes, interest or credit fees, and printing costs and expenses.

Sec. 605. Note details.

(a) The notes shall be known as "District of Columbia Fiscal Year 2020 General Obligation Notes" and shall be due and payable, as to both principal and interest, on or before September 30, 2021.

(b) The Chief Financial Officer is authorized to take any action necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the notes, including, but not limited to, determinations of:

- (1) The final form, content, designation, and terms of the notes, including any redemptions applicable thereto and a determination that the notes may be issued in book-entry form;
- (2) Provisions for the transfer and exchange of the notes;
- (3) The principal amount of the notes to be issued;
- (4) The rate or rates of interest or the method of determining the rate or rates of interest on the notes; provided, that the interest rate or rates borne by the notes of any series shall not exceed in the aggregate 10% per year calculated on the basis of a 365-day year (actual days elapsed); provided, further, that if the notes are not paid at maturity, the notes may provide for an interest rate or rates after maturity not to exceed in the aggregate 15% per year calculated on the basis of a 365-day year (actual days elapsed);

- (5) The date or dates of issuance, sale, and delivery of the notes;



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- (6) The place or places of payment of principal of, and interest on, the notes;
- (7) The designation of a registrar, if appropriate, for any series of the notes, and the execution and delivery of any necessary agreements relating to the designation;
- (8) The designation of paying agent(s) or escrow agent(s) for any series of the notes, and the execution and delivery of any necessary agreements relating to such designations; and
- (9) Provisions concerning the replacement of mutilated, lost, stolen or destroyed notes.

(c) The notes shall be executed in the name of the District and on its behalf by the signature, manual or facsimile, of the Mayor or an authorized delegate. The official seal of the District or a facsimile of it shall be impressed, printed, or otherwise reproduced on the notes. If a registrar is designated, the registrar shall authenticate each note by manual signature and maintain the books of registration for the payment of the principal of and interest on the notes and perform other ministerial responsibilities as specifically provided in its designation as registrar.

(d) The notes may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 606. Sale of the notes.

(a) The notes of any series shall be sold at negotiated sale pursuant to a purchase contract or at competitive sale pursuant to a bid form. The purchase contract or bid form shall contain the terms that the Chief Financial Officer considers necessary or appropriate to carry out the purposes of this subtitle. The Chief Financial Officer's execution and delivery of the purchase contract or bid form shall constitute conclusive evidence of the Chief Financial Officer's approval, on behalf of the District, of the final form and content of the notes. The Chief Financial Officer shall deliver the notes, on behalf of the District, to the purchasers upon receiving the purchase price provided in the purchase contract or bid form.

(b) The Chief Financial Officer may execute, in connection with each sale of the notes, an offering document on behalf of the District, and may authorize the document's distribution in relation to the notes being sold.

(c) The Chief Financial Officer shall take actions and execute and deliver agreements, documents, and instruments (including any amendment of or supplement to any such agreement, document, or instrument) in connection with any series of notes as required by or incidental to:

- (1) The issuance of the notes;
- (2) The establishment or preservation of the exclusion from gross income for federal income tax purposes of interest on the notes, if issued tax-exempt, and the exemption from District income taxation of interest on the notes (except estate, inheritance, and gift taxes);
- (3) The performance of any covenant contained in this subtitle, in any

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purchase contract for the notes, or in any escrow or other agreement for the security thereof;

(4) The provision for securing the repayment of the notes by a letter or line of credit or other form of credit enhancement, and the repayment of advances under any such credit enhancement, including the evidencing of such a repayment obligation with a negotiable instrument with such terms as the Chief Financial Officer shall determine; or

(5) The execution, delivery, and performance of the Escrow Agreement, a purchase contract, or a bid form for the notes, a paying agent agreement, or an agreement relating to credit enhancement, if any, including any amendments of any of these agreements, documents, or instruments.

(d) The notes shall not be issued until the Chief Financial Officer receives an approving opinion of Bond Counsel as to the validity of the notes and the exemption from the District income taxation of the interest on the notes (except estate, inheritance and gift taxes) and, if issued tax-exempt, the establishment or preservation of the exclusion from gross income for federal income tax purposes of the interest on the notes. .

(e) The Chief Financial Officer shall execute a note issuance certificate evidencing the determinations and other actions taken by the Chief Financial Officer for each issue or series of the notes issued and shall designate in the note issuance certificate the date of the notes, the series designation, the aggregate principal amount to be issued, the authorized denominations of the notes, the sale price, and the interest rate or rates on the notes. The certificate shall be delivered at the time of delivery of the notes and shall be conclusive evidence of the actions taken as stated in the certificate. A copy of the certificates shall be filed with the Secretary to the Council not more than 3 days after the delivery of the notes covered by the certificate.

Sec. 607. Payment and security.

(a) The full faith and credit of the District is pledged for the payment of the principal of, and interest on, the notes as they become due and payable through required sinking fund payments, redemptions, or otherwise.

(b) The Council shall, in the full exercise of the authority granted in section 483 of the Home Rule Act (D.C. Official Code § 1-204.83) and under any other law, provide in each annual budget for a fiscal year of the District sufficient funds to pay the principal of, and interest on, the notes becoming due and payable for any reason during that fiscal year.

(c) The Mayor shall, in the full exercise of the authority granted to the Mayor under the Home Rule Act and under any other law, take such actions as may be necessary or appropriate to ensure that the principal of, and interest on, the notes are paid when due for any reason, including the payment of principal and interest from any funds or accounts of the District not otherwise legally committed.

(d) The notes shall evidence continuing obligations of the District until paid in accordance with their terms.



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(e) The funds for the payment of the notes as described in this subtitle shall be irrevocably deposited with the Escrow Agent pursuant to the Escrow Agreement. The funds shall be used for the payment of the principal of, and interest on, the notes when due, and shall not be used for other purposes so long as the notes are outstanding and unpaid.

(f) The Chief Financial Officer may, without regard to any act or resolution of the Council now existing or adopted after the effective date of this subtitle, designate an Escrow Agent under the Escrow Agreement. The Chief Financial Officer may execute and deliver the Escrow Agreement, on behalf of the District and in the Chief Financial Officer's official capacity, containing the terms that the Chief Financial Officer considers necessary or appropriate to carry out the purposes of this subtitle. A special account entitled "Special Escrow for Payment of District of Columbia Fiscal Year 2020 General Obligation Notes" is created and shall be maintained by the Escrow Agent for the benefit of the owners of the notes as stated in the Escrow Agreement. Funds on deposit, including investment income, under the Escrow Agreement shall not be used for any purposes except for payment of the notes or, to the extent permitted by the Home Rule Act, to service any contract or other arrangement permitted under subsections (k) or (l) of this section, and may be invested only as provided in the Escrow Agreement.

(g) Upon the sale and delivery of the notes, the Chief Financial Officer shall deposit with the Escrow Agent to be held and maintained as provided in the Escrow Agreement all accrued interest and premium, if any, received upon the sale of the notes.

(h) The Chief Financial Officer shall set aside and deposit with the Escrow Agent funds in accordance with the Escrow Agreement at the time and in the amount as provided in the Escrow Agreement.

(i) There are provided and approved for expenditure sums as may be necessary for making payments of the principal of, and interest on, the notes, and the provisions of the Fiscal Year 2020 Local Budget Act and Fiscal Year 2021 Local Budget Act, if enacted prior to the effective date of this subtitle, relating to borrowings are amended and supplemented accordingly by this section, as contemplated in section 483 of the Home Rule Act (D.C. Official Code § 1-204.83).

(j) The notes shall be payable, as to both principal and interest, in lawful money of the United States of America in immediately available or same day funds at a bank or trust company acting as paying agent, and at not more than 2 co-paying agents that may be located outside the District. All of the paying agents shall be qualified to act as paying agents under the laws of the United States of America, of the District, or of the state in which they are located, and shall be designated by the Chief Financial Officer without regard to any other act or resolution of the Council now existing or adopted after the effective date of this subtitle.

(k) In addition to the security available for the holders of the notes, the Chief Financial Officer is hereby authorized to enter into agreements, including any agreement calling for



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payments in excess of \$1 million during fiscal year 2020, with a bank or other financial institution to provide a letter of credit, line of credit, or other form of credit enhancement to secure repayment of the notes when due. The obligation of the District to reimburse the bank or financial institution for any advances made under any such credit enhancement shall be a general obligation of the District until repaid and shall accrue interest at the rate of interest established by the Chief Financial Officer not in excess of 20% per year until paid.

(1) 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 subchapter III-A of Chapter 3 of Title 47 of the D.C. Official Code, shall not apply to any contract that the Chief Financial Officer may from time to time determine to be necessary or appropriate to place, in whole or in part, including:

- (1) An investment or obligation of the District as represented by the notes;
- (2) An investment or obligation or program of investment; or
- (3) A contract or contracts based on the interest rate, currency, cash flow, or other

basis as the Chief Financial Officer may desire, including, without limitation, interest rate swap agreements; currency swap agreements; insurance agreements; forward payment conversion agreements; futures; contracts providing for payments based on levels of, or changes in, interest rates, currency exchange rates, or stock or other indices; contracts to exchange cash flows or a series of payments; and contracts to hedge payment, currency, rate, spread, or similar exposure, including, without limitation, interest rate floors, or caps, options, puts, and calls. The contracts or other arrangements also may be entered into by the District in connection with, or incidental to, entering into or maintaining any agreement that secures the notes. The contracts or other arrangements shall contain whatever payment, security, terms, and conditions as the Chief Financial Officer may consider appropriate and shall be entered into with whatever party or parties the Chief Financial Officer may select, after giving due consideration, where applicable, to the creditworthiness of the counterparty or counterparties including any rating by a nationally recognized rating agency or any other criteria as may be appropriate. In connection with, or incidental to, the issuance or holding of the notes, or entering into any contract or other arrangement referred to in this section, the District may enter into credit enhancement or liquidity agreements, with payment, interest rate, termination date, currency, security, default, remedy, and any other terms and conditions as the Chief Financial Officer determines. Proceeds of the notes and any money set aside for payment of the notes or of any contract or other arrangement entered into pursuant to this section may be used to service any contract or other arrangement entered into pursuant to this section.

Sec. 608. Defeasance.

(a) The notes shall no longer be considered outstanding and unpaid for the purpose of this subtitle and the Escrow Agreement, and the requirements of this subtitle and the Escrow Agreement shall be deemed discharged with respect to the notes, if the Chief Financial Officer:



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(1) Deposits with an Escrow Agent, herein referred to as the “defeasance escrow agent,” in a separate defeasance escrow account, established and maintained by the Escrow Agent solely at the expense of the District and held in trust for the note owners, sufficient moneys or direct obligations of the United States, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay when due the principal of, and interest payable at maturity on, all the notes; and

(2) Delivers to the defeasance escrow agent an irrevocable letter of instruction to apply the moneys or proceeds of the investments to the payment of the notes at their maturity.

(b) The defeasance escrow agent shall not invest the defeasance escrow account in any investment callable at the option of its issuer if the call could result in less-than-sufficient moneys being available for the purposes required by this section.

(c) The moneys and direct obligations referred to in subsection (a)(1) of this section may include moneys or direct obligations of the United States of America held under the Escrow Agreement and transferred, at the written direction of the Chief Financial Officer, to the defeasance escrow account.

(d) The defeasance escrow account specified in subsection (a) of this section may be established and maintained without regard to any limitations placed on these accounts by any act or resolution of the Council now existing or adopted after this subtitle becomes effective, except for this subtitle.

Sec. 609. Additional debt and other obligations.

(a) The District reserves the right at any time to: borrow money or enter into other obligations to the full extent permitted by law; secure the borrowings or obligations by the pledge of its full faith and credit; secure the borrowings or obligations by any other security and pledges of funds as may be authorized by law; and issue bonds, notes, including Additional Notes, or other instruments to evidence the borrowings or obligations.

(b)(1) The District may issue Additional Notes pursuant to section 471 of the Home Rule Act (D.C. Official Code § 1-204.71) that shall mature on or before September 30, 2021, and the District shall covenant to set aside and deposit under the Escrow Agreement, receipts and other available funds for payment of the principal of, and the interest on, the Additional Notes issued pursuant to section 471 of the Home Rule Act (D.C. Official Code § 1-204.71) on a parity basis with the notes.

(2) The receipts and available funds referred to in subsection (a) of this section shall be separate from the special taxes or charges levied pursuant to section 481(a) of the Home Rule Act (D.C. Official Code § 1-204.81(a)), and taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

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(3) Any covenants relating to any Additional Notes shall have equal standing and be on a parity with the covenants made for payment of the principal of, and the interest on, the notes.

(4) If Additional Notes are issued pursuant to section 471 of the Home Rule Act (D.C. Official Code § 1-204.71), the provisions of section 607 shall apply to both the notes and the Additional Notes and increase the amounts required to be set aside and deposited with the Escrow Agent.

(5) As a condition precedent to the issuance of any Additional Notes, the Chief Financial Officer shall deliver a signed certificate certifying that the District is in full compliance with all covenants and obligations under this subtitle and the Escrow Agreement.

Sec. 610. Tax matters.

At the full discretion of the Chief Financial Officer, the notes authorized by this subtitle may be issued as federally taxable or tax-exempt. If issued as tax-exempt, the Chief Financial Officer shall take all actions necessary to be taken so that the interest on the notes will not be includable in gross income for federal income tax purposes.

Sec. 611. Contract.

This subtitle shall constitute a contract between the District and the owners of the notes authorized by this subtitle. To the extent that any acts or resolutions of the Council may be in conflict with this subtitle, this subtitle shall be controlling.

Sec. 612. District officials.

(a) The elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the notes or be subject to any personal liability by reason of the issuance of the notes.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the notes shall be valid and sufficient for all purposes, notwithstanding the fact that the official ceases to be that official before delivery of the notes.

Sec. 613. Authorized delegation of authority.

To the extent permitted by the District and federal laws, the Mayor may delegate to the City Administrator, the Chief Financial Officer, or the Treasurer the performance of any act authorized to be performed by the Mayor under this subtitle.

Sec. 614. Maintenance of documents.

Copies of the notes and related documents shall be filed in the Office of the Secretary.



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**SUBTITLE B. TRANs NOTES**

Sec. 621. This subtitle may be cited as the “Fiscal Year 2020 Tax Revenue Anticipation Notes Emergency Act of 2020”.

Sec. 622. Definitions.

For the purposes of this subtitle, the term:

(1) “Additional Notes” means District general obligation revenue anticipation notes described in section 629 that may be issued pursuant to section 472 of the Home Rule Act (D.C. Official Code § 1-204.72) and that will mature on or before September 30, 2020, on a parity with the notes.

(2) “Authorized delegate” means the City Administrator, the Chief Financial Officer, or the Treasurer to whom the Mayor has delegated any of the Mayor’s functions under this subtitle pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).

(3) “Available funds” means District funds required to be deposited with the Escrow Agent, receipts, and other District funds that are not otherwise legally committed.

(4) “Bond Counsel” means a firm or firms of attorneys designated as bond counsel or co-bond counsel from time to time by the Chief Financial Officer.

(5) “Chief Financial Officer” means the Chief Financial Officer established pursuant to section 424(a)(1) of the Home Rule Act (D.C. Official Code § 1-204.24a(a)).

(6) “City Administrator” means the City Administrator established pursuant to section 422(7) of the Home Rule Act (D.C. Official Code § 1-204.22(7)).

(7) “Council” means the Council of the District of Columbia.

(8) “District” means the District of Columbia.

(9) “Escrow Agent” means any bank, trust company, or national banking association with requisite trust powers designated to serve in this capacity by the Chief Financial Officer.

(10) “Escrow Agreement” means the escrow agreement between the District and the Escrow Agent authorized in section 627.

(11) “Home Rule Act” means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*)

(12) “Mayor” means the Mayor of the District of Columbia.

(13) “Notes” means one or more series of District general obligation revenue anticipation notes authorized to be issued pursuant to this subtitle.

(14) “Receipts” means all funds received by the District from any source, including, but not limited to, taxes, fees, charges, miscellaneous receipts, and any moneys advanced, loaned, or otherwise provided to the District by the United States Treasury, less funds that are pledged to debt or other obligations according to section 629 or that are restricted by law to uses other than payment of principal of, and interest on, the notes.

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(15) "Secretary" means the Secretary of the District of Columbia.

(16) "Treasurer" means the District of Columbia Treasurer established pursuant to section 424(a)(3)(E) of the Home Rule Act (D.C. Official Code § 1-204.24a(c)(5)).

Sec. 623. Findings.

The Council finds that:

(1) Under section 472 of the Home Rule Act (D.C. Official Code § 1-204.72), the Council may authorize, by act, the issuance of general obligation revenue anticipation notes for a fiscal year in anticipation of the collection or receipt of revenues for that fiscal year. Section 472 of the Home Rule Act (D.C. Official Code § 1-204.72) provides further that the total amount of general obligation revenue anticipation notes issued and outstanding at any time during a fiscal year shall not exceed 20% of the total anticipated revenue of the District for that fiscal year, as certified by the Mayor pursuant to section 472 of the Home Rule Act (D.C. Official Code § 1-204.72), as of a date not more than 15 days before each original issuance of the notes.

(2) Under section 482 of the Home Rule Act (D.C. Official Code § 1-204.82), the full faith and credit of the District is pledged for the payment of the principal of, and interest on, any general obligation revenue anticipation note.

(3) Under section 483 of the Home Rule Act (D.C. Official Code § 1-204.83), the Council is required to provide in the annual budget sufficient funds to pay the principal of, and interest on, all general obligation revenue anticipation notes becoming due and payable during that fiscal year, and the Mayor is required to ensure that the principal of, and interest on, all general obligation revenue anticipation notes is paid when due, including by paying the principal and interest from funds not otherwise legally committed.

(4) The Chief Financial Officer has advised the Council that, based upon the Chief Financial Officer's projections of anticipated receipts and disbursements during the fiscal year ending September 30, 2020, it may be necessary for the District to borrow to a sum not to exceed \$200 million, an amount that does not exceed 20% of the total anticipated revenue of the District for such fiscal year, and to accomplish the borrowing by issuing general obligation revenue anticipation notes in one or more series.

(5) The issuance of general obligation revenue anticipation notes in a sum not to exceed \$200 million is in the public interest.

Sec. 624. Note authorization.

(a) The District is authorized to incur indebtedness by issuing the notes pursuant to sections 472 and 482 of the Home Rule Act (D.C. Official Code §§ 1-204.72 and 1-204.82), in one or more series, in a sum not to exceed \$200,000,000, to finance its general governmental expenses, including operating or capital expenses, in anticipation of the collection or receipt of revenues for the fiscal year ending September 30, 2020.



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(b) The Chief Financial Officer is authorized to pay from the proceeds of the notes the costs and expenses of issuing and delivering the notes, including, but not limited to, underwriting, legal, accounting, financial advisory, note insurance or other credit enhancement, marketing and selling the notes, interest or credit fees, and printing costs and expenses.

Sec. 625. Note details.

(a) The notes shall be known as "District of Columbia Fiscal Year 2020 General Obligation Tax Revenue Anticipation Notes" and shall be due and payable, as to both principal and interest, on or before September 30, 2020.

(b) The Chief Financial Officer is authorized to take any action necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the notes, including, but not limited to, determinations of:

- (1) The final form, content, designation, and terms of the notes, including any redemptions applicable thereto and a determination that the notes may be issued in book-entry form;
- (2) Provisions for the transfer and exchange of the notes;
- (3) The principal amount of the notes to be issued;
- (4) The rate or rates of interest or the method of determining the rate or rates of interest on the notes; provided, that the interest rate or rates borne by the notes of any series shall not exceed in the aggregate 10% per year calculated on the basis of a 365-day year (actual days elapsed); provided further, that if the notes are not paid at maturity, the notes may provide for an interest rate or rates after maturity not to exceed in the aggregate 15% per year calculated on the basis of a 365-day year (actual days elapsed);
- (5) The date or dates of issuance, sale, and delivery of the notes;
- (6) The place or places of payment of principal of, and interest on, the notes;
- (7) The designation of a registrar, if appropriate, for any series of the notes, and the execution and delivery of any necessary agreements relating to the designation;
- (8) The designation of paying agent(s) or escrow agent(s) for any series of the notes, and the execution and delivery of any necessary agreements relating to such designations; and
- (9) Provisions concerning the replacement of mutilated, lost, stolen or destroyed notes.

(c) The notes shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor or an authorized delegate. The official seal of the District or a facsimile of it shall be impressed, printed, or otherwise reproduced on the notes. If a registrar is designated, the registrar shall authenticate each note by manual signature and maintain the books of registration for the payment of the principal of and interest on the notes and perform other ministerial responsibilities as specifically provided in its designation as registrar.

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(d) The notes may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 626. Sale of the notes.

(a) The notes of any series shall be sold at negotiated sale pursuant to a purchase contract or at competitive sale pursuant to a bid form. The notes shall be sold at a price not less than par plus accrued interest from the date of the notes to the date of delivery thereof. The purchase contract or bid form shall contain the terms that the Chief Financial Officer considers necessary or appropriate to carry out the purposes of this subtitle. The Chief Financial Officer's execution and delivery of the purchase contract or bid form shall constitute conclusive evidence of the Chief Financial Officer's approval, on behalf of the District, of the final form and content of the notes. The Chief Financial Officer shall deliver the notes, on behalf of the District, to the purchasers upon receiving the purchase price provided in the purchase contract or bid form.

(b) The Chief Financial Officer may execute, in connection with each sale of the notes, an offering document on behalf of the District, and may authorize the document's distribution in relation to the notes being sold.

(c) The Chief Financial Officer shall take actions and execute and deliver agreements, documents, and instruments (including any amendment of or supplement to any such agreement, document, or instrument) in connection with any series of notes as required by or incidental to:

- (1) The issuance of the notes;
- (2) The establishment or preservation of the exclusion from gross income for federal income tax purposes of interest on the notes, if issued tax-exempt, and the exemption from District income taxation of interest on the notes (except estate, inheritance, and gift taxes);
- (3) The performance of any covenant contained in this subtitle, in any purchase contract for the notes, or in any escrow or other agreement for the security thereof;
- (4) The provision for securing the repayment of the notes by a letter or line of credit or other form of credit enhancement, and the repayment of advances under any such credit enhancement, including the evidencing of such a repayment obligation with a negotiable instrument with such terms as the Chief Financial Officer shall determine; or
- (5) The execution, delivery, and performance of the Escrow Agreement, a purchase contract, or a bid form for the notes, a paying agent agreement, or an agreement relating to credit enhancement, if any, including any amendments of any of these agreements, documents, or instruments.

(d) The notes shall not be issued until the Chief Financial Officer receives an approving opinion of Bond Counsel as to the validity of the notes and the exemption from the District income taxation of the interest on the notes (except estate, inheritance and gift taxes) and, if issued tax-exempt, the establishment or preservation of the exclusion from gross income for federal income tax purposes of the interest on the notes.



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(e) The Chief Financial Officer shall execute a note issuance certificate evidencing the determinations and other actions taken by the Chief Financial Officer for each issue or series of the notes issued and shall designate in the note issuance certificate the date of the notes, the series designation, the aggregate principal amount to be issued, the authorized denominations of the notes, the sale price, and the interest rate or rates on the notes. The Mayor shall certify in a separate certificate, not more than 15 days before each original issuance of a series, the total anticipated revenue of the District for the fiscal year ending September 30, 2020, and that the total amount of all general obligation revenue anticipation notes issued and outstanding at any time during the fiscal year will not exceed 20% of the total anticipated revenue of the District for the fiscal year. These certificates shall be delivered at the time of delivery of the notes and shall be conclusive evidence of the actions taken as stated in the certificates. A copy of each of the certificates shall be filed with the Secretary to the Council not more than 3 days after the delivery of the notes covered by the certificates.

Sec. 627. Payment and security.

(a) The full faith and credit of the District is pledged for the payment of the principal of, and interest on, the notes when due.

(b) The funds for the payment of the notes as described in this subtitle shall be irrevocably deposited with the Escrow Agent pursuant to the Escrow Agreement. The funds shall be used for the payment of the principal of, and interest on, the notes when due, and shall not be used for other purposes so long as the notes are outstanding and unpaid.

(c) The notes shall be payable from available funds of the District, including, but not limited to, any moneys advanced, loaned, or otherwise provided to the District by the United States Treasury, and shall evidence continuing obligations of the District until paid in accordance with their terms.

(d) The Chief Financial Officer may, without regard to any act or resolution of the Council now existing or adopted after the effective date of this subtitle, designate an Escrow Agent under the Escrow Agreement. The Chief Financial Officer may execute and deliver the Escrow Agreement, on behalf of the District and in the Chief Financial Officer's official capacity, containing the terms that the Chief Financial Officer considers necessary or appropriate to carry out the purposes of this subtitle. A special account entitled "Special Escrow for Payment of District of Columbia Fiscal Year 2020 General Obligation Tax Revenue Anticipation Notes" is created and shall be maintained by the Escrow Agent for the benefit of the owners of the notes as stated in the Escrow Agreement. Funds on deposit, including investment income, under the Escrow Agreement shall not be used for any purposes except for payment of the notes or, to the extent permitted by the Home Rule Act, to service any contract or other arrangement permitted under subsections (k) or (l) of this section, and may be invested only as provided in the Escrow Agreement.



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(e) Upon the sale and delivery of the notes, the Chief Financial Officer shall deposit with the Escrow Agent to be held and maintained as provided in the Escrow Agreement all accrued interest and premium, if any, received upon the sale of the notes.

(f)(1) The Chief Financial Officer shall set aside and deposit with the Escrow Agent funds in accordance with the Escrow Agreement at the time and in the amount as provided in the Escrow Agreement.

(2) If Additional Notes are issued pursuant to section 629(b), and if on the date set forth in the Escrow Agreement, the aggregate amount of principal and interest payable at maturity on the outstanding notes, including any Additional Notes, less all amounts on deposit, including investment income, under the Escrow Agreement exceeds 90% of the actual receipts of District taxes (other than special taxes or charges levied pursuant to section 481(a) of the Home Rule Act (D.C. Official Code § 1-204.81(a)), and taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act (D.C. Official Code § 1-204.90)), for the period August 15, 2020, until September 30, 2020, beginning on the date set forth in the Escrow Agreement, the Chief Financial Officer shall promptly, upon receipt by the District, set aside and deposit with the Escrow Agent the receipts received by the District after the date set forth in the Escrow Agreement, until the aggregate amount of principal and interest payable at maturity on the outstanding notes, including any Additional Notes as described above, is less than 90% of actual receipts of District taxes (other than special taxes or charges levied pursuant to section 481(a) of the Home Rule Act (D.C. Official Code § 1-204.81(a)), and taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act (D.C. Official Code § 1-204.90)).

(3) The District covenants that it shall levy, maintain, or enact taxes due and payable during August 1, 2020, through September 30, 2020, to provide for payment in full of the principal of, and interest on, the notes when due. The taxes referred to in this paragraph shall be separate from special taxes or charges levied pursuant to section 481(a) of the Home Rule Act (D.C. Official Code § 1-204.81(a)), or taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(g) Before the 16th day of each month, beginning in August 2020, the Chief Financial Officer shall review the current monthly cash flow projections of the District, and if the Chief Financial Officer determines that the aggregate amount of principal and interest payable at maturity on the notes then outstanding, less any amounts and investment income on deposit under the Escrow Agreement, equals or exceeds 85% of the receipts estimated by the Chief Financial Officer to be received after such date by the District but before the maturity of the notes, then the Chief Financial Officer shall promptly, upon receipt by the District, set aside and deposit with the Escrow Agent the receipts received by the District on and after that date until the aggregate amount, including investment income, on deposit with the Escrow Agent equals or



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exceeds 100% of the aggregate amount of principal of and interest on the notes payable at their maturity.

(h) The Chief Financial Officer shall, in the full exercise of the authority granted the Chief Financial Officer under the Home Rule Act and under any other law, take actions as may be necessary or appropriate to ensure that the principal of and interest on the notes are paid when due, including, but not limited to, seeking an advance or loan of moneys from the United States Treasury if available under then current law. This action shall include, without limitation, the deposit of available funds with the Escrow Agent as may be required under section 483 of the Home Rule Act (D.C. Official Code § 1-204.83), this subtitle, and the Escrow Agreement. Without limiting any obligations under this subtitle or the Escrow Agreement, the Chief Financial Officer reserves the right to deposit available funds with the Escrow Agent at his or her discretion.

(i) There are provided and approved for expenditure sums as may be necessary for making payments of the principal of, and interest on, the notes, and the provisions of the Fiscal Year 2020 Local Budget Act relating to borrowings are amended and supplemented accordingly by this section, as contemplated in section 483 of the Home Rule Act (D.C. Official Code § 1-204.83)).

(j) The notes shall be payable, as to both principal and interest, in lawful money of the United States of America in immediately available or same day funds at a bank or trust company acting as paying agent, and at not more than 2 co-paying agents that may be located outside the District. All of the paying agents shall be qualified to act as paying agents under the laws of the United States of America, of the District, or of the state in which they are located, and shall be designated by the Chief Financial Officer without regard to any other act or resolution of the Council now existing or adopted after the effective date of this subtitle.

(k) In addition to the security available for the holders of the notes, the Chief Financial Officer is hereby authorized to enter into agreements, including any agreement calling for payments in excess of \$1 million during fiscal year 2020, with a bank or other financial institution to provide a letter of credit, line of credit, or other form of credit enhancement to secure repayment of the notes when due. The obligation of the District to reimburse the bank or financial institution for any advances made under any such credit enhancement shall be a general obligation of the District until repaid and shall accrue interest at the rate of interest established by the Chief Financial Officer not in excess of 15% per year until paid.

(l) 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 subchapter III-A of Chapter 3 of Title 47 of the D.C. Official Code, shall not apply to any contract that the Chief Financial Officer may from time to time determine to be necessary or appropriate to place, in whole or in part, including:

- (1) An investment or obligation of the District as represented by the notes;
- (2) An investment or obligation or program of investment; or

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(3) A contract or contracts based on the interest rate, currency, cash flow, or other basis as the Chief Financial Officer may desire, including, without limitation, interest rate swap agreements; currency swap agreements; insurance agreements; forward payment conversion agreements; futures; contracts providing for payments based on levels of, or changes in, interest rates, currency exchange rates, or stock or other indices; contracts to exchange cash flows or a series of payments; and contracts to hedge payment, currency, rate, spread, or similar exposure, including, without limitation, interest rate floors, or caps, options, puts, and calls. The contracts or other arrangements also may be entered into by the District in connection with, or incidental to, entering into or maintaining any agreement that secures the notes. The contracts or other arrangements shall contain whatever payment, security, terms, and conditions as the Chief Financial Officer may consider appropriate and shall be entered into with whatever party or parties the Chief Financial Officer may select, after giving due consideration, where applicable, to the creditworthiness of the counterparty or counterparties including any rating by a nationally recognized rating agency or any other criteria as may be appropriate. In connection with, or incidental to, the issuance or holding of the notes, or entering into any contract or other arrangement referred to in this section, the District may enter into credit enhancement or liquidity agreements, with payment, interest rate, termination date, currency, security, default, remedy, and any other terms and conditions as the Chief Financial Officer determines. Proceeds of the notes and any money set aside for payment of the notes or of any contract or other arrangement entered into pursuant to this section may be used to service any contract or other arrangement entered into pursuant to this section.

Sec. 628. Defeasance.

(a) The notes shall no longer be considered outstanding and unpaid for the purpose of this subtitle and the Escrow Agreement, and the requirements of this subtitle and the Escrow Agreement shall be deemed discharged with respect to the notes, if the Chief Financial Officer:

(1) Deposits with an Escrow Agent, herein referred to as the “defeasance escrow agent,” in a separate defeasance escrow account, established and maintained by the Escrow Agent solely at the expense of the District and held in trust for the note owners, sufficient moneys or direct obligations of the United States, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay when due the principal of, and interest payable at maturity on, all the notes; and

(2) Delivers to the defeasance escrow agent an irrevocable letter of instruction to apply the moneys or proceeds of the investments to the payment of the notes at their maturity.

(b) The defeasance escrow agent shall not invest the defeasance escrow account in any investment callable at the option of its issuer if the call could result in less than sufficient moneys being available for the purposes required by this section.



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(c) The moneys and direct obligations referred to in subsection (a)(1) of this section may include moneys or direct obligations of the United States of America held under the Escrow Agreement and transferred, at the written direction of the Chief Financial Officer, to the defeasance escrow account.

(d) The defeasance escrow account specified in subsection (a) of this section may be established and maintained without regard to any limitations placed on these accounts by any act or resolution of the Council now existing or adopted after this subtitle becomes effective, except for this subtitle.

Sec. 629. Additional debt and other obligations.

(a) The District reserves the right at any time to: borrow money or enter into other obligations to the full extent permitted by law; secure the borrowings or obligations by the pledge of its full faith and credit; secure the borrowings or obligations by any other security and pledges of funds as may be authorized by law; and issue bonds, notes, including Additional Notes, or other instruments to evidence the borrowings or obligations.

(b)(1) The District may issue Additional Notes pursuant to section 472 of the Home Rule Act (D.C. Official Code § 1-204.72) that shall mature on or before September 30, 2020, and the District shall covenant to set aside and deposit under the Escrow Agreement, receipts and other available funds for payment of the principal of, and the interest on, the Additional Notes issued pursuant to section 472 of the Home Rule Act (D.C. Official Code § 1-204.72) on a parity basis with the notes.

(2) The receipts and available funds referred to in subsection (a) of this section shall be separate from the special taxes or charges levied pursuant to section 481(a) of the Home Rule Act (D.C. Official Code § 1-204.81(a)), and taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(3) Any covenants relating to any Additional Notes shall have equal standing and be on a parity with the covenants made for payment of the principal of, and the interest on, the notes.

(4) If Additional Notes are issued pursuant to section 472 of the Home Rule Act (D.C. Official Code § 1-204.72), the provisions of section 627 shall apply to both the notes and the Additional Notes and increase the amounts required to be set aside and deposited with the Escrow Agent.

(5) As a condition precedent to the issuance of any Additional Notes, the Chief Financial Officer shall deliver a signed certificate certifying that the District is in full compliance with all covenants and obligations under this subtitle and the Escrow Agreement, that no set-aside and deposit of receipts pursuant to section 627(g) applied as of the date of issuance is required, and that no set-aside and deposit will be required under section 627(g) applied immediately after the issuance.

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## Sec. 630. Tax matters.

At the full discretion of the Chief Financial Officer, the notes authorized by this subtitle may be issued as federally taxable or tax-exempt. If issued as tax-exempt, the Chief Financial Officer shall take all actions necessary to be taken so that the interest on the notes will not be includable in gross income for federal income tax purposes.

## Sec. 631. Contract.

This subtitle shall constitute a contract between the District and the owners of the notes authorized by this subtitle. To the extent that any acts or resolutions of the Council may be in conflict with this subtitle, this subtitle shall be controlling.

## Sec. 632. District officials.

(a) The elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the notes or be subject to any personal liability by reason of the issuance of the notes.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the notes shall be valid and sufficient for all purposes, notwithstanding the fact that the official ceases to be that official before delivery of the notes.

## Sec. 633. Authorized delegation of authority.

To the extent permitted by the District and federal laws, the Mayor may delegate to the City Administrator, the Chief Financial Officer, or the Treasurer the performance of any act authorized to be performed by the Mayor under this subtitle.

## Sec. 634. Maintenance of documents.

Copies of the notes and related documents shall be filed in the Office of the Secretary.

**TITLE VII. REVENUE BONDS****SUBTITLE A. STUDIO THEATER, INC.**

Sec. 701. This subtitle may be cited as the "The Studio Theatre, Inc. Revenue Bonds Project Emergency Approval Act of 2020".

## Sec. 702. Definitions.

For the purposes of this subtitle the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of



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the Mayor's functions under this subtitle pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 422(6)).

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this subtitle.

(4) "Borrower" means the owner of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be The Studio Theatre, Inc., a non-profit corporation organized under the laws of the District of Columbia, which is exempt from federal income taxes under section 501(a) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(a)), as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3)), and which is liable for the repayment of the Bonds.

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements, other than Financing Documents, that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

(8) "Financing Documents" means the documents, other than Closing Documents, that relate to the financing, refinancing or reimbursement of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), and compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

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(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing, or reimbursing of all or a portion of the Borrower's costs of:

(A) Renovating and expanding by approximately 2,780 gross square feet the Borrower's mixed-use theater complex located at 1501 14th Street, N.W., in Washington, D.C. (Square 241, Lot 0128), currently comprising approximately 53,532 gross square feet of above grade improvements (the "Theater Facility");

(B) Renovating certain residential facilities in Washington, D.C., owned by the Borrower and used as artist housing, located at 1630 Corcoran Street, N.W. (Square 0179, Lot 0094), 1736 Corcoran Street, N.W. (Square 0155, Lot 0208), 1437 Clifton Street, N.W. (Square 2664, Lot 0058); and Condominium Units 317, 409, 419 and 820 at 1718 P Street, N.W. (Square 0157, Lots 2061, 2073, 2083 and 2164) (collectively, the "Ancillary Facilities" and together with the Theater Facility, the "Facilities");

(C) Purchasing certain equipment and furnishings, together with other property, real and personal, functionally related and subordinate to the Facilities;

(D) Funding certain expenditures associated with the financing of the Facilities, to the extent permissible, including, credit enhancement costs, liquidity costs, debt service reserve fund or working capital; and

(E) Paying costs of issuance and other related costs, to the extent permissible.

### Sec. 703. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act (D.C. Official Code § 1-204.90) provides that the Council may by act authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse costs, and to assist in the financing, refinancing, or reimbursing of, the costs of undertakings in certain areas designated in section 490 (D.C. Official Code § 1-204.90) and may affect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series pursuant to a plan of finance, in an aggregate principal amount not to exceed \$12,500,000, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.



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(3) The Facilities are located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of capital projects in the form of facilities used for the Borrower's operations and, in part, as a venue to produce contemporary theater and serve the community through artistic innovation, engagement, education and professional development (and property used in connection with or supplementing the foregoing), within the meaning of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90), and will assist the Project.

Sec. 704. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this subtitle to assist in financing, refinancing or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$12,500,000; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction, and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 705. Bond details.

(a) The Mayor and each Authorized Delegate is authorized to take any action reasonably necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

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(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on, the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this subtitle;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act (D.C. Official Code § 1-204.90(a)(4)).

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.



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## Sec. 706. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

## Sec. 707. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

## Sec. 708. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower. Each of

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the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 709. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this subtitle.

Sec. 710. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of, or involve the faith and credit or the taxing power of, the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 707.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this subtitle, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations,



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and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this subtitle.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees or agents to either perform any covenant, undertaking, or obligation under this subtitle, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 711. District officials.

(a) Except as otherwise provided in section 710(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

Sec. 712. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec. 713. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 714. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or

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assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by enacting this subtitle or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

Sec. 715. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this act, the authorization provided in this subtitle with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 716. Severability.

If any particular provision of this subtitle or the application thereof to any person or circumstance is held invalid, the remainder of this subtitle and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this subtitle is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing of the Bonds, and the validity of the Bonds shall not be adversely affected.

**SUBTITLE B. DC SCHOLARS PUBLIC CHARTER SCHOOL, INC.**

Sec. 721. This subtitle may be cited as the "DC Scholars Public Charter School, Inc. Revenue Bonds Project Emergency Approval Resolution of 2020".

Sec. 722. Definitions.

For the purpose of this subtitle, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of



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the Mayor's functions under this subtitle pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this subtitle.

(4) "Borrower" means the owner, operator, manager and user of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be DC Scholars Public Charter School, Inc., a corporation organized under the laws of the District of Columbia, and exempt from federal income taxes under section 501(a) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C § 501(a)), as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3)).

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan contemplated thereby, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

(8) "Financing Documents" means the documents other than Closing Documents that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan contemplated thereby, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

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(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing or reimbursing of all or a portion of the Borrower's costs of:

(A) Financing the acquisition of a leasehold interest in an existing school facility located at 5601 East Capitol Street, S.E., Washington, D.C. 20019 (the "Facility"), which Facility will be operated by the Borrower;

(B) Refinancing the outstanding amount of existing taxable loans and related expenses, the proceeds of which were used to finance improvements to the Facility;

(C) Funding a debt service reserve fund with respect to the Bonds, if deemed necessary in connection with the sale of the Bonds;

(D) Paying capitalized interest with respect to the Bonds, if deemed necessary in connection with the sale of the Bonds; and

(E) Paying allowable Issuance Costs.

Sec. 723. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act (D.C. Official Code § 1-204.90) provides that the Council may by act authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse, and to assist in the financing, refinancing, or reimbursing of undertakings in certain areas designated in section 490 (D.C. Official Code § 1-204.90), and may effect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in the aggregate principal amount not to exceed \$16,000,000, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of elementary, secondary, and college and university facilities within the meaning of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90), and will assist the Project.



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## Sec. 724. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this subtitle to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in the aggregate principal amount not to exceed \$16,000,000; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the Bonds.

## Sec. 725. Bond details.

(a) The Mayor is authorized to take any action reasonably necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

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(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this subtitle;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act (D.C. Official Code § 1-204.90(a)(4)).

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 726. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters, and may authorize the distribution of the documents in connection with the sale of the Bonds.



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(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 727. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 728. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

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(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 729. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this subtitle.

Sec. 730. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 727.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this subtitle, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this subtitle.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees, or agents to perform any covenant, undertaking, or obligation under this subtitle, the Bonds, the Financing Documents, or the Closing Documents, nor as a result of the incorrectness of any representation in, or omission from, the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.



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## Sec. 731. District officials.

(a) Except as otherwise provided in section 730(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale, or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

## Sec. 732. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

## Sec. 733. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

## Sec. 734. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in, or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by enacting this subtitle or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on

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the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

Sec. 735. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this act, the authorization provided in this subtitle with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 736. Severability.

If any particular provision of this subtitle, or the application thereof to any person or circumstance is held invalid, the remainder of this subtitle and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this subtitle is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing the Bonds, and the validity of the Bonds shall not be adversely affected.

**SUBTITLE C. WASHINGTON HOUSING CONSERVANCY.**

Sec. 741. This subtitle may be cited as the “Washington Housing Conservancy/WHC Park Pleasant LLC Revenue Bonds Project Approval Act of 2020”.

Sec. 742. Definitions.

For the purposes of this subtitle, the term:

(1) “Authorized Delegate” means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor’s functions under this resolution pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).

(2) “Bond Counsel” means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) “Bonds” means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) “Borrower” means the owner of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be, individually or collectively, Washington Housing Conservancy, a non-profit corporation organized under the laws of the District of Columbia, and/or WHC Park Pleasant LLC, a District of Columbia limited liability company, the sole member of which is the Washington Housing Conservancy, both of which are exempt from federal income taxes under section 501(a) of the Internal Revenue Code of 1986, approved



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August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(a)), as organizations described in section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3)), and which are, individually or collectively, as the case may be, liable for the repayment of the Bonds.

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements, other than Financing Documents, that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

(8) "Financing Documents" means the documents, other than Closing Documents, that relate to the financing, refinancing or reimbursement of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), and compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing, or reimbursing of all or a portion of the Borrower's costs of:

(A) Acquiring and renovating real property, including a parcel of land comprising approximately 2.042 acres improved with approximately 69,910 square feet of residential rental property comprising 126 rental housing units and associated parking facilities located in Washington, D.C., commonly known as Park Pleasant Apartments with street addresses at 3339 Mt. Pleasant Street, N.W., 3360 Mt. Pleasant Street, N.W., 3354 Mt. Pleasant Street, N.W., 3348 Mt. Pleasant Street, N.W., 3342 Mt. Pleasant Street, N.W., 3336 Mt. Pleasant

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Street, N.W., 3351 Mt. Pleasant Street, N.W., 1331 Mt. Pleasant Street, N.W., 3327 Mt. Pleasant Street, N.W., 3323 Mt. Pleasant Street, N.W., and 1712 Newton Street, N.W. (collectively, the "Facility");

(B) Purchasing certain equipment and furnishings, together with other property, real and personal, functionally related and subordinate to the Facility;

(C) Funding certain expenditures associated with the financing of the Facility, to the extent permissible, including, credit enhancement costs, liquidity costs, debt service reserve fund or working capital; and

(D) Paying costs of issuance and other related costs, to the extent permissible.

#### Sec. 743. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act (D.C. Official Code § 1-204.90) provides that the Council may by act authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse costs, and to assist in the financing, refinancing, or reimbursing of, the costs of undertakings in certain areas designated in section 490 (D.C. Official Code § 1-204.90) and may affect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series pursuant to a plan of finance, in an aggregate principal amount not to exceed \$28,000,000, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

(3) The Facility is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of housing, within the meaning of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90), and will assist the Project.

#### Sec. 744. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this subtitle to assist in financing, refinancing or reimbursing the costs of the Project by:



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(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$28,000,000; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction, and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 745. Bond details.

(a) The Mayor and each Authorized Delegate is authorized to take any action reasonably necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on, the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this subtitle;

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(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act (D.C. Official Code § 1-204.90(a)(4)).

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

#### Sec. 746. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is



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expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 747. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 748. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower. Each of the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

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## Sec. 749. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this subtitle.

## Sec. 750. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of, or involve the faith and credit or the taxing power of, the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 747.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this subtitle, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this subtitle.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees or agents to either perform any covenant, undertaking, or obligation under this subtitle, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

## Sec. 751. District officials.

(a) Except as otherwise provided in section 750(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the



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Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

Sec. 752. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec. 753. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 754. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by enacting this subtitle or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

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## Sec. 755. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this act, the authorization provided in this subtitle with respect to the issuance, sale, and delivery of the Bonds shall expire.

## Sec. 756. Severability.

If any particular provision of this subtitle or the application thereof to any person or circumstance is held invalid, the remainder of this subtitle and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this subtitle is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing of the Bonds, and the validity of the Bonds shall not be adversely affected.

**SUBTITLE D. NATIONAL PUBLIC RADIO, INC.**

Sec. 761. This subtitle may be cited as the "National Public Radio, Inc., Refunding Revenue Bonds Project Approval Act of 2020".

## Sec. 762. Definitions.

For the purpose of this subtitle, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) "Borrower" means the owner of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be National Public Radio, Inc., a non-profit corporation organized and existing under the laws of the District of Columbia, and exempt from federal income taxes under section 501(a) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(a)), as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3)).

(5) "Chairman" means the Chairman of the Council of the District of Columbia.



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(6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan contemplated thereby, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

(8) "Financing Documents" means the documents, other than Closing Documents, that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan contemplated thereby, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, letter of credit fees (if any), compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing or reimbursing of all or a portion of the Borrower's costs (including payments of principal of, and interest on, the bonds being refunded) to:

(A) Refund all or a portion of the outstanding District of Columbia Refunding Revenue Bonds (National Public Radio, Inc., Issue) Series 2013, the proceeds of which were used to advance refund a portion of the District of Columbia Revenue Bonds (National Public Radio, Inc. Issue) Series 2010 (the "Series 2010 Bonds") and to pay Issuance Costs, which Series 2010 Bonds were used to finance, refinance or reimburse all or a portion of the costs incurred by the Borrower to acquire, develop, renovate, furnish and equip a new office, production and distribution center located at 1111 North Capitol Street, N.E., Washington, D.C. 20002-7502 (Square 673, Lot 36), and to pay Issuance Costs; and

(B) Refund all or a portion of the outstanding District of Columbia Refunding Revenue Bonds (National Public Radio, Inc., Issue) Series 2016, the proceeds of

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which were also used to advance refund a portion of the Series 2010 Bonds and to pay Issuance Costs.

Sec. 763. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act (D.C. Official Code § 1-204.90) provides that the Council may by act authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse costs, and to assist in the financing, refinancing, or reimbursing of the costs of undertakings in certain areas designated in section 490 (D.C. Official Code § 1-204.90) and may affect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in the aggregate principal amount not to exceed \$210,000,000 and to make the Loan for the purpose of financing, refinancing or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of education and contributes to the health, education, safety or welfare of residents of the District within the meaning of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90), and will assist the Project.

Sec. 764. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this subtitle to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in the aggregate principal amount not to exceed \$210,000,000; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the



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monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 765. Bond details.

(a) The Mayor and each Authorized Delegate is authorized to take any action reasonably necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

- (1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;
- (2) The principal amount of the Bonds to be issued and denominations of the Bonds;
- (3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;
- (4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;
- (5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;
- (6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;
- (7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;
- (8) The time and place of payment of the Bonds;
- (9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this subtitle;
- (10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and
- (11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

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(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act (D.C. Official Code § 1-204.90(a)(4)).

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 766. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 767. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made



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available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 768. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower. Each of the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of said executed Financing Documents and said executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 769. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this subtitle.

Sec. 770. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a

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pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 767.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this subtitle, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this subtitle.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees, or agents to perform any covenant, undertaking, or obligation under this subtitle, the Bonds, the Financing Documents, or the Closing Documents, nor as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 771. District officials.

(a) Except as otherwise provided in section 770(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.



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## Sec. 772. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

## Sec. 773. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

## Sec. 774. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by enacting this subtitle or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

## Sec. 775. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this act, the authorization provided in this subtitle with respect to the issuance, sale, and delivery of the Bonds shall expire.

## Sec. 776. Severability.

If any particular provision of this subtitle or the application thereof to any person or circumstance is held invalid, the remainder of this subtitle and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this subtitle is determined to be contrary to the requirements of applicable

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law, such action or inaction shall not be necessary for the purpose of issuing of the Bonds, and the validity of the Bonds shall not be adversely affected.

**SUBTITLE E. PUBLIC WELFARE FOUNDATION, INC.**

Sec. 781. This subtitle may be cited as the "Public Welfare Foundation, Inc., Revenue Bonds Project Approval Act of 2020".

## Sec. 782. Definitions.

For the purpose of this subtitle, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act (D.C. Official Code § 1-204.22(6)).

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) "Borrower" means the owner of the assets financed or refinanced with proceeds from the Bonds, which shall be Public Welfare Foundation, Inc., a non-profit corporation organized and existing under the laws of the State of Delaware, duly authorized to transact business as a foreign corporation in the District of Columbia, and exempt from federal income taxes as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26. U.S.C. § 501(c)(3)).

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements, other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

(8) "Financing Documents" means, the documents, other than Closing Documents, that relate to the financing, refinancing or reimbursement of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).



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(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending to the Borrower of the proceeds from the sale, in one or more series, of the Bonds.

(12) "Project" means the financing, refinancing or reimbursing of the Borrower, on a tax exempt or taxable basis, for all or a portion of the Borrower's costs incurred in connection with the renovation of certain facilities of the Borrower located at 1200 U Street, NW, Washington, D.C. (the "Building") in one or more phases and comprised of the following:

(A) Replacement of nearly all exterior windows of the Building and the repair of certain sheet metal and masonry;

(B) Soft costs, including architectural, engineering and permitting fees, in connection therewith;

(C) Purchase of certain equipment and furnishings, together with other property, real and personal, functionally related and subordinate thereto;

(D) Refinancing, in whole or in part, of existing indebtedness; and

(E) Certain expenditures associated therewith to the extent financeable, including, without limitation, Issuance Costs, credit costs and working capital.

Sec. 783. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act (D.C. Official Code § 1-204.90) provides that the Council may by act authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse costs, and to assist in the financing, refinancing, or reimbursing of the costs of undertakings in certain areas designated in section 490 (D.C. Official Code § 1-204.90) and may affect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

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(2) The Borrower has requested the District to issue, sell, and deliver revenue and refunding bonds, in one or more series, in an aggregate principal amount not to exceed \$13,000,000 and to make the Loan for the purpose of financing, refinancing or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of a capital project as facilities used to house and equip operations related to the study, development, application, or production of social services within the meaning of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90).

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act (D.C. Official Code § 1-204.90), and will assist the Project.

Sec. 784. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this subtitle to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$13,000,000; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 785. Bond details.

(a) The Mayor and each Authorized Delegate is authorized to take any action reasonably necessary or appropriate in accordance with this subtitle in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;



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(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this subtitle;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act (D.C. Official Code § 1-204.90(a)(4)).

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

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## Sec. 786. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

## Sec. 787. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

## Sec. 788. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower. Each of the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.



## ENROLLED ORIGINAL

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of said executed Financing Documents and said executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 789. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this subtitle.

Sec. 790. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act (D.C. Official Code § 1-206.02(a)(2)).

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 787.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this subtitle, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this subtitle.

## ENROLLED ORIGINAL

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees, or agents to perform any covenant, undertaking, or obligation under this subtitle, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 791. District officials.

(a) Except as otherwise provided in section 790(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

Sec. 792. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec. 793. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 794. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this subtitle, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.



## ENROLLED ORIGINAL

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by enacting this subtitle or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

Sec. 795. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this act, the authorization provided in this subtitle with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 796. Severability.

If any particular provision of this subtitle or the application thereof to any person or circumstance is held invalid, the remainder of this subtitle and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this subtitle is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing of the Bonds, and the validity of the Bonds shall not be adversely affected.

**TITLE VIII. APPLICABILITY; FISCAL IMPACT STATEMENT; EFFECTIVE DATE**

Sec. 801. Applicability.

This act shall apply as of March 11, 2020.

Sec. 802. 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. 803. Effective date.

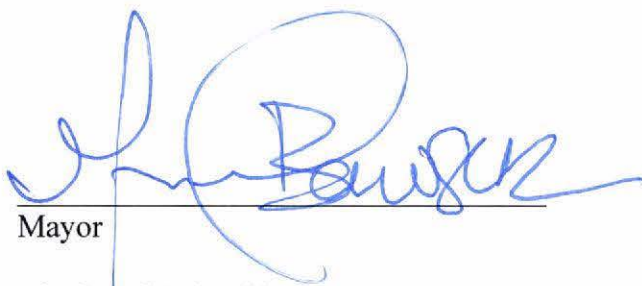
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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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  
April 10, 2020



## ENROLLED ORIGINAL

## A RESOLUTION

23-386

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Modification Nos. 8 and 10 to Contract No. CW35134 with Tax Credit Asset Management, LLC to provide asset management services and portfolio management oversight for outstanding loans in the Department of Housing and Community Development's affordable housing projects portfolio, and to authorize payment for the goods and services received and to be received under Modification Nos. 8 and 10.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Modifications to Exercise Option Year Four (4) of Contract No. CW35134 with Tax Credit Asset Management, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020".

Sec. 2. (a) There exists a need to approve Modification Nos. 8 and 10 to Contract No. CW35134 with Tax Credit Asset Management, LLC ("Contract No. CW35134") to provide asset management services and portfolio management oversight for outstanding loans in the Department of Housing and Community Development's affordable housing projects portfolio and to authorize payment for the goods and services received and to be received under Modification Nos. 8 and 10.

(b) By Modification No. 8, dated November 9, 2019, the Office of Contracting and Procurement, on behalf of the Department of Housing and Community Development, exercised partial option year 4 of Contract No. CW35134 for the period from November 10, 2019, through March 9, 2020, in the amount of \$953,820.

(c) Modification No. 10 is now necessary to exercise the remainder of option year 4 of Contract No. CW35134 in the amount of \$1,907,640, bringing the total amount for the period from November 10, 2019, through November 9, 2020, to \$2,861,460.

(d) Council approval is required by section 451(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(b)), as these modifications increase the contract to one of more than \$1 million during a 12-month period.

(e) Council approval is necessary to allow the continuation of these vital services. Without this approval, Tax Credit Asset Management, LLC cannot be paid for goods and services provided in excess of \$1 million for the contract period from November 10, 2019, through November 9, 2020.

**ENROLLED ORIGINAL**

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 Modifications to Exercise Option Year Four (4) of Contract No.CW35134 with Tax Credit Asset Management, LLC Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

A RESOLUTION

23-387

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To approve an agreement to enter into a long-term subsidy contract for 15 years in support of the District's Local Rent Supplement Program to fund housing costs associated with affordable housing units for Contract No. 2019-LRSP-02A with Anchor Preservation, LLC for program units at Cedar Street Apartments, located at 410 Cedar Street, N.W.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Local Rent Supplement Program Contract No. 2019-LRSP-02A Approval Resolution of 2020".

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 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 the long-term subsidy contract with Anchor Preservation, LLC to provide an operating subsidy in support of 3 affordable housing units in an initial amount not to exceed \$74,868 annually.

Sec. 3. Transmittal.

The Council shall transmit a copy of this resolution, upon its adoption, to the District of Columbia Housing Authority and the Mayor.

Sec. 4. 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. 5. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-388

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001G and Modification No. 01 with Blue Skye Construction, LLC, and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001G and Modification No. 01 with Blue Skye Construction, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001G (“Contract”) between the Department of General Services and Blue Skye Construction, LLC (“Contractor”), and proposed Modification No. 01 and authorize payment in the not-to-exceed amount of \$3.5 million for goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 01 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 01 is required 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).

(d) Council approval of Modification No. 1 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities, and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001G and Modification No. 01 with Blue Skye Construction, LLC. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

A RESOLUTION

23-389

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001A and Modification No. 01 with DC General Construction, Inc., and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001A and Modification No. 01 with DC General Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001A (“Contract”) between the Department of General Services and DC General Construction, Inc. (“Contractor”), and proposed Modification No. 1, and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 1 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 01 is required 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).

(d) Council approval of Modification No. 01 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities, and to compensate the Contractor for services provided and to be provided during the base period and four one-year option periods.

**ENROLLED ORIGINAL**

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001A and Modification No. 01 with DC General Construction, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-390

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001U and Modification No.1 with RBK Construction, Inc., and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001U and Modification No. 1 with RBK Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020.”

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001U (“Contract”) between the Department of General Services and RBK Construction, Inc. (“Contractor”), and proposed Modification No.1 and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 1 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000.00 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No.1 is required 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).

(d) Council approval of Modification No.1 is necessary to allow the continuation of essential small general construction services, as awarded via competitively-awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001U and Modification No.1 with RBK Construction, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-391

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001I and Modification No. 01 with Citadel Firm, LLC, and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001I and Modification No. 01 with Citadel Firm, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001I (“Contract”) between the Department of General Services and Citadel Firm, LLC (“Contractor”), and proposed Modification No. 01, and authorize payment in the not-to-exceed amount of \$3.5 million for goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 01 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 01 is required 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).

(d) Council approval of Modification No. 01 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001I and Modification No. 01 with Citadel Firm, LLC Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

## A RESOLUTION

23-392

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001C and Modification No. 01 with RSC Electrical & Mechanical Contractors, Inc., and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001C and Modification No. 01 with RSC Electrical & Mechanical Contractors, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001C (“Contract”) between the Department of General Services and RSC Electrical & Mechanical Contractors, Inc. (“Contractor”) and proposed Modification No. 1 and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 1 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 1 is required 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).

(d) Council approval of Modification No. 1 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District owned or operated public schools, parks and recreation facilities, and other municipal facilities, and to compensate the Contractor for services provided and to be provided during base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001C and Modification No. 01 with RSC Electrical & Mechanical Contractors, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-393

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001B and Modification No. 01 with Protec Construction, Inc., and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001B and Modification No. 01 with Protec Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001B (“Contract”) between the Department of General Services and Protec Construction, Inc. (“Contractor”), and proposed Modification No. 01 and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 01 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 01 is required 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).

(d) Council approval of Modification No. 01 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities, and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001B and Modification No. 01 with Protec Construction, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

A RESOLUTION

23-394

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001W and Modification No. 01 with Capital Construction Group, LLC, and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001W and Modification No. 01 with Capital Construction Group, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001W (“Contract”) between the Department of General Services and Capital Construction Group, LLC (“Contractor”) and proposed Modification No. 01 and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 01 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of Modification No. 01 is required 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).

(d) Council approval of Modification No. 01 is necessary to allow the continuation of essential small general construction services, as awarded via competitively-awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001W and Modification No. 01 with Capital Construction Group, LLC Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-395

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCAM-19-CS-RFQ-0001P and Modification No. 01 with Soil and Land Use Technology, Inc., and authorize payment for the goods and services received and to be received under the contract and modification.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-19-CS-RFQ-0001P and Modification No. 01 with Soil and Land Use Technology, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-19-CS-RFQ-0001P (“Contract”) between the Department of General Services and Soil and Land Use Technology, Inc. (“Contractor”) and proposed Modification No. 01 and authorize payment in the not-to-exceed amount of \$3.5 million for the goods and services received and to be received under the Contract and modification.

(b) Proposed Modification No. 01 would increase the not-to-exceed amount of the Contract by \$2.51 million, from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification No. 01 is required 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).

(d) Council approval of Modification No. 01 is necessary to allow the continuation of essential small general construction services, as awarded via competitively awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks and recreation facilities, and other municipal facilities and to compensate the Contractor for services provided and to be provided during the base period and 4 one-year option periods.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCAM-19-CS-RFQ-0001P and Modification No. 01 with Soil and Land Use Technology, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

## A RESOLUTION

23-396

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to approve Modification Nos. 5, 6, 7, 8, and 9 to Contract No. RM-17-HCA-SATSR-009-SII-BY4-CPS with Samaritan Inns, Inc. to provide residential substance abuse treatment services, and to authorize payment for the goods and services received and to be received under the modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification Nos. 5, 6, 7, 8, and 9 to Contract No. RM-17-HCA-SATSR-009-SII-BY4-CPS with Samaritan Inns, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists a need to approve Modification Nos. 5, 6, 7, 8, and 9 to Contract No. RM-17-HCA-SATSR-009-SII-BY4-CPS with Samaritan Inns, Inc. to provide residential substance abuse treatment services and to authorize payment for the goods and services received and to be received under the modifications.

(b) On September 4, 2019, by Modification No. 5, the Office of Contracting and Procurement (“OCP”), on behalf of the Department of Behavioral Health, exercised a partial option of option year 2 from September 7, 2019, through February 29, 2020, in the not-to-exceed amount of \$950,000.

(c) Modifications 6 and 7 were administrative modifications.

(d) On December 16, 2019, by Modification No. 8, the OCP exercised another partial option of option year 2 from March 1, 2020, through March 6, 2020, in the additional not-to-exceed amount of \$45,000.

(e) OCP now desires to exercise the remainder of option year 2 and increase the total not-to-exceed amount for option year 2 of Contract No. RM-17-HCA-SATSR-009-SII-BY4-CPS to \$2.5 million for the period September 7, 2019, through September 6, 2020.

(f) Council approval is necessary as this will increase the contract to one of more than \$1 million during a 12-month period.

(g) Council approval is necessary to allow the continuation of these vital services. Without this approval, Samaritan Inns, Inc. cannot be paid for goods and services provided in excess of \$1 million for the period September 7, 2019, through September 6, 2020.

**ENROLLED ORIGINAL**

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modification Nos. 5, 6, 7, 8, and 9 to Contract No. RM-17-HCA-SATSR-009-SII-BY4-CPS with Samaritan Inns, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-397

## IN THE COUNCIL OF DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with the respect to the need to amend Chapter 10 of Title 47 of the District of Columbia Official Code to provide a real property tax exemption to the properties designated as Square 2950, Lots 824 and 826 and to require that development of the property be in compliance with the Small and Certified Business Enterprise Development and Assistance Act of 2005 and the First Source Employment Agreement Act of 1984.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Children’s Hospital Research and Innovation Campus Phase I Emergency Declaration Resolution of 2020”.

Sec. 2(a) In 2016, Children’s National Medical Center (“Children’s Hospital”) received approximately 11.85 acres of land and buildings from the Department of the Army through an act of Congress. The property was conveyed with a restriction in the deed limiting its use to public health purposes, including research, with the requirement that the property be owned by Children’s Hospital, an affiliate of Children’s Hospital, or another tax-exempt organization.

(b) Children’s Hospital plans to develop Square 2950, lots 824 and 826 (“Property”) in multiple phases over several years, as the Children’s National Research & Innovation Campus (“CNRIC”). CNRIC will pursue opportunities in pediatric genomic and precision medicine, anchored by partners including JLABS, Virginia Tech, and its Center for Genetic Medicine Research, Rare Disease Institute and molecular clinical lab. Children’s Hospital, a nonprofit children’s hospital, formed Children’s National at Walter Reed, LLC (“CNWR”), which is a wholly-owned subsidiary of Children’s Hospital.

(c) The Property is located in a census tract that makes it eligible for federal New Markets Tax Credits (“NMTC”) and Opportunity Zone financing, and certain buildings on the Property are eligible for federal historic tax credits.

(d) To secure the federal tax credit financing, CNWR entered into a ground lease with Building 52/53 LLC for Square 2950, Lot 824 and Building 54 LLC for Square 2950, Lot 826.

## ENROLLED ORIGINAL

(e) Pursuant to federal tax credit requirements and in anticipation of federal tax credit financing, Children's Hospital formed 2 additional limited liability companies, one for each parcel in Phase 1, Building 52/53 NMTC Borrower LLC ("Building 52/53 LLC") and Building 54 NMTC Borrower LLC ("Building 54 LLC"). CNWR is the managing entity and is the 90% owner of both Building 52/53 LLC and Building 54 LLC. The tax credit investors would own the remaining 10%.

(f) If the proposed leases to Building 52/53 LLC and Building 54 LLC result in the Property being subject to real property taxes, CNWR would be liable for real property taxes annually for the duration of the ground leases. Children's Hospital has stated that it created the additional entities to take advantage of the federal tax credit financing.

(g) On July 9, 2019, Council enacted the Children's Hospital Research and Innovation Campus Phase 1 Temporary Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-21; 66 DCR 9726) ("Bill 23-330"), which provided a real property exemption on the Properties. Bill 23-330 will expire on April 23, 2020.

(h) On December 11, 2019, the Children's Hospital Research and Innovation Campus Equitable Tax Relief Act of 2019 ("Bill 23-577") was introduced by Councilmember Brandon Todd in the Office of the Secretary and was referred to the Committee on Business and Economic Development on December 17, 2019.

(i) The Committee on Business and Economic Development held a public hearing on Bill 23-577 on March 10, 2020, but it has not yet completed the legislative process and will not be law by April 23, 2020.

(j) For Children's Hospital to leverage the federal tax credit financing options available to complete the development of its research and innovation campus, the Property needs to retain its current tax exemption.

(k) It is vital that the provisions of B23-330 remain law until Bill 23-577 becomes law.

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 Children's Hospital Research and Innovation Campus Phase I Emergency Amendment Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

## A RESOLUTION

23-398

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to amend 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

## ENROLLED ORIGINAL

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 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.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Firearms Safety Omnibus Clarification Emergency Declaration Resolution of 2020".

Sec. 2. (a) On May 7, 2019, the Council passed the Firearms Safety Omnibus Clarification Emergency Amendment Act of 2019, effective May 16, 2019 (D.C. Act 23-49; 66 DCR 6310), which expired on August 14, 2019.

(b) On June 25, 2019, the Council passed the Firearms Safety Omnibus Clarification Temporary Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-17; 66 DCR 8741) ("temporary act"), which is set to expire on April 23, 2020.

(c) This identical second round of emergency legislation is necessary to prevent a gap in the law between the expiration of the temporary act and the passage of a permanent measure in to law.

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 Firearms Safety Omnibus Clarification Emergency Amendment Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-399

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 7, 2020

To declare the existence of an emergency with respect to the need to provide additional authority to the Mayor and to address critical needs of District residents and businesses during the current public health emergency, including wage replacement, business relief, and additional authorities and exemptions regarding health, public safety, consumer protection, and government operation, and to authorize and provide for the issuance, sale, and delivery of certain District of Columbia notes and bonds.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “COVID-19 Response Supplemental Emergency Declaration Resolution of 2020”.

Sec. 2. (a) on March 11, 2020, the Mayor of the District of Columbia issued Mayor’s Order 2020-045 and 2020-046, declaring a public emergency and a public health emergency in the District due to the imminent threat to the health, safety, and welfare of District residents posed by the spread of COVID-19. Those orders are currently in effect through April 24, 2020.

(b) On March 17, 2020, the Council adopted and the Mayor signed the COVID-19 Response Emergency Amendment Act of 2020, effective March 18 (D.C. Act 23-247; 67 DCR 3093). That legislation contained a number of provisions to expand emergency powers in a public health emergency, provide wage replacement for residents, and provide temporary tax relief for impacted businesses.

(c) The Council and the Executive have identified a number of additional provisions that would benefit District residents and businesses, as well as provide important consumer protections during the pandemic.

(d) To further aid residents whose employment has been impacted by the public health emergency, it is necessary to clarify eligibility for unemployment insurance, expand the District’s work share program, and align 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.*), with the federal Families First Coronavirus Response Act, approved March 18, 2020 (Pub. L. No. 116-127; 134 Stat. 178), with respect to emergency leave requirements.

(e) To ensure tenants are not adversely impacted by the public health emergency, it is necessary to direct mortgage providers to establish mortgage relief plans, prohibit increases in

## ENROLLED ORIGINAL

rent during the public health emergency, extend deadlines for tenants and tenant associations to exercise their rights, suspend notices of intent to vacate, and prohibit the disconnection of cable or telecommunications service.

(f) To protect the health and safety of individuals who are in the criminal justice system, it is necessary to extend the application of good time credits for certain defendants, and align the use of compassionate release with the federal First Step Act of 2018, approved December 21, 2018 (Pub. L. No. 115-391; 132 Stat. 5194), for certain elderly defendants and defendants with chronic conditions.

(g) The University of Pennsylvania's COVID-19 Hospital Impact Model for Epidemics ("CHIME") estimates that the peak number of COVID-19 hospitalizations in the District will occur in late June. To prepare for this medical surge, it is necessary to allow the Mayor to extend emergency orders issued on March 11, 2020 for a total 90-day period.

(h) The medical surge projected by CHIME shows that hospitals in the District will need additional capacity, such as increased acute care and ICU beds, to care for patients with COVID-19. To prepare for the medical surge, it is necessary to establish a grant program for District hospitals that can be used to purchase necessary equipment, pay for increased personnel costs, and fund the construction and operation of temporary structures to test or treat patients with COVID-19.

(i) To ensure continuity of government operations while the public health emergency is in effect, it is necessary to toll certain matters transmitted to the Council, and to confirm appointments and reappointments of Mayoral nominees for specific agencies, boards, committees, and commissions.

(j) On June 2, 2020, the District will hold primary elections, and on June 16, 2020, there will be a special election for the vacant Council seat in Ward 2. To ensure that District voters can safely participate in these elections during the public health emergency, it is necessary to expand and encourage the use of vote by mail.

(k) Due to the adverse impacts of this public health emergency on businesses and employees, the District is expected to lose \$600 million in revenue in fiscal year 2020 alone. To ensure that the District has the cash on-hand to meet its budgetary obligations, it is necessary to allow the Chief Financial Officer to engage in short-term borrowing through the issuance of general obligation notes and tax revenue anticipation notes.

(l) To make certain that several nonprofit development projects can move forward during the public health emergency, it is necessary to authorize the issuance of industrial revenue bonds for these projects.

Sec. 3. The Council of the District of Columbia determines that the circumstances in section 2 constitute emergency circumstances, making it necessary that the COVID-19 Response Supplemental Emergency Amendment Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

23-200

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2019

To posthumously honor the life of Firefighter Technician Alex “Big Al” Graham for his dedication and 17 years of service to the Fire and Emergency Medical Services Department and the residents of the District of Columbia.

WHEREAS, Firefighter Technician Alex Graham was appointed to the District of Columbia Fire and Emergency Medical Services Department (“the Department”) and assigned to Engine 21, Platoon 4;

WHEREAS, Firefighter Technician Alex Graham served the residents of the District of Columbia for 17 years as a part of the “Alley Rats” crew located in the Adams Morgan neighborhood;

WHEREAS, Firefighter Technician Alex Graham was named the Department’s 2018 Firefighter of the Year;

WHEREAS, Firefighter Technician Alex Graham played a key role at the Department’s Fleet Maintenance Division where he assisted with small engine repair and maintenance, inventory management of small tools and appliances, and market research of new and improved technology for tools and appliances;

WHEREAS, Firefighter Technician Alex Graham proactively annually tested waterflow through 68 engines to ensure they were working properly and could pump 1,250 gallons of water a minute;

WHEREAS, Firefighter Technician Alex Graham conducted repairs on the Department’s 500 ground ladders;

WHEREAS, Firefighter Technician Alex Graham went above and beyond his duties in serving the Department and ensuring the safety of its apparatus;

**ENROLLED ORIGINAL**

WHEREAS, Firefighter Technician Alex Graham’s dedication to the Department and to his colleagues exemplified the true meaning of public service; and

WHEREAS, Firefighter Technician Alex Graham was the 101st firefighter since 1856 to give his life in the line of duty.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this resolution may be cited as the “Firefighter Technician Alex Graham Posthumous Ceremonial Recognition Resolution of 2019”.

Sec. 2. The Council of the District of Columbia posthumously recognizes, honors, and celebrates Firefighter Technician Alex Graham for his distinguished service and extensive contributions to the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.



## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

23-233

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 21, 2020

To recognize the Missionary Baptist Ministers' Conference of Washington, D.C. and Vicinity and its 54th president, Reverend Charles Winston McNeill, Jr., on the occasion of the Conference's 135th anniversary.

WHEREAS, the Missionary Baptist Ministers' Conference of Washington, D.C. and Vicinity was organized in 1885 to secure peace and prosperity for all local churches, to safeguard the welfare and harmony of its members, and to promote Christian education and missionary causes;

WHEREAS, the Missionary Baptist Ministers' Conference of Washington, D.C. and Vicinity consists of a local body of Christian pastors and ministers who are affiliated with several national conventions;

WHEREAS, the Missionary Baptist Ministers' Conference of Washington, D.C. and Vicinity boasts of a long line of prominent pastors who have made notable contributions nationally and has a rich legacy of attracting and hosting great preachers and pastors to the District of Columbia, including some of the world's greatest and well known African-American preachers;

WHEREAS, the Missionary Baptist Ministers' Conference of Washington, D.C. and Vicinity seeks to develop its members through informative sessions; enhance the economic awareness of leaders/clergy for ministry empowerment, financial understanding and creating jobs; create and continue partnerships with conventions, conferences, community, business and political entities; hold elected officials accountable for legislation and promises made to the faith-based community; increase involvement for the causes of social justice and humanity; and create meaningful opportunities for fellowship and to continue meeting the needs of the individual clergy;

WHEREAS, Reverend Charles Winston McNeill, Jr. is a native of Erwin, North Carolina, born one of 5 children and the oldest son to Charles Winston McNeill, Sr. and Bessie Campbell McNeill;

WHEREAS, Reverend Charles Winston McNeill, Jr. is married to the former Audrey McDonald, and from their union, they have a daughter, Jade Noelle;

**ENROLLED ORIGINAL**

WHEREAS, Reverend Charles Winston McNeill, Jr. received his Bachelor of Arts from the University of the District of Columbia, a master’s degree from Andersonville Theological Seminary and several certificates from the University of Oklahoma and Temple University;

WHEREAS, Reverend Charles Winston McNeill, Jr. is the President of the National Capital Baptist Convention of Washington, DC and Vicinity; Chairperson for hosting the 2020 Annual Session of the National Baptist Convention, Inc.; member of the Executive Board of the National Baptist Convention, USA, Inc.; Second Vice Moderator of the Mt. Bethel Baptist Association; Faith-Based Liaison under Angela D. Alsobrooks, the County Executive for Prince George’s County, Maryland; and Chairman of the Board of the United Community Against Poverty (UCAP); and

WHEREAS, Reverend Charles Winston McNeill, Jr. is the 54th President of Missionary Baptist Ministers’ Conference of Washington, D.C. and Vicinity.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Missionary Baptist Ministers’ Conference of Washington, D.C. and Vicinity Recognition Resolution of 2020”.

Sec. 2. The Council of the District of Columbia recognizes and congratulates the Missionary Baptist Ministers Conference of Washington, D.C. and Vicinity and its 54th president, Reverend Charles Winston McNeill, Jr., on the occasion of the Conference’s 135th anniversary.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.



ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

23-237

COUNCIL OF THE DISTRICT OF COLUMBIA

February 4, 2020

To recognize and celebrate National Read Across America Day and to declare March 2, 2020 as “Read Across America Day” in the District of Columbia.

WHEREAS, in 1997, a National Education Association (NEA) reading task force suggested a day of reading to emphasize the fun and adventure of reading;

WHEREAS, more than 50 national organizations concerned about reading and education have joined with the National Education Association to designate March 2, the anniversary of the birth of Theodor Geisel (commonly known as Dr. Seuss), as a day to celebrate reading;

WHEREAS, on March 2, 1998, the first annual Read Across America Day celebration was held;

WHEREAS, Read Across America Day is an annual reading motivation and awareness program that calls for every child in every community to celebrate reading on March 2;

WHEREAS, reading is a basic skill for a quality education, a requirement for a successful life’s work, and a source of pleasure throughout life;

WHEREAS, reading ability is essential to our Nation’s ability to remain competitive in a global economy;

WHEREAS, Read Across America Day is the largest reading event in the United States and promotes reading and adult involvement in the education of our community’s students;

WHEREAS, the District of Columbia recognizes that reading is essential for a child’s success, and encourages parents and guardians to read with their children for at least 30 minutes on March 2<sup>nd</sup>, Read Across America Day;

**ENROLLED ORIGINAL**

WHEREAS, the District of Columbia stands firmly committed to promoting reading as the catalyst for our students’ future academic success, their preparation for America’s jobs of the future, and their ability to compete in a global economy; and

WHEREAS, the District of Columbia identifies that reading is the building block to learning and the foundation for future success, places a great emphasis on reading intervention, and will remain committed to providing additional resources for reading assistance.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “District of Columbia Read Across America Day Ceremonial Recognition Resolution of 2020”.

Sec. 2. The Council of the District of Columbia enthusiastically endorses “NEA’s Read Across America” and recommits to engage in programs and activities to make the District’s children the best readers in the world, and hereby declares March 2, 2020, as “Read Across America Day” in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**NOTICE OF INTENT TO ACT ON NEW LEGISLATION**

The Council of the District of Columbia hereby gives notice of its intention to consider the following legislative matters for final Council action in not less than **15 days**. Referrals of legislation to various committees of the Council are listed below and are subject to change at the legislative meeting immediately following or coinciding with the date of introduction. It is also noted that legislation may be co-sponsored by other Councilmembers after its introduction.

Interested persons wishing to comment may do so in writing addressed to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, NW, Room 5, Washington, D.C. 20004. Copies of bills and proposed resolutions are available in the Legislative Services Division, 1350 Pennsylvania Avenue, NW, Room 10, Washington, D.C. 20004 Telephone: 724-8050 or online at [www.dccouncil.us](http://www.dccouncil.us).

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**COUNCIL OF THE DISTRICT OF COLUMBIA****PROPOSED LEGISLATION****PROPOSED RESOLUTIONS**

- |          |  |
|----------|--|
| PR23-785 | Collective Bargaining Agreement between the University of the District of Columbia and the University of the District of Columbia Faculty Association/National Education Association Approval Resolution of 2020<br><br>Intro. 4-7-20 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Labor and Workforce Development with comments from the Committee of the Whole |
| <hr/>    |  |
| PR23-786 | Sagitec Solutions, LLC Contract No. CW75765 Disapproval Resolution of 2020<br><br>Intro. 4-10-20 by Councilmembers R. White Grosso, and Chairman Mendelson and Retained by the Council   |
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COUNCIL OF THE DISTRICT OF COLUMBIA  
**COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT**  
MARY M. CHEH, CHAIR

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**NOTICE OF CANCELLATION OF PUBLIC HEARING ON**

**B23-624, Impervious Area Charge Water Utility Consumer Protection Fund Act of  
2020; and  
B23-640, District of Columbia Water and Sewer Authority Transparency  
Amendment Act of 2020**

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The Committee on Transportation and the Environment's hearing on B23-624, the Impervious Area Charge Water Utility Consumer Protection Fund Act of 2020, and B23-640, the District of Columbia Water and Sewer Authority Transparency Amendment Act of 2020, scheduled for Thursday, April 30, 2020, at 11:00 AM in Room 412 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., is cancelled. The hearing will be rescheduled for a later date.

Members of the public may contact Committee Director Michael Porcello with questions about the hearing at [mporcello@dccouncil.us](mailto:mporcello@dccouncil.us) or (202) 724-8062.



COUNCIL OF THE DISTRICT OF COLUMBIA  
**COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT**  
MARY M. CHEH, CHAIR

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**NOTICE OF CANCELLATION OF PUBLIC ROUNDTABLE ON**

**The Rock Creek Far West Livability Study Proposal for Bike Lanes on Dalecarlia  
Parkway**

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The Committee on Transportation and the Environment's roundtable on the Rock Creek Far West Livability Study Proposal for Bike Lanes on Dalecarlia Parkway, scheduled for Wednesday, May 6<sup>th</sup>, 2020, at 11:00 AM in Room 412 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., is cancelled. The roundtable will be rescheduled for a later date.

Members of the public may contact Committee Director Michael Porcello with questions about the roundtable at [mporcello@dccouncil.us](mailto:mporcello@dccouncil.us) or (202) 724-8062.

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Notice of Reprogramming Requests**

Pursuant to DC Official Code Sec 47-361 et seq. of the Reprogramming Policy Act of 1990, the Council of the District of Columbia gives notice that the Mayor has transmitted the following reprogramming request(s).

A reprogramming will become effective on the 15th day after official receipt unless a Member of the Council files a notice of disapproval of the request which extends the Council's review period to 30 days. If such notice is given, a reprogramming will become effective on the 31st day after its official receipt unless a resolution of approval or disapproval is adopted by the Council prior to that time.

Comments should be addressed to the Secretary to the Council, John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Room 5 Washington, D.C. 20004. Copies of reprogramming's are available in Legislative Services, Room 10.  
Telephone: 724-8050

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**Reprog. 23-99:** Request to reprogram \$286,815 within the District of Columbia Public Schools was filed in the Office of the Secretary on April 6, 2020. This reprogramming is needed to cover salaries and Fringe Benefits for staff in the Food and Nutrition Services Self-Operating Pilot program.

RECEIVED: 14-day review begins April 7, 2020

**DC BOARD OF ELECTIONS****NOTICE OF PUBLIC HEARING  
RECEIPT AND INTENT TO REVIEW INITIATIVE MEASURE**

The Board of Elections shall consider in a public hearing whether the proposed measure, “United States Adjustment and Recovery Act for the District of Columbia,” is a proper subject matter for initiative at the Board’s regular meeting on Wednesday, May 6, 2020 at 10:30 a.m., at 1015 Half Street SE, Suite 750, Washington DC 20003.

In making a proper subject matter determination, the Board does not consider the merits of a proposed measure. Instead, it may consider only whether the proposed measure meets the subject matter requirements set forth in District of Columbia law. Specifically, the Board must reject the proposed measure if it determines that:

- The measure conflicts with or seeks to amend the Title IV of the DC Home Rule Act (“the District Charter”);
- The measure conflicts with the U.S. Constitution;
- The measure has not been properly filed;
- The verified statement of contributions (the measure committee’s statement of organization and report of receipts and expenditures) was not timely filed;
- The measure would authorize discrimination in violation of the DC Human Rights Act;
- The measure would negate or limit a budgetary act of the DC Council; or
- The measure would appropriate funds

Those who wish to testify at the hearing on the propriety of the proposed measure in light of the above-referenced criteria should contact the Board’s Office of the General Counsel at 202-727-2194 or [ogc@dcboe.org](mailto:ogc@dcboe.org) and provide their name, address, telephone number, and name of the organization represented (if any) by no later than Friday, May 1, 2020, at 4:00 p.m. Any written testimony or memoranda should be submitted for the record to the Board’s Office of the General Counsel, 1015 Half Street SE, Suite 750, Washington, DC 20003 or at [ogc@dcboe.org](mailto:ogc@dcboe.org) by that date and time as well. Each speaker shall be permitted a maximum of three minutes for oral presentations.

The Short Title, Summary Statement, and Legislative Text of the proposed initiative, as they were submitted to the Board by the proposer(s) of the measure, read as follows:

**SHORT TITLE**

United States Adjustment and Recovery Act for

the

District of Columbia



**SUMMARY STATEMENT**

District of Columbia residents whose ancestors were enslaved as men, women and children  
victims of the Transatlantic or North American Slave Trade  
during 1619 thru 1870 thru 2020 Civil Rights Era

**SETTLEMENT**

No Taxpayer Payments

Living Benefits or Financial Restitution for Eligible Recipients.

**PAYERS**

Actors who are

Religious Organizations, International Countries, Agriculture, Textile, Manufacturing, Retail  
Building Material Industries, Financial, Academic Institutions, Utility Companies and States who  
participated or benefited from enslaving Afro Descendant people in the United States of America.

**SETTLEMENT PERIOD**

November 08, 2020      January 08, 2272

251 Years

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INITIATIVE MEASURE NO.

A FREESTANDING BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

BE IT ENACTED BY THE ELECTORS OF THE DISTRICT OF COLUMBIA.

This initiative act known as the United States Adjustment and Recovery Act for the District of Columbia (USARADC) from herein is an unenacted title with organic acts and a freestanding bill in the District of Columbia, a US. Federal District.

To grant or enforce repayment of unpaid wages or denied benefits, repair identities, trauma counseling, removal of public display reminders of injuries to descendants of enslaved people and U.S. Civil War Service Members for the residents of the District of Columbia, who are living descendants of the Transatlantic Slave Trade in the United States of America, having lineage to ancestors in Africa or the West Indies from the time period of 1619 through 1870 (251years) and 1871through 2020 (after Jim Crow and Civil Rights Era) Living descendants are eligible beneficiaries, if identified on census of a United States birth certificate as an individual of one of the following classifications of American citizens known as: Negro, Colored, Mulatto, Black, Afro American, Afro Descendant or African American and meet the DNA requirements to be eligible users of 3 categories to include descendants of Civil War U.S. Militia Service Members for the Republic of the United States of America, as noted in Title I Legislative Text and Title II Settlement Resolutions.

Payments for injuries will not be paid by District of Columbia residents or government.

Respectfully submitted by,

\_\_\_\_\_  
Date  
Proposer: John C. Cheeks, Founder and National Executive Director - USCRIA Inc.

\_\_\_\_\_  
Date  
Co Proposer: Dr. Roussan Etienne, Jr., National Executive Vice President, USCRIA Inc.



**Title I Section. 1. Definitions.**

(a) The purpose of Sec. 1. Definitions for the United States Adjustment and Recovery Act for the District of Columbia (USARADC) from herein is to provide a description of language used for a Free Standing Bill known as USARADC. Some terms are used inside proposed Title I Sections 1,2,3,4,5,6,7,8,9, and 10.

(b) Definitions of terms listed are used for Legislative Text of Settlement Resolutions of this proposed Free Standing Bill. Definitions are as listed in Title I, Sec. 1. Used in Title I and title II to define subject matter proposed.

(c) For the purposes of this act, the term:

- (1) "Acceptance" means agreeing either expressly or by conduct to the act or offer of another so that a contract is concluded, and the parties become legally bound.
- (2) "Act" means the formal product of a legislative body: the formally declared will of a legislature the final requirement of which is usually the signature of the proper executive officer.
- (3) "Actors" means domestic or international individual(s) and entities such as religious organizations, businesses, infrastructure development, associations, institutions of any kind, maritime companies or merchants, governments, countries, nations, agriculture production (plant or livestock), territory, state and local municipal governments, political parties past and present, militia of state, territories, and nations; judicial systems. and all who participated, owned, traded, sold, enslaved through falsely imprisoned forced religious beliefs, forced language acceptance, rape, of women, men or children, discrimination of judicial laws, failure to allow proper learning, non civil rights, pro slavery protections through local, state, or federal law, including private domestic terror enforcement.
- (4) "Adjustment" means to remove judicial laws or legislation that impacts the civil rights and civil liberties of descendants of enslaved Americans of African descendants, removal of public fixtures of reminders of injuries to victims of the Trans Atlantic Slave Trade, removal of any law, public fixtures, names of streets, roads, avenues, bridges, parks, schools, institutional buildings.
- (5) "Agent" someone that produces or capable of producing an effect of an active or efficient cause.
- (6) "Budget" means an estimate of income and expenditure for a set period of time.
- (7) "Castrate" means to render impotent or deprive of vitality by psychological or physical means by depriving of the testes or ovaries.
- (8) "Chairman" (aka chairperson, chairwoman, or chair) means District of Columbia elected leader of City Council-Chairman.
- (9) "Change" means to make the form, nature, content, future course etc., different from what it is or from what it would be if left alone.
- (10) "Civil Rights" means rights to personal Liberty established by the 13th and 14th amendments to the US constitution and certain congressional acts, Especially as applied to an individual or a minority group.
- (11) "Claim" means to demand by or as by virtue of a right; The demand as a right or as due.
- (12) "Community Housing" means housing units owned by descendants of American slaves that were formerly public housing units.
- (13) "Confederate States of America" means the 11 southern states of the U.S. during

- their secession from the Union between 1860 and 1865: South Carolina, Mississippi, Florida, Alabama, Georgia, Louisiana, Texas, Virginia, Arkansas, North Carolina, and Tennessee.
- (14) “Confederate” means of or relating to the Confederate States of America.
- (15) “Declare” means to make known or state clearly, Especially in explicit or formal terms .
- (16) “Descendant” means a blood relative of a latter generation.
- (17) “Disclosure” means the action of making new or secret information known.
- (18) “Discrimination” means to make a difference in treatment or favor on a basis other than individual merit; especially to make a difference in treatment on a basis prohibited by law (as national origin, race, sex, religion, age, or disability).
- (19) “Displacement” means the moving of something from its place or position.
- (20) “District of Columbia” means a Federal area in the East United States , On the Potomac , Coextensive with the Federal Capital , Washington. 69 sq. mi. (179 Sq. km) Abbreviation: DC
- (21) “Drafter“ means a person who writes a legislative bill.
- (22) “Elected Official” means a public officer or government employee who is empowered to exercise judgement for independent people (District of Columbia - Ward Council Members, DC Council at- Large Members, Chairman of the Council and Mayor).
- (23) “Enacted” means to make into an act or statue:
- (24) “Enacted Title (See definition of Enacted and Title)
- (25) “Entitled“ means believing oneself to be inherently deserving of privileges or special treatment.
- (26) “Experience” means something personally encountered, undergone, or lived through.
- (27) “Faith Based Organization” means an organization whose values are based on faith and or beliefs, which has a mission based on social values of the particular faith, and which most often draws its activists (leaders, staff, volunteers) from a particular faith group.
- (28) “Fines“ means a fine or penalty is money that a court of law or other authority decides has to be paid as punishment for a crime or other offence.
- (29) “Fiscal“ means relating to government revenue, especially taxes.
- (30) “Future” means time that is to be, or come hereafter
- (31) “Heir” means one who inherits or is entitled to inherit property or is entitled to succeed to a hereditary rank, title, or office or one who receives or is entitled to receive some endowment or quality from a parent or predecessor.
- (32) “Home ownership” means one that owns a home.
- (33) “Homeless” means without a Home
- (34) “Identity” means the state or fact of remaining the same one or once, as under varying aspects of our conditions.
- (35) “Initiative” means a procedure enabling a specified number of voters by petition to propose a law and secure its submission to the electorate or to the legislature for approval.
- (36) “Injury” means harm or damage that is done or sustained.
- (37) “Judicial” means of, relating to, or being the branch of government that is charged with trying all cases that involve the government and with the administration of justice.

- (38) “Judicial Protections” means special judicial solicitude for particular religious, or national or racial minorities groups that have failed to attain their objectives through the political process.
- (39) “Legal” means permitted by law; lawful
- (40) “Legislative - means having the power to make laws, related to laws or the making of them
- (41) “Levied” means to impose or collect by legal authority.
- (42) “Liberated” means someone who “was released from capture or bondage.
- (43) “Mandatory” means containing or constituting a command: being obligatory.
- (44) “Murder” means the crime of unlawfully and unjustifiably killing another under circumstances defined by statute (as with premeditation); especially: such a crime committed purposely, knowingly, and recklessly with extreme indifference to human life or during a serious felony (as robbery or rape)
- (45) “National” means of or relating to a nation.
- (46) “NGO” means Nongovernmental Organization. NGO an organization that isn't part of the local, state or federal government.
- (47) “Occupant” means a person who resides or is present in a house, vehicle, seat, place, etc., at a given time.
- (48) “Offspring” means the product of the reproductive processes of a human: a child.
- (49) “Option” means the power or right of choosing
- (50) “Owner” means one with the right to exclusive use, control, or possession of slave or property.
- (51) “Partners” means a person who shares or is associated with another in some action or endeavor; sharer; associate.
- (52) “Party” means one (as a person, group, or entity) constituting alone or with others one of the sides of a proceeding, transaction, or agreement.
- (53) “Permanent” means existing perpetually; everlasting, especially without significant change.
- (54) “Permanent Act” (See definition of Permanent and Act)
- (55) “Protection” means supervision or support of one having less power.
- (56) “Provision” means a clause in a legal instrument, a law, etc. providing for a
- (57) particular matter; stipulation
- (58) “Provisions” means set aside an amount in an organization's accounts for a known liability.
- (59) “Public” means of, relating to, or affecting a population as a whole.
- (60) “Recovery” means the obtaining, getting back, or vindication of a right or property by judgment, legislation or decree; especially: the obtaining of damages.
- (61) “Refusal” means an act of instance of refusing.
- (62) “Removal” means the act of removing
- (63) “Repair“ means to restore good or sound condition after decay or damage; mend
- (64) “Republic of the United States of America“ means the United States is a federal republic and a representative democracy. It is a founding member of the United Nations, World Bank, International Monetary Fund, Organization of America States and other international organizations.
- (65) “Resolutions“ means a solution, explanation or answer to a problem.
- (66) “Resolve“ means settle or find a solution to a problem dispute or contentious matter.
- (67) “Responsible” means being the primary cause of something and so able to be



- blamed or credited for it. Having an obligation to do something or having control over or care for someone as part of one's role.
- (68) "Restitution" means the equitable remedy of restoring to an aggrieved party that which was obtained in unjust enrichment.
- (69) "Sanctions" means a threatened penalty for disobeying a law or rule official permission or approval.
- (70) "Settlement" means an official agreement intended to resolve a dispute or conflict between 2 sides. An agreement to end a disagreement or dispute without going to a court of law
- (71) "Statue" means a formal written enactment of a legislative body, whether federal, state, city, or county. An act of the legislature declaring, commanding, or prohibiting something; a particular law enacted and established by the will of the legislative department of government; the written will of the legislator, solemnly expressed according to the forms necessary to constitute the law according to the state or federal territory. Such may be public, private, declaratory, mandatory, director, or enabling in nature.
- (72) "Slave State" means a state of the United States in which slavery was legal until the Civil War.
- (73) "Slavery" means the condition in which one person is owned as property by another and is under the owner's control or has absolute power over another and controls his or her life liberty and fortune, especially in involuntary servitude.
- (74) "Sunset Provisions" (See definitions for Sunset and Provisions)
- (75) "Tariff" means charges that will be levied on labor in amounts based on wealth accumulation, and other factors by those that profited from slavery or abused slaves.
- (76) "Taxpayer" means a person (as an individual partnership, trust or corporation) that pays or is liable for a tax.
- (77) "Termination" means the act of termination
- (78) "Territories" means a geographical area belonging to or under the jurisdiction of a governmental authority.
- (79) "Terrorist" means the unlawful use or threat of violence especially against the state or the public as a motivated means of attack or coercion.
- (80) "Text" means the main body of a piece of writing as distinct from other material such as notes, appendices and illustrations
- (81) "The Civil War" means the American Civil War was a civil war in the United States from 1861 to 1865, fought between the northern United States and the southern United States. The civil war began as a result of the long-standing controversy over the enslavement of black people.
- (82) "Title" means the distinguishing name of a book, poem, picture, place of music or like.
- (83) "Traitor" means a person who betrays another, a cause, or any trust.
- (84) "Treason" means 1. The offense of acting to overthrow one's government or to harm or kill its sovereign.
- (85) "Trustee" means a natural or legal person to whom property is legally committed to be administered for the benefits of a beneficiary such as a person or an organization.
- (86) "Un-Enacted Title" (See Definitions for Enacted and Title)
- (87) "War" means a conflict carried on by force of arms as between nations or between

parties within a nation; warfare, as by land, sea, or air.

(88) “Wealth” means a great quantity or store of money, valuable, possessions, property or other riches.

(89) “West Indies” means the West Indian Countries comprised of:

- (A) Haiti;
- (B) Dominican Republic;
- (C) Barbados;
- (D) Barbuda;
- (E) Cuba;
- (F) Antigua;
- (G) Saint Christopher;
- (H) Nevis;
- (I) Anguilla;
- (J) Trinidad;
- (K) Jamaica;
- (L) Saint Lucia;
- (M) Grenadines;
- (N) Grenada;
- (O) Dominica;
- (P) Tobago;
- (Q) Puerto Rico;
- (R) Virgin Islands;
- (S) Saint Kitts;
- (T) Antigua;
- (U) Montserrat;
- (V) Martinique;
- (W) Saint Vincent;
- (X) Turks and Caicos Islands;
- (Y) Aruba;
- (Z) Curaçao; and
- (AA) Bonaire.

### **Title I Section. 2. Supporting Injuries.**

(a)The purpose of Section 2 of the United States Adjustment and Recovery Act for the District of Columbia (USARADC) a proposed Free Standing Bill that has subject matter of known injuries concerning the injuries of the descendants of enslaved Americans of the Trans-Atlantic Slave Trade or the North American slave ownership inside the boundaries of the United States of America and the District of Columbia through transfer of land or real estate by the colony, territory or states of Virginia and Maryland.

These known injuries have proper and standing subject matter that supports all claims proposed for legal and settlement restitution for Title I. Legislative Text and Title II. Settlement Resolutions in this proposed Free Standing Bill for the injured electors of the District of Columbia Federal Territory in the United States of America.

All known injuries are listed below as noted for such acts.

“Injury” means an act that wrongs or harms another; specifically: a violation of a legally protected interest (as the physical or mental well-being, property, reputation, or rights of another) for which the law allows an action for legal or equitable relief and includes:

- (1) "Injury 1" means international trading, selling and bargaining of unwilling humans:
  - (A) Adult Male;
  - (B) Adult Female;
  - (C) Female Child; or
  - (D) Male Child.
- (2) "Injury 2" means maritime voyages of inhumane conditions while restrained - Adult male;
- (3) "Injury 3" means maritime voyages of inhumane conditions while restrained - Adult female;
- (4) "Injury 4" means maritime voyages of inhumane conditions while restrained - Male child;
- (5) "Injury 5" means maritime voyages of inhumane conditions while restrained - Female child;
- (6) "Injury 6" means forced separation of family (men) through auction sale or trade by actors - Domestic
- (7) "Injury 7" means forced separation of family (men) through auction sale or trade by actors – International;
- (8) "Injury 8" means forced separation of family (women) through auction sale or trade by actors -Domestic;
- (9) "Injury 9" means forced separation of family (women) through auction sale or trade by actors -International;
- (10) "Injury 10" means forced separation of family (male child) through auction sale or trade by actors -Domestic;
- (11) "Injury 11" means forced separation of family (male child) through auction sale or trade by actors -International;
- (12) "Injury 12" means forced separation of family (female child) through auction sale or trade by actors -Domestic;
- (13) "Injury 13" means forced separation of family (female child) through auction sale or trade by actors International;
- (14) "Injury 14" means at will forced pregnancy of female slave through ownership rights
- (15) "Injury 15" means at will lynching by any citizen of the United States of America seeking to hang and/or castrate any enslaved men, women of children;
- (16) "Injury 16" means at will murder of enslaved men (14 yrs.- 50 yrs. old) by any citizen of the United States of America;
- (17) "Injury 17" means at will murder of enslaved men (14 yrs.- 50 yrs. old) by any citizen of international affiliation;
- (18) "Injury 18" means at will murder of enslaved women (14 yrs.- 50 yrs.) by any citizens of the United States of America;
- (19) "Injury 19" means at will murder of enslaved male children (1 month-13yrs old) by any citizens of the United States of America;
- (20) "Injury 20" means at will murder of enslaved female children (1month-13yrs old) by any citizens of the United States of America;
- (21) "Injury 21" means at will forced sexual acts on slave women by owner staff member(s);
- (22) "Injury 22" means at will forced sexual acts on slave men by owner staff member(s);
- (23) "Injury 23" means at will forced sexual acts on slave male children by owner



- staff member(s);
- (24) “Injury 24” means at will forced sexual acts on slave female children by owner staff member(s);
- (25) “Injury 25” means at will forced labor without earnings of male child through ownership rights Domestic inside the United States of America Boundaries;
- (26) “Injury 26” means at will forced labor without earnings of male children through ownership; rights of International Immigrants inside the United States of America Boundaries;
- (27) “Injury 27” means at will forced labor without earnings of female children through ownership rights Domestic inside the United States of America. Boundaries;
- (28) “Injury 28” means at will forced labor without earnings of female child through ownership rights International Immigrants inside the United States of America. Boundaries;
- (29) “Injury 29” means at will forced labor without earnings of adult women through ownership rights of Domestic citizens inside the United States of America. Boundaries;
- (30) “Injury 30” means at will forced labor without earnings of adult woman through ownership rights International Immigrants inside the United States of America. Boundaries;
- (31) “Injury 31” means at will forced labor without earnings of adult male through ownership rights Domestic with in the United States of America. Boundaries;
- (32) “Injury 32” means at will forced labor without earnings of adult men through ownership rights; International Immigrants inside the United States of America. Boundaries;
- (33) “Injury 33” means forced childbirth separation of female by actor or with ownership rights;
- (34) “Injury 34” means forced childbirth separation of male by actor with ownership rights;
- (35) “Injury 35” means at will brutal punishment of adult male by owner(s) and of staff members who are Domestic citizens inside the United States of America;
- (36) “Injury 36” means at will brutal punishment of adult male by owner(s) and of staff members International Immigrants thru Maritime Passage;
- (37) “Injury 37” means at will brutal punishment of adult female by owner(s) and of staff members who are Domestic citizens inside the United States of America;
- (38) “Injury 38” means at will brutal punishment of adult female by owner(s) and of staff members of International Immigrants inside the Boundaries of the United States of America;
- (39) “Injury 39” means at will brutal punishment of youth female by owner(s) and of staff members who are Domestic citizens of the United States of America;
- (40) “Injury 40” means at will brutal punishment of youth female by owner(s) and of staff members of International Immigrants residing in the United States of America;
- (41) “Injury 41” means at will brutal punishment of youth male by owner(s) and of staff members who are Domestic citizens of the United States of America;
- (42) “Injury 42” means at will brutal punishment of youth male by owner(s) and of staff members of International Immigrants who resided in the United States of America;

- (43) “Injury 43” means nonpayment of wages for infrastructure development- for adult male slave;
- (44) “Injury 44” means nonpayment of wages for infrastructure development- for adult female slave;
- (45) “Injury 45” means nonpayment of wages for infrastructure development- for slave youth male;
- (46) “Injury 46” means nonpayment of wages for infrastructure development- for slave youth female;
- (47) “Injury 47” means prohibited to attend grade school as a slave youth male in all the United States of America. and Slave Holding Territories;
- (48) “Injury 48” means prohibited to attend grade school as a slave youth female in all Slave Holding States of the United States of America. and Territories which held slaves;
- (49) “Injury 49” means prohibited to attend college as a slave adult male in all Slave Holding States of the United States of America. and Territories;
- (50) “Injury 50” means prohibited to attend college as a slave adult female in all Slave Holding States of the United States of America. and Territories;
- (51) “Injury 51” means brutal and inhumane punishment of limb separation, vision, tongue, ear for reading as a slave child male in the United States of America. and Territories;
- (52) “Injury 52” means brutal and inhumane punishment of limb separation, vision, tongue, ear for reading as a slave child female inside the Slave Holding States and Territories of the United States of America;
- (53) “Injury 53” means brutal and inhumane punishment of limb separation, vision, tongue, ear for reading as a slave adult male inside the Slave Holding States and Territories of the United States of America;
- (54) “Injury 54” means brutal and inhumane punishment of limb separation, vision, tongue, ear for reading as a slave adult female inside the Slave Holding States and Territories of the United States of America;
- (55) “Injury 55” means brutal and inhumane punishment for writing as a slave child male limb separation, vision, tongue, ear, and whipped inside the Slave Holding States of the United States of America. and Territories;
- (56) “Injury 56” means brutal and inhumane punishment for writing as a slave child female limb separation, vision, tongue, ear, and whipped inside the Slave Holding States and Territories of the United States of America;
- (57) “Injury 57” means brutal and inhumane punishment for writing as a slave adult male limb separation, vision, tongue, ear, and whipped inside the Slave Holding States and Territories of the United States of America;
- (58) “Injury 58” means brutal and inhumane punishment for writing as a slave adult female limb separation, vision, tongue, ear, and whipped inside the Slave Holding States and Territories of the United States of America;
- (59) “Injury 59” means prohibited from writing and reading civil liberties of adult male;
- (60) “Injury 60” means prohibited from writing and reading civil liberties of adult female;
- (61) “Injury 61” means prohibited from writing and reading civil liberties of child male;
- (62) “Injury 62” means prohibited from writing and reading civil liberties of child

- female;
- (63) “Injury 63” means forced religious affiliations and worship attendance by slave adult male;
- (64) “Injury 64” means forced religious affiliations and worship attendance by slave adult female;
- (65) “Injury 65” means forced religious affiliations and worship attendance by slave child male;
- (66) “Injury 66” means forced religious affiliations and worship attendance by slave child female;
- (67) “Injury 67” means marriage restrictions and at will forced separation of slave adult male and female matrimony by domestic and international or parties who are owners of property;
- (68) “Injury 68” means marriage restrictions of interracial marriage between adult males and adult females;
- (69) “Injury 69” means prohibited to own a business or company (1619-1870) adult male;
- (70) “Injury 70” means prohibited to own a business or company (1619-1870) adult female;
- (71) “Injury 71” means prohibited to buy or own housing and land (1619-1870) adult male;
- (72) “Injury 72” means prohibited to buy or own housing and land (1619-1870) adult female;
- (73) “Injury 73” means prohibited and restricted to compete and win funded municipal, state, and federal contracts (1619-2017) adult male;
- (74) “Injury 74” means prohibited and restricted to compete and win funded municipal, state, and federal contracts (1619-2017) adult female;
- (75) “Injury 75” means at will employment discrimination of slave adult male-  
Liberated inside all
- (76) “Injury 76” means U.S. States;
- (77) “Injury 77” means at will employment discrimination of slave adult female-  
Liberated inside all U.S. States;
- (78) “Injury 78” means restricted United States of America. Constitutional Rights of the 1<sup>st</sup> 2<sup>n</sup>, 3<sup>rd</sup> ,4<sup>th</sup> and 5<sup>th</sup> amendment rights from 1776 through present day;
- (79) “Injury 79” means at will medical research and experimenting on slave children male;
- (80) “Injury 80” means at will medical research and experimenting on slave children female;
- (81) “Injury 81” means at will medical research and experimenting on slave adult women;
- (82) “Injury 82” means at will medical research and experiment on slave adult men;
- (83) “Injury 83” means no judicial protections of state law of adult slave male (1619-1880);
- (84) “Injury 84” means no judicial protections of state law of adult slave female (1619-1880);
- (85) “Injury 85” means territory of state law of slave youth male;
- (86) “Injury 86” means territory of state law of slave youth female;
- (87) “Injury 87” means at will local law enforcement intimidation and unlawful arrest of adult slave male;



- (88) “Injury 88” means at will local law enforcement intimidation and unlawful arrest of adult slave female;
- (89) “Injury 89” means at will local law enforcement intimidation and unlawful arrest of slave youth male;
- (90) “Injury 90” means at will local law enforcement intimidation and unlawful arrest of slave youth female;
- (91) “Injury 91” means restricted federal, local and state courts rights as a plaintiff to claim for injuries as a human being or citizen of the United States of America. Liberated adult male;
- (92) “Injury 92” means restricted federal, local and state courts rights as a plaintiff to claim for injuries as a human being or citizen of the United States of America. Liberated adult female;
- (93) “Injury 93” means restricted federal, local and state courts rights as a plaintiff to claim for injuries as a human being or citizen of the United States of America. Liberated youth male;
- (94) “Injury 94” means restricted federal, local and state courts rights as a plaintiff to claim for injuries as a human being or citizen of the United States of America. Liberated youth female;
- (95) “Injury 95” means nonpayment of earning wages for agriculture development and products (cotton) for adult slave male in the United States of America., Slave Holding States and Territories;
- (96) “Injury 96” means nonpayment of earning wages for agriculture development and products (tobacco) for adult slave male in the United States of America. Slave Holding States and Territories;
- (97) “Injury 97” means nonpayment of earning wages for agriculture development and products (sugar) for adult slave male inside all Slave Holding States and Territories of the United States of America;
- (98) “Injury 98” means nonpayment of earning wages for agriculture development and products (corn) for adult slave male inside all Slave Holding States and Territories of the United States of America;
- (99) “Injury 99” means nonpayment of earning wages for agriculture development and products (cotton) for adult slave female inside all Slave Holding States and Territories of the United States of America;
- (100) “Injury 100” means nonpayment of earning wages for agriculture development and products (cotton) for adult slave female inside all Slave Holding States and Territories of the United States of America;
- (101) “Injury 101” means nonpayment of earning wages for agriculture development and products (tobacco) for adult slave female inside all Slave Holding States and Territories of the United States of America;
- (102) “Injury 102” means nonpayment of earning wages for agriculture development and products(sugar) for adult slave female inside all Slave Holding States and Territories of the United States of America;
- (103) “Injury 103” means nonpayment of earning wages for agriculture development and products (com) for adult slave female inside all Slave Holding States and Territories of the United States of America;
- (104) “Injury 104” means nonpayment of earning wages for agriculture development and products (cotton) for slave youth male inside all Slave Holding States and Territories of the United States of America;

- (105) “Injury 105” means nonpayment of earning wages for agriculture development and products (tobacco) for slave youth male inside all Slave Holding States and Territories of the United States of America;
- (106) “Injury 106” means nonpayment of earning wages for agriculture development and products (sugar) for slave youth male inside all Slave Holding States and Territories of the United States of America;
- (107) “Injury 107” means nonpayment of earning wages for agriculture development and products (com) for slave youth male inside all Slave Holding States and Territories of the United States of America;
- (108) “Injury 108” means nonpayment of earning wages for agriculture development and products (cotton) for slave youth female inside all Slave Holding States and Territories of the United States of America;
- (109) “Injury 109” means nonpayment of earning wages for agriculture development and products (tobacco) for slave youth female inside all Slave Holding States and Territories of the United States of America;
- (110) “Injury 110” means nonpayment of earning wages for agriculture development and products (sugar) for slave youth female inside all Slave Holding States and Territories of the United States of America;
- (111) “Injury 111” means nonpayment of earning wages for agriculture development and products (com) for slave youth female inside all Slave Holding States and Territories of the United States of America;
- (112) “Injury 112” means nonpayment of earning wages for manufacturing and assembly of general non-- military items by adult slave male inside all Slave Holding States and Territories of the United States of America;
- (113) “Injury 113” means nonpayment of earning wages for manufacturing and assembly of general non- military items by adult slave female inside all Slave Holding States and Territories of the United States of America;
- (114) “Injury 114” means nonpayment of earning wages for manufacturing and assembly of general non- military items by slave youth male inside all Slave Holding States and Territories of the United States of America;
- (115) “Injury 115” means nonpayment of earning wages for manufacturing and assembly of general non- military items by slave youth female inside all Slave Holding States and Territories of the United States of America;
- (116) “Injury 116” means nonpayment of earning wages for building construction for churches, hospitals, schools, houses, government offices and nonmilitary buildings by adult slave male;
- (117) “Injury 117” means at will arrest of adult slave male inside all Slave Holding States and Territories of the United States of America;
- (118) “Injury 118” means at will arrest of adult slave female inside all Slave Holding States and Territories of the United States of America;
- (119) “Injury 119” means at will arrest of slave youth male inside all Slave Holding States and Territories of the United States of America;
- (120) “Injury 120” means at will arrest of slave youth female inside all Slave Holding States and Territories of the United States of America;
- (121) “Injury 121” means 1850 - 1861 (U.S. Marshalls) at will seizures and capture for slave owner(s) property beyond non slavery states of an adult slave male (Fugitive Slave Law);
- (122) “Injury 122” means 1850 - 1861 (U.S. Marshalls) at will seizures and capture

- for slave owner(s) property beyond non slavery states of an adult slave female (Fugitive Slave Law);
- (123) “Injury 123” means 1850 - 1861 (U.S. Marshalls) at will seizures and capture for slave owner(s) property beyond non slavery states of a child male (Fugitive Slave Law);
- (124) “Injury 124” means 1850 -1861 (U.S. Marshalls) at will seizures and capture for slave owner(s) property beyond non slavery states of a child female (Fugitive Slave Law);
- (125) “Injury 125” means insurance causality coverage by Domestic and International identity protection for enslaved adult male paid by slave owner(s);
- (126) “Injury 126” means insurance causality coverage by Domestic and International identity protection for enslaved adult female paid by slave owner(s);
- (127) “Injury 127” means insurance causality coverage by Domestic and International identity protection for enslaved child male paid by slave owner(s);
- (128) “Injury 128” means insurance causality coverage by Domestic and International identity protection for enslaved child female paid by slave owner(s);
- (129) “Injury 129” means at will negative characterization and personal undermining of slave adult male by common citizens of United States of America;
- (130) “Injury 130” means at will negative characterization and personal undermining of slave adult female by common citizens of United States of America;
- (131) “Injury 131” means at will negative characterization and personal undermining of slave child male by common citizens of United States of America;
- (132) “Injury 132” means at will negative characterization and personal undermining of slave child female by common citizens of United States of America;
- (133) “Injury 133” means at will negative press characterization and public undermining in written text by newspaper journalism of slave adult male;
- (134) “Injury 134” means at will negative press characterization and public undermining in written text by newspaper journalism of slave adult female;
- (135) “Injury 135” means at will negative press characterization and public undermining in written text by newspaper journalism of slave child male;
- (136) “Injury 136” means at will negative press characterization and public undermining in written text by newspaper journalism of slave child female;
- (137) “Injury 137” means at will military service participation of adult male slave without benefits of servicing during peace time through orders of slave owner(s) or state militia request;
- (138) “Injury 138” means at will military service participation of adult male slave without benefits of servicing during war campaign through orders of slave owner(s) or state militia request;
- (139) “Injury 139” means at will military service participation of adult female slave without benefits of servicing during peace time through orders of slave owner(s) or state militia request;
- (140) “Injury 140” means at will military service participation of adult female slave without benefits of servicing during war campaign through order of slave owner(s) or state militia request;
- (141) “Injury 141” means at will military service participation of slave youth without benefits of servicing during peace time through orders of slave owner(s) or state militia request;
- (142) “Injury 142” means prohibited to practice and represent as a lawyer and officer



- of the legal system of local state and federal judicial law enforcement court as a liberated person as an adult male;
- (143) “Injury 143” means prohibited to practice and represent as a lawyer and officer of the legal system of local, state and federal judicial law enforcement court as a the legal system of local as liberated person as an adult female;
- (144) “Injury 144” means restricted and prohibited to practice medical treatment and obtain medical physician credentials as a liberated slave adult male;
- (145) “Injury 145” means restricted and prohibited to practice medical treatment and obtain medical physician credentials as a liberated slave adult female;
- (146) “Injury 146” means religious faith base organization ownership through labor trading of adult male Slaves inside all Slave Holding States and Territories of the United States of America;
- (147) “Injury 147” means religious faith base organization ownership through labor trading of adult female Slaves inside all Slave Holding States and Territories of the United States of America;
- (148) “Injury 148” means religious faith base organization ownership through labor trading of male child Slaves inside all Slave Holding States and Territories of the United States of America;
- (149) “Injury 149” means religious faith base organization ownership through labor trading of female child Slaves inside all Slave Holding States and Territories of the United States of America;
- (150) “Injury 150” means president of the United States of America (1700-1865) owner of adult slave male(s);
- (151) “Injury 151” means president of the United States of America (1700-1865) owner of adult slave female(s);
- (152) “Injury 152” means president of the United States of America (1700-1865) owner of male slave child.
- (153) “Injury 153” means president of the United States of America (1700-1865) owner of female slave child;
- (154) “Injury 154” means elected state official (1619-1865) Governor of the United States of America and Territories owner(s) of adult slave male(s);
- (155) “Injury 155” means elected state official (1619-1865) Senator of the United States of America and Territories owner(s) of adult slave male(s);
- (156) “Injury 156” means elected state official (1619-1865) Congress of the United States of America and Territories owner(s) of adult slave male(s);
- (157) “Injury 157” means elected states official (1619-1865) Judge of the United States of America and Territories owner(s) of adult slave male(s);
- (158) “Injury 158” means elected states official (1619-1865) Governor of the United States of America and Territories owner(s) of adult slave female(s);
- (159) “Injury 159” means elected states official (1619-1865) Senator of the United States of America and Territories owner(s) of adult slave female(s);
- (160) “Injury 160” means elected states official (1619-1865) Congress of the United States of America and Territories owner(s) of adult slave female(s);
- (161) “Injury 161” means elected states official (1619-1865) Judge of the United States of America and Territories owner(s) of adult slave female(s);
- (162) “Injury 162” means elected states official (1619-1865) Governor of the United States of America and Territories owner(s) of female child slave(s);
- (163) “Injury 163” means elected states official (1619-1865) Senator of the United

- States of America and Territories owner(s) of female child slave(s);
- (164) “Injury 164” means elected states official (1619-1865) Congress of the United States of America and Territories owner(s) of female child slave(s);
- (165) “Injury 165” means elected states official (1619-1865) Judge of the United States of America and Territories owner(s) of female child slave(s);
- (166) “Injury 166” means elected states official (1619-1865) Governor of the United States of America and Territories owner(s) of male child slave(s);
- (167) “Injury 167” means elected states official (1619-1865) Senator of the United States of America and Territories owner(s) of male child slave(s);
- (168) “Injury 168” means elected states official (1619-1865) Congress of the United States of America and Territories owner(s) of male child slave(s);
- (169) “Injury 169” means elected states official (1619-1865) Judge of the United States of America and Territories owner(s) of male child slave(s);
- (170) “Injury 170” means elected local government officials (1619-1870 Mayor, County Township, Parish Executive, Sheriff, Representatives, etc.) owner(s) of adult male slave(s);
- (171) “Injury 171” means elected local government officials (1619-1870 Mayor, County Township, Parish Executive, Sheriff, Representatives, etc.) owner(s) of adult female slave(s);
- (172) “Injury 172” means elected local government officials (1619-1870 Mayor, County Township, Parish Executive, Sheriff, Representatives, etc.) owner(s) of male child slave(s);
- (173) “Injury 173” means elected local government officials (1619-1870 Mayor, County Township, Parish Executive, Sheriff, Representatives, etc.) owner(s) of female child slave(s)
- (174) “Injury 174” means secret organized criminal terrorist assembly of rogue U.S. citizens of at will mental and physical torture of male adult slave(s) or liberated citizen(s) of the United States of America;
- (175) “Injury 175” means secret organized criminal terrorist assembly of rogue United States of America citizens of at will mental and physical torture of female adult slave(s) or liberated citizen(s) of the United States of America;
- (176) “Injury 176” means secret organized criminal terrorist assembly of rogue United States of America citizens of at will mental and physical torture of male child slave(s) or liberated citizen(s) of the United States of America;
- (177) “Injury 177” means secret organized criminal terrorist assembly of rogue United States of America citizens of at will mental and physical torture of female child slave(s) or liberated citizen(s) of the United States of America;
- (178) “Injury 178” means secret organized criminal terrorist assembly of rogue United States of America citizens of kidnapping of male adult slave(s) or liberated citizen(s) of the United States of America;
- (179) “Injury 179” means secret organized criminal terrorist assembly of the United States of America citizens of kidnapping of female adult slave(s) or liberated citizen(s) of the United States of America;
- (180) “Injury 180” means secret organized criminal terrorist assembly of rogue the United States of America citizens of kidnapping of male child slave(s) or liberated citizen(s) of the United States of America;
- (181) “Injury 181” means secret organized criminal terrorist assembly of rogue United States of America citizens of kidnapping of female child slave(s) or liberated

- citizen(s) of the United States of America;
- (182) “Injury 182” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of adult male slave inside the United States of America or Territories;
- (183) “Injury 183” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of adult male slave liberated resident inside the United States of America or Territories;
- (184) “Injury 184” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of adult female slave inside the United States of America. or Territories;
- (185) “Injury 185” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of adult female liberated resident inside the United States of America. or Territories;
- (186) “Injury 186” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of child male slave inside the United States of America or Territories;
- (187) “Injury 187” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of child male slave liberated resident inside the United States of America or Territories;
- (188) “Injury 188” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of child female slave inside U.S. States or Territories;
- (189) “Injury 189” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed at will murder (1865-1968), through hanging, gun shot, knife penetration, drowning, strangulation, horse dragging, etc. of child female slave liberated resident inside the United States of America or Territories;
- (190) “Injury 190” means secret organized criminal terrorist assembly of rogue United States of America. citizens who committed and participated in at will rape (1864-1968) of an adult female slave inside the United States of America or Territories;
- (191) “Injury 191” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed and participated in at will rape (1864-1968) of an adult female slave liberated resident;
- (192) “Injury 192” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed and participated in at will rape (1864-1968) of a child female slave;
- (193) “Injury 193” means secret organized criminal terrorist assembly of rogue United States of America citizens who committed and participated in at will rape (1864-



- 1968) of a child female slave liberated resident;
- (194) “Injury 194” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of adult male slaves;
- (195) “Injury 195” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of adult male slaves liberated residents;
- (196) “Injury 196” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of adult female slaves;
- (197) “Injury 197” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of adult female slaves liberated resident;
- (198) “Injury 198” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of male child slaves;
- (199) “Injury 199” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of male child slave liberated resident;
- (200) “Injury 200” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of child female slaves inside the United States of America;
- (201) “Injury 201” means secret organized criminal terrorist assembly of rogue United States of America citizens who forced unpaid (1865-1970) labor work farms, camps, etc. of child female slaves liberated resident inside United States of America Boundaries;
- (202) “Injury 202” means Vice President of the United States of America (1700-1870) owner of adult male slave(s);
- (203) “Injury 203” means Vice President of the United States of America (1700-1870) owner of adult female slave(s);
- (204) “Injury 204” means Vice President of the United States of America (1700-1870) owner of child male slave(s);
- (205) “Injury 205” means Vice President of the United States of America (1700-1870) owner of child female slave(s);
- (206) “Injury 206” means Appointed United States of America Government agency secretary or cabinet officers (1700-1870) owner of adult male slave(s);
- (207) “Injury 207” means Appointed United States of America Government agency secretary or cabinet officers (1700-1870) owner of adult female slave(s);
- (208) “Injury 208” means Appointed United States of America Government agency secretary or cabinet officers (1700-1870) Owner of child male slave(s);
- (209) “Injury 209” means Appointed United States of America Government agency secretary or cabinet officers (1700-1870) owner of child female slave(s);
- (210) “Injury 210” means Prohibited and restricted United States of America Constitutional rights and liberties of freedom of speech as a liberated adult male;
- (211) “Injury 211” means Prohibited and restricted United States of America Constitutional rights and liberties of freedom of speech as a liberated adult female;
- (212) “Injury 212” means Prohibited and restricted United States of America Constitutional rights and liberties of freedom of speech as a liberated male child;

- (213) “Injury 213” means Prohibited and restricted United States of America Constitutional rights and liberties of freedom of speech as a liberated female child;
- (214) “Injury 214” means Political and elected voting party known as Democrat, controlled by United States of America citizens who were pro slavery and against the liberation of adult males of African or Haitian decent;
- (215) “Injury 215” means Political and elected voting party known as Democrat, controlled by United States of America. citizens who were pro slavery and against the liberation of adult females of African or Haitian decent;
- (216) “Injury 216” means Political and elected voting party known as Democrat, controlled by United States of America citizens who were pro slavery and against the liberation of female children of African or Haitian decent;
- (217) “Injury 217” means Political and elected voting party known as Democrat, controlled by United States of America citizens who were pro slavery and against the liberation of male children of African or Haitian decent;
- (218) “Injury 218” means Prohibited voter participation inside the elected structure of the United States of America (1619-1965) as adult male of African or Haitian decent;
- (219) “Injury 219” means Prohibited voter participation inside the elected structure of the United States of America (1619-1965) as adult female of African or Haitian decent;
- (220) “Injury 220” means Restricted voting participation of the United States of America elected system nationwide as an adult male liberated United States of America citizen of African or Haitian decent;
- (221) “Injury 221” means Restricted voting participation of the United States of America elected system nationwide as an adult female liberated United States of America citizen of African or Haitian decent;
- (222) “Injury 222” means at will gentile castration (1619-1969) of male youth slaves or liberated citizen of the United States of America by Domestic or Immigrant owner(s) and parties inside U.S. Territories and States;
- (223) “Injury 223” means at will gentile castration (1619-1969) of adult males or liberated citizens of the United States of America by Domestic or Immigrant owner(s) and parties inside U.S. Territories and States;
- (224) “Injury 224” means at will housing discrimination (1880-2000) and neighborhood residence to purchase unit to reside as a liberated adult female;
- (225) “Injury 225” means at will housing discrimination (1880-2000) and neighborhood residence to purchase unit to reside as a liberated adult male;
- (226) “Injury 226” means at will deceptive mortgage protection insurance policy practices (1900-2010) of home ownership of liberated adult male policy holder who is single, married, veteran etc.;
- (227) “Injury 227” means at will deceptive mortgage protection insurance policy practices (1900-2010) of home ownership of liberated adult female policy holder who is single, married, veteran etc.;
- (228) “Injury 228” means at will deceptive life insurance policy (1880-2010) payments by liberated adult male;
- (229) “Injury 229” means at will deceptive life insurance policy (1880-2010) payments by liberated adult female;
- (230) “Injury 230” means at will deceptive automotive insurance policy and protection (1920-2010) or insured driver by liberated adult male;

- (231) “Injury 231” means at will deceptive automotive insurance policy and protection (1920-2010) or insured driver by liberated adult female;
- (232) “Injury 232” means restricted purchasing rights to own Radio AM station signal as liberated adult male;
- (233) “Injury 233” means restricted purchasing rights to own Radio AM station signal as liberated adult female;
- (234) “Injury 234” means restricted purchasing rights to own Radio FM station signal as liberated adult male;
- (235) “Injury 235” means restricted purchasing rights to own Radio FM station signal as liberated adult female;
- (236) “Injury 236” means at will employment discrimination of liberated adult male of government, local government, and private corporation;
- (237) “Injury 237” means at will employment discrimination of liberated adult female of government, local government, and private corporation;
- (238) “Injury 238” means at will eviction of rental apartment unit or house with discrimination legal process as an adult male;
- (239) “Injury 239” means at will eviction of rental apartment unit or house with discrimination legal process as an adult female;
- (240) “Injury 240” means contract discrimination and restrictions of participation in government projects to owner of private company who is liberated descendant adult male;
- (241) “Injury 241” means contract discrimination and restrictions of participation in government projects to owner of private company who is liberated descendant adult female
- (242) “Injury 242” means contract discrimination and restriction (1972-2017) of local municipal government infrastructure projects to owner of company who is liberated descendant adult male;
- (243) “Injury 243” means contract discrimination and restriction (1972-2017) of local municipal government infrastructure projects to owner of company who is liberated descendant adult female;
- (244) “Injury 244” means payment discrimination for services or illegal contract and service termination (1880-2017) by prime contractor, government, or private contractor of company to owner who is a liberated descendant adult male;
- (245) “Injury 245” means payment discrimination for services or illegal contract and service termination (1880-2017) by prime contractor, government, or private contractor of company to owner as liberated descendant adult female;
- (246) “Injury 246” means failure to have a Presidential candidate to serve the Republic of the United States of America as a United States of America born liberated descendant adult female;
- (247) “Injury 247” means failure to have a Vice Presidential candidate to serve the Republic of the United States of America as a United States of America born liberated descendant adult male;
- (248) “Injury 248” means failure to have a Vice Presidential candidate to serve the Republic of the United States of America as a United States of America born liberated descendant adult female;
- (249) “Injury 249” means failure to have a State Governor as liberated descendant adult male or female of the following states which allowing slavery such as:
- (A) Louisiana;



- (B) Mississippi;
  - (C) Alabama;
  - (D) Texas;
  - (E) Arkansas;
  - (F) Tennessee;
  - (G) Missouri;
  - (H) Maryland;
  - (I) Florida;
  - (J) Rhode Island;
  - (K) Georgia;
  - (L) South Carolina;
  - (M) North Carolina;
  - (N) New York;
  - (O) Kansas;
  - (P) Kentucky;
  - (Q) Delaware;
  - (R) Pennsylvania and
  - (S) West Virginia.
- (250) “Injury 250” means prohibited and restricted from participating as a licensed medical physician surgeon as a United States of America born liberated adult male citizen;
- (251) “Injury 251” means prohibited and restricted from participating as a licensed medical physician surgeon as a United States of America born liberated adult female citizen;
- (252) “Injury 252” means restricted from licensing and operating a commercial passenger bus as a United States of America born liberated adult male;
- (253) “Injury 253” means restricted from licensing and operating a commercial passenger bus as a United States of America born liberated adult female;
- (254) “Injury 254” means prohibited and restricted from having a sexual relationship with a Caucasian woman as a United States of America. born liberated adult male;
- (255) “Injury 255” means prohibited and restricted from any visual contact with a U.S. European woman as a United States of America born liberated adult male;
- (256) “Injury 256” means prohibited and restricted from owning a United States of America transportation service provider airline company as a liberated adult male;
- (257) “Injury 257” means prohibited and restricted from owning a United States of America transportation service provider airline company as a United States of America born liberated adult female;
- (258) “Injury 258” means prohibited and restricted from owning a United States of America transportation service provider-rail transfer company as a United States of America born liberated adult male;
- (259) “Injury 259” means prohibited and restricted from owning a United States of America transportation service provider-rail transfer company as a United States of America born liberated adult female.
- (260) “Injury 260” means prohibited and restricted from owning a United States of America transportation service provider- maritime transfer company (Domestic or International) as a United States of America born liberated adult male;
- (261) “Injury 261” means prohibited and restricted from owning a United States of America transportation service provider- maritime transfer company (Domestic or

- International) as a United States of America born liberated adult female;
- (262) “Injury 262” means prohibited and restricted from manufacturing and assembly of automobile vehicles as a liberated United States of America born adult male;
- (263) “Injury 263” means prohibited and restricted from manufacturing and assembly of automobile vehicles as a liberated United States of America born adult female;
- (264) “Injury 264” means prohibited from textile processing and manufacturing of goods for clothing by a liberated United States of America born adult male;
- (265) “Injury 265” means prohibited from textile processing and manufacturing of goods for clothing by a liberated United States of America born adult female;
- (266) “Injury 266” means prohibited and restricted from processing petrol chemical products as a liberated United States of America born adult male;
- (267) “Injury 267” means prohibited and restricted from processing petrol chemical products as a liberated United States of America born adult female;
- (268) “Injury 268” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Elementary School where a male youth student attends;
- (269) “Injury 269” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Elementary School where a female youth student attends;
- (270) “Injury 270” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Junior High School or Middle School where a male youth student attends;
- (271) “Injury 271” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Junior High School or Middle School where a female youth student attends;
- (272) “Injury 272” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Senior High School where a male student attends;
- (273) “Injury 273” means name of slave owner, or person that profited, participated, aided or abetted slavery used as name of Public Senior High School where a female student attends;
- (274) “Injury 274” means name of public street of confederate officer, soldier or sailor within visual impact;
- (275) “Injury 275” means name of public highway of slave owner, or person that profited, participated, aided or abetted slavery with visual impact;
- (276) “Injury 276” means name of public avenue of slave owner, or person that profited, participated, aided or abetted slavery with visual impact;
- (277) “Injury 277” means name of public boulevard of confederate officer, soldier, sailor, or person that profited, participated, aided or abetted slavery with visual impact;
- (278) “Injury 278” means name of private road or public road after a Confederate politician, or person that profited, participated, aided or abetted slavery with visual impact;
- (279) “Injury 279” means name of public building after a Confederate politician, or person that profited, participated, aided or abetted slavery with visual impact;
- (280) “Injury 280” means name of university after a Confederate trader, terrorist and person that profited, participated, aided or abetted slavery with visual impact;
- (281) “Injury 281” means name of buildings at university after a slave owner, or

- person that profited, participated, aided or abetted slavery with visual impact;
- (282) “Injury 282” means name of plaza at university or college after a slave owner, or person that profited, participated, aided or abetted slavery with visual impact;
- (283) “Injury 283” means name of plaza at university or college after a Confederate officer, soldier, sailor, or person that profited, participated, aided or abetted slavery with visual impact;
- (284) “Injury 284” means name of university or college mascot after a Confederate alternate name, or person that profited, participated, aided or abetted slavery with visual impact;
- (285) “Injury 285” means state plaza name after Confederate politician, or person that profited, participated, aided or abetted slavery with visual impact;
- (286) “Injury 286” means Monument of Confederate soldier, politician officer, sailor or person that profited, participated, aided or abetted slavery at public view at local, or Federal grounds with visual impact;
- (287) “Injury 287” means disturbing emotional visual impact of Confederate flag to a liberated descendant female adult;
- (288) “Injury 288” means disturbing emotional visual impact of Confederate flag to a liberated descendant male adult;
- (289) “Injury 289” means disturbing emotional visual impact of Confederate flag to a liberated descendant female child; and
- (290) “Injury 290” means disturbing emotional visual impact of Confederate flag to a liberated descendant male child and \_\_\_\_\_
- (291) “Injury 291” quarter horsing means g, use one or more animals to maim or rip apart enslaved person before, during or after the civil war.

### **Title I Section. 3. Eligible Recipients.**

(a) Be it known eligible recipients of this initiative act must be qualified under the following user categories primary users 3 categories of settlement resolutions for the *United States Adjustment and Recovery Act/or the District of Columbia* (USARADC) from here on as noted in this section. **Purpose of Section 3** is to establish primary users of USARADC.

(b) User Category 1 (100% user allowance of settlement)

Descendants of enslaved Americans who are classified as negro, colored, black, mulatto, African American, Afro American, Afro-descendant, as per U.S. census or local race classification of lineage, or ancestry origin of slavery inside the United States of America from 1500 thru 1880 of territories, colonies, states and federal districts where slavery existed, regulated transfer, approved, started and allowed for any reason or period of time.

(c) Mandatory DNA test for applicants seeking injury settlement(s). Applicant must be 35% or more African bloodline, with special conditions of a minimum of 25% DNA African bloodline cut off as a Category 1 User for USARADC. Individual must be a resident and registered voter of the District of Columbia, with 2 years minimum residency.

(d) User Category 2 (50% user allowance of settlement)

Descendants of West Indian or Caribbean Afro-descendant individuals who are U.S. citizens and reside in the District of Columbia a minimum of 5 years, as a permanent



resident and registered voter of the District of Columbia. Mandatory DNA qualifications require 35% African bloodline lineage with ancestry to enslavement in country of origin, which has participated or benefited in enslaving human beings thru the North American Slave Trade or Transatlantic Slave Trade, or transfer by logistical trade post, auction, drop-off point and forced pregnancy (aka rape) of women or children. Qualifying West Indian or Caribbean countries of individual Category 2 Users such as Haiti, Bermuda, Bahamas, Jamaica, Trinidad and Tobago, Barbados, British Virgin Islands, St. Kitts, St. Nevis, Grenada, Dominican Republic, Guyana, Suriname Martinique, Aruba, St. Lucia, Antigua, Dominica Caribbean Netherlands, Grenada and St. Vincent.

(e) User Category 3 (30% user allowance of settlement)

Descendants of non-enslaved individuals whose ancestors of U.S. Civil War and federal service members of the Republic for the United States of America, with proof of U.S. Department of Defense or War honorable discharge of service to the United States of America. Qualified individual user of this category must be a U.S. citizen and reside in the District of Columbia a minimum of 5 years and is a registered voter of the District of Columbia. DNA test must be paid by applicant who is seeking a claim for restitution or benefits. DNA lab must be a certified company that specializes eligible individual.

(f) Users of categories 1 and 2 must hire a certified DNA test company with geographical location capabilities that can identify point of ancestry arrival origin inside the U.S. or international lineage of transfer to the U.S. with date description and percentage factor of ethnic group. Test for eligibility will be paid by individual applicant seeking relief of the Transatlantic Slave Trade or North American Slave Trade. Minimum age requirement is 18 years old or the completion of high school, non-parental.

(g) Recipients and offspring of categories 1, 2 and 3 shall enjoy inalienable rights of this initiative Act known as the *United States Adjustment and Recovery Act for the District of Columbia*, which shall be enforced for a period of 25I years from the time of public majority voter acceptance.

**Title I Section. 4. Special Provisions of Eligibility Requirements.**

(a) Purpose of Section 4 shall identify ineligible recipients of Categories I and 2 who do not meet standard DNA percentage requirements to participate or request benefits or financial relief and identifies spousal relationship guidelines of use of benefits by marriage, or offspring of marriage or non-marriage relationship.

(b) Section 11 shall identify minimum DNA percentage of African ancestry, which is **25% African DNA**, for eligibility of use of benefits and financial restitution on the 35% of all use of benefits and financial relief for the injury of slavery in the United States of America and the Transatlantic Slave Trade, by way of the District of Columbia, a federal territory.

(c) Special provisions of Categories I, 2 and 3 shall meet the following conditions for eligibility to receive benefits or financial restitution according to the following standards:

(1) **25% DNA of African ancestry** and U.S. citizen residing in the District of Columbia for 5 years or more;

(2) 1 or more family members residing inside or outside of the District of Columbia who has the DNA percentage of 50% or more of African ancestry and

(3) New census form application acknowledgement of heritage as Afro-American, and is a U.S. citizen(s)

(d) Marriage requirements of this serve as special provision to individuals legally married to any Category 1 or 2 User, for the rights of use of benefits.

Non-eligible spouses can be of any ethnic group, domestic or international, for use of benefits in any category of I or 2 Users while marriage is fully granted, as without a sanctioned separation or divorce of marriage by District of Columbia Superior Court.

(e) Non-eligible spouse who seeks a divorce from Categories 1 and 2 is entitled to community property of benefit section such as housing if home has been purchased during marriage. Financial restitution is only awarded one time upon request by eligible users over 55 years old and cannot be transferred to non-eligible spouse if received by eligible users of Categories I, 2 and 3, other than a living will of benefits to receive non-eligible spouse or offspring who do not have the DNA percentage to qualify for benefits.

(f) Relationship, Common Law Relationship (aka partner)

The partner, non-eligible relationship, common law relationship or partner of User Categories 1, 2 and 3 can use partial benefits of relationship categories:

- (1) Parental Non-Married;
- (2) Same Sex Partner;
- (3) Common Law Relationship with Children or
- (4) Common Law without Children.

(g) Eligible users of Categories 1, 2 and 3 with requirements of the following conditions of relationship to apply for use of:

- (1) Education - college education or trade and vocational school for offspring of live-in non-spouse, not to exceed 3 times of use;
- (2) Housing - restricted from offsite ownership, partner must live with User Categories 1, 2 and 3 with I-time use;
- (3) Credit - restricted for use to live in relationships twice only or
- (4) Financial Settlement - restricted to eligible users of Categories 1, 2 and 3, can only will settlement once to any category of partners

(h) Use of non-eligible spouse access shall be terminated after the following reasons:

- (1) Divorce (maximum of 3 times) ;
- (2) Death of Category I, 2 or 3 User or
- (3) Murder of eligible spouse of Category I, 2 and 3 Users; offspring is over age 18.

(i) Use of non-eligible partners access be terminated for the following reasons:

- (1) Partners moving from Category User's residence for 90-day period;
- (2) Partner with offspring by Category 1, 2, and 3 Users shall join military;
- (3) Partners murder Category I, 2 and 3 Users for any reason or
- (4) Partner with offspring leaves residence for college or attends college at age 18.

(j) This Section 4 of the USARADC shall be in effect for 251 years after voted on by public will or special privatization of a United States Corporation in the District of Columbia as a federal district, territory, state or county formed by a state.

### **Title I Section. 5. Responsible Payers.**

In general:

(a) Responsible Payers include organizations and corporations that participated thru criminal violations, civil infractions, inhumane injuries thru ownership rights, rental of humans, or profited from labor, to include but not limited to manufacturing or services, as : domestic care or cooking of digestible food products for slave owner(s), resident guests farming, and agriculture products not limited to beef, poultry, pork, seafood, com, sugar, potatoes, tobacco, fruit, wheat, barley, vegetables of any kind and share cropping of any farming agreements, domestic labor of any kind at residence or non-residence, construction of buildings and infrastructures, hospital labor, caring of slave owners, auctioning, selling and trading of slaves, requiring cooking of food for a single slave owner or groups of people in attendance of catering events.

(b) Slave owner families and their estates.

Slave owner families are those listed as slave owners, or slave holder in U.S. Slavery Schedules from 1800 to 1862, by the U.S Census. and their descendants. and as businesses that are still in operation or funds from those businesses in operation using or owning slaves from 1800 to 1862 that were used to create new or associated businesses or increase the wealth of descendants of slave owners and;

(c) Businesses that owned or used slave labor

Business that owned or used slave labor include but are not limited to those listed in U.S. Slavery Schedules from 1800 to 1862, by the U.S Census, Ancestry.com and other databases. These businesses, and businesses created from them or affiliated that are still in operation or funds from those businesses in operation using or owning slaves from 1800 to 1862 that were used to create new or associated businesses or increase the wealth of descendants of slave owners are Responsible Payers.

Industries included, but not limited to are:

- (1) Agriculture industries and products- beef, poultry, pork, corn, sugar, tobacco, wheat, barley;
- (2) Air circulation or fan industries;
- (3) Baked goods bread, raw material- flour, wheat, pastries;
- (4) Boot and shoe industries;
- (5) Building products - concrete, raw materials- sand, stone, gravel, timber and brick used in housing, buildings, court houses, hospitals, schools, universities, multi-family housing, restaurants, government buildings, military forts, local government buildings, churches, universities, colleges;
  - (A) Chains and shackles industries;
  - (B) Chartered political parties of the United States- Democratic;
  - (C) Clay eatery units - pots, bowls, plates;
  - (D) Clothing industries;
  - (E) Distributors of retail goods;
  - (F) Furniture and millwright industries;
  - (G) Infrastructure construction.



- (H) Insurance and casualty companies (domestic ownership);
  - (I) Iron eatery units - skillets, pots;
  - (J) Iron and steel industries: railroad tracks;
  - (K) Municipal contractors;
  - (L) Raw materials production - mining, stone classification, iron or cotton;
  - (M) Sugar, tobacco, wheat and other crops;
  - (N) Stone products – for academic institutions, military compounds, roads, residential housing, government offices, local government offices, monuments, churches, universities, colleges;
  - (O) Textile - blankets, sheets, drapes;
  - (P) Textile and clothing - personal, military;
  - (Q) Tobacco industry;
  - (R) Transportation - wheel assembly, building wagon coaches, railroad train system, parts assembly and repair;
  - (S) Uniform industries of military garments; and
  - (T) Wood products - residential housing, furniture architect interior finish, hardwood flooring, farm buildings (barns, stables, etc.), hospitals, schools, warehouse lumber mill production of timber sizes.
- (d) Business or professional associations of industries, included but not limited to, that used slave labor:
- (1) Beef industry associations;
  - (2) Brick materials and products associations;
  - (3) Catering associations (food and beverage);
  - (4) Commercial building associations;
  - (5) Concrete products associations;
  - (6) Drinking alcohol associations (rum, whiskey, beer);
  - (7) Food Industry associations;
  - (8) Furniture makers associations;
  - (9) Home Builder Associations of America;
  - (10) Home building industries associations;
  - (11) Restaurants associations of the District of Columbia;
  - (12) Road builders' associations;
  - (13) Sand and gravel industry associations; and
  - (14) Tobacco industry associations.
- (e) Businesses trading and selling slaves
- (1) Auctioneers;
  - (2) Domestic trans-Atlantic traders; and
  - (3) International maritime transfer and trading companies.
- (f) Businesses transporting slaves
- (g) Businesses providing insurance and insurance loss or casualty policies to parties, trading, selling, using enslaved humans, or transporting enslaved humans as cargo domestically or internationally to North America from 1619-1870.
- (1) Financial surety payment guarantee companies (domestic ownership);
  - (2) Financial surety payment guarantee companies (international ownership);and
  - (3) Insurance and causality companies (international ownership).
- (h) Insurance Companies in the following countries that participated in slavery or profited from slavery by insurance policies or other means:

- (1) Accia (P);
- (2) Angola;
- (3) Assinie;
- (4) Axim;
- (5) Benguela;
- (6) Congo;
- (7) Cape Coast;
- (8) Christiansburg ( C);
- (9) Côte d'Ivoire (Ivory Coast);
- (10) Dakar, - St. Louis, Ft. James;
- (11) Dixcove;
- (12) Elmina;
- (13) France;
- (14) Gold Coast;
- (15) Grain Coast;
- (16) Great Britain;
- (17) Koimantin (C);
- (18) Loango;
- (19) Luanda;
- (20) Madagascar;
- (21) Mozambique;
- (22) Netherlands;
- (23) Portugal;
- (24) Senegal – Cacheu, Bissau;
- (25) Sierra Leone – Freetown, Sherbro;
- (26) Slave Coast;
- (27) Spain;
- (28) Upper Guinea; and
- (29) Zanzibar.
- (30)

(i) Educational Institutions

All colleges and universities that used or profited from the enslaved, primarily located in slave holding states and territories of United States of America.

(j) Faith based organizations

- (1) International Religious and Faith Base Organizations and Domestic, United States of America, Religious and Faith Base Organizations.

(2) Religious dominations will be given a choice to disclose participation in slavery injury by sealed notice, not to be disclosed, or unsealed notice to delivered to the Washington, DC office of USCRIA, Inc.

(3) All faith based organizations, religious groups, institutions or committees located within the boundaries of the United States of America or Territories of the United States of America, who participated in the Slavery System from 1619-1860 by way of domestic ownership or international transfer, and sanctioned approval of their participation in the Slavery System by having domestic staff, servants, trade and

craftsmen or workers in churches, worship structures and facilities and businesses they owned or operated, including but not limited to:

- (A) Academic institutions, (college or university);
- (B) Hospitals;
- (C) Housing buildings (singular or multi limits);
- (D) Furniture production;
- (E) Agriculture products;
- (F) Farming;
- (G) Fisheries;
- (H) Production or transporting building materials; and
- (I) Medical experimental research (using enslaved humans as subjects or researchers).

(4) Wherever the faith based group or religious orders have known headquarters to present day, the headquarters are the Responsible Payers.

(5) Faith based groups will be given a period of 60 days after enactment of the Adjustment and Recovery Act of DC to disclose the number of slaves held, trade, sold, labored as domestic workers skilled or unskilled, worked during ceremonial or non-ceremonial events.

(6) Penalties for failure to disclose will be automatic liens and seizure of all real property, bank accounts of cash, vehicles, financial certificates, gold, silver, platinum, diamonds or anything of value also to include the faith based international affiliations.

(7) The Domestic Trust Fund Committee of the Corporation known as the American Recovery Trust Corporation shall have voting authority to remove or add any faith based organizations of record of record that committed inhumane acts against ancestors of living descendants of enslaved Americans who vote and reside in the District of Columbia.

(8) This section of the Adjustment and Recovery Act of DC for the Responsible Parties of injuries applies to faith based organizations or institutions owned by faith based organizations chartered in the United States of America or international locations.

(k) Government adding and abetting slavery

- (1) US Government Entities and its Territories;
- (2) International Governments and
- (3) International Governments and countries thru maritime travel who traded and captured or sold enslaved people to United States of America, residents, business owners, farmers, manufacturers of goods or products, education institutions, faith based or religious organizations:
  - (A) Accia ( P);
  - (B) Angola;
  - (C) Assinie;
  - (D) Axim;
  - (E) Benguela;



- (F) Congo;
- (G) Cape Coast;
- (H) Christiansburg ( C);
- (I) Côte d'Ivoire (Ivory Coast);
- (J) Dixcove;
- (K) Elmina;
- (L) France;
- (M) Gold Coast;
- (N) Grain Coast;
- (O) Great Britain;
- (P) Koimantin (C);
- (Q) Loango;
- (R) Luanda;
- (S) Madagascar;
- (T) Mozambique;
- (U) Netherlands;
- (V) Portugal;
- (W) Senegal – Cacheu, Bissau, Saint Louis, Dakar, Ft. James;
- (X) Sierra Leone – Freetown, Sherbro;
- (Y) Slave Coast;
- (Z) Spain;
- (AA) Upper Guinea; and
- (BB) Zanzibar.
- (CC)

(l) Participants of criminal acts upon slaves

(m) Political parties

- (1) Democratic Party

(n) Organizations participated in public naming or honoring slave owners.

Responsible Payers are those that named or allowed to be named: parks, playgrounds, monuments, public facilities, education facilities of Elementary Schools, Middle Schools, Junior High Schools and Senior High Schools. Responsible Payers are those initiated or allowed visual impact or naming after confederate enemies of The United States, owners of the enslaved or heirs of (owners of the enslaved, elected officials or appointed officials who owned, traded, sold, or profited from enslaved people of America on. college's or university mascots, documents and publications of university donors of financial contributions, endowments, scholarships, college loans or grants building names, stadiums, . street names, highways and avenues within U.S. boundaries.

(o) Public and Private Utilities, included but not limited to:

- (1) Water;
- (2) Sewer; and
- (3) Gas.

(p) This section, of Responsible Payers can be increased or decreased based on early or advanced payout, payments; financial or in-kind benefits, such as housing and health benefits etc. to living descendants of Enslaved Americans who qualify in the District of Columbia.

(q) Responsible Parties in this section can be removed or modified if a negotiated amount is reached to pay or settle in advance claims of qualified living descendants of the enslaved in the District of Columbia.

(r) Statute of Limitations do not apply to this section. Responsible Payers can be discovered as new parties to injuries at any time with legal documents presented to Trustees, Board Members Community advisors of USCRIA

(s) New claims can be levied on unknown Responsible Parties in this section at any time with no statute of limitations enforced in the District of Columbia.

(t) All Trustees, Community Advisors, Board of Directors of United States Citizens Recovery Initiative Alliance Inc. shall have sole authority to remove or add Responsible Parties in the District of Columbia.

**Title I Section. 6. Public Disclosure by Employees, Candidates and Contractors.**

(a) All persons seeking any kind of elected office in the District of Columbia must disclose their heritage relating to secret racial societies, religious affiliation of slave ownership or labor, lineage to confederate militia service members, heirs to slave owners or domestic lineage or international immigrants inside the boundaries of the U.S.A., international origin of slave trading governments or companies who owned enslaved inside the U.S., manufacturers of products using slave labor and ownership of humans in the United States of America during 1619- 1880 to resident voters of the District of Columbia.

(b) Positions include the following elected officials:

- (1) Mayor;
- (2) Council Chairman;
- (3) Council Members at Large;
- (4) Wards 1 to 8 Council members;
- (5) Attorney General; and
- (6) Advisory Neighborhood Commissioners City Wide.
- (7)

(c) Positions include the following appointed District of Columbia Government officials

- (1) All agencies of the District of Columbia;
- (2) Judicial Branch of the District of Columbia; and
- (3) All Judges of DC Superior Court and DC Superior Court Appeals Court.
- (4)

(d) Penalty for failure to disclose heritage, will be removal from the ballot and removed from the bench on the Superior Court and the D .C Superior Court of Appeals.

All Contractors who solicit District of Columbia Government contracts either through competitive bidding or non-competitive bidding of the District of Columbia funded contracts or combination of Federal Government Funds must disclose their heritage related to secret racial societies, religious affiliation of slave ownership or labor, lineage to confederate militia service members, heirs to slave owners or domestic lineage or international immigrants inside the boundaries of the U.S.A., international origin of slave trading governments or companies who owned enslaved inside the U.S., manufacturers of products using slave labor and ownership of humans in the United States of America during 1619-1880 to resident voters of the District of Columbia

(1) Form of Disclosure will be attached to the solicitation documents and the documents will disclose:

- (A) Contractor's heritage related to slavery;
- (B) Business entity's shareholder's heritage related to slavery; and
- (C) Lenders, and silent partner's heritage related to slavery.

(2) Any contractor that fails to submit form DC Recovery B-1 stating heritage relating to slavery with a bid will automatically be removed and disqualified from participating for a period of ten years and will not be able to Appeal to the Contract Appeals Board of the District of Columbia or any other court within the boundaries of the District of Columbia, local or municipal. If owners, shareholders or affiliates are found to have interest or ownership in other companies and failed to submit disclosure form, entity will be removed from participating and debarred from the District of Columbia procurement process for a period of 20 years.

(3) Any contractor that submits form DC Recovery B-1 and has slave related heritage must comply with contract requirements for employing a percentage of DC residents and hire small and disadvantaged businesses.

**Title I Section. 7. Sanctions and Fines.**

(a) The purpose of **Title I Section 7** is to define acts in the District of Columbia that will cause further injuries to Category Users 1, 2 and 3 and the public safety of all the residents and visitors who are permanent people or temporary guests of the District of Columbia.

(b). Supporting claim for sanctions is described by acts of individuals (men, women and children), groups, organizations, corporations, LLC of any domestic or foreign identity that has committed harm to the Category User 1, 2 and 3 such as:

- (1) Slavery of Users 1 and 2;
- (2) Rape;
- (3) Murder;
- (4) Hate Speech and Hate Assembly;
- (5) Anti-Civil Rights;
- (6) Political Party Affiliation;
- (7) Group Racism;
- (8) Individual Racism;
- (9) War against the United States Government and the people, or its allies, of the United States of America;
- (10) Domestic Terrorism on Afro American, Black, Negro, Afro Descendant People;
- (11) Domestic Terrorism on Jewish, Hebrew, Muslim and African People;
- (12) Crimes against Humanity;
- (13) Treason;
- (14) Unauthorized Flag Use of a Known Enemy of the United States of America during Civil War and World Wars I and II;
- (15) Uniformed Clothing or Garments from the Use of Enemies of Civil War (Confederate), (Nazi) World War I and World War II;
- (16) Clothing Insignia Patches on Hats and Apparel (T-Shirts, Shirts, Jackets,



Coats and Pants) that Has Any Clothing of the KKK Uniform and Hood for Public Visual of Domestic Terrorism against Category Users 1, 2 and 3 in the District of Columbia and

(17) Any Vehicle with Symbols which Include Bumper Stickers, Front of Rear Window Stickers or Magnetic Banners, or Flags (Confederate and Nazi German World Wars I or II.

(c). Sanctions listed will be enforced, via (\$50.00) U.S. dollar fee to the District of Columbia Treasury, for a period of 400 years (2/21/2420) not to be permitted in the schools, avenues, parkways or anywhere public vision or public population can visually see or hear any voice or speaker system of individual, entity, group organization, corporation, or re-enactors of any Civil War (Confederate) or (Nazi) World Wars I and II sympathy.

(d). The sanctions when expired can be reinstalled one time by any individual of Category Users 1, 2 and 3 for a fee of \$50.00 USD payable to the District of Columbia Treasury on the day of expiration. Fee shall pay for sanctions to be enforced automatically for a period of an additional 400 years.

Fines of sanction violations shall be paid to the Treasury of the District of Columbia at 7 days from issuing ticket infraction(s) by the following agencies:

- (1) District of Columbia Parks and Recreation (Law Enforcement Division);
- (2) District of Columbia Metro Police Department and
- (3) District of Columbia Motor Vehicles (Parking Enforcement).

(e). All agencies listed above shall have an absolute authority to issue citations during assembly of Actors in the District of Columbia who are classified and listed in Section A (1 thru 18). All agencies listed shall have body cameras to record photo or image of violators of ***Title I Section 7***.

(f) Procedure of Issuing Infractions

- (1) Parked Vehicle;
- (2) Driving on District of Columbia Roads, Bridges, Highways and Pedestrian;
- (3) Walkways;
- (4) Non-Driving or Cycling and
- (5) Pedestrian Walking.

(g) Fine Amounts for Violations of ***Title I Section 7***

(1) Organization licensed or non-licensed 501(c)(3), 501(c)(4), Corporation, LLC, S.P., LTD or any United States or international company) ;

- (A) **\$1,000,000.00** For bodily harm or domestic violence of District of Columbia Resident or Non-Resident;
- (B) **\$2,800,000.00** Failure to obey and comply with ***Title I Section 7***;
- (C) **\$1,500,000.00** Driving on District of Columbia or Federal roads in the boundaries of the District of Columbia;
- (D) **\$1,500,000.00** Marching with 2 or more Domestic Terrorists on the streets of the District of Columbia;
- (E) **\$5,000,000.00** Walking on public sidewalks at any area of the District of Columbia and

(F) **\$1,000,000.00** Public speaking open market location or private yard.

(h) All assembly groups must post a payment bond to assemble any kind of exercising militia or radical hate speech or civil war and anti-civil rights. Fines must be paid in full 30 days before any kind of assembly. Paid 30 days after issued or amount doubled with dismal of District of Columbia appeal.

(1) Individual can be described as a man, woman or child (above 5 years of age). All fines are based on each, not combined.

(A) **\$2,000,000.00** Bodily harm or assault with domestic violence to a resident or a non-resident of the District of Columbia;

(B) **\$10,000.00** Failure to obey and comply with *Title I Section 7*;

(C) **\$25,000.00** Driving on or federal roads, highways, avenues, streets, alleys within the boundaries of the District of Columbia;

(D) **\$10,000.00** Walking or marching as an individual with 1 or more shouting or talking on the streets of the District of Columbia with permit or without permit for assembly;

(E) **\$50,000.00** Walking on public streets and sidewalks with clothing that represents domestic terror or insignia attached to jackets, pants, shirts, hats or eyeglasses, and/or carrying banners, flags (any size) confederate battle flag, Nazi flag, KKK hate group words or banner or flag and

(F) **\$30,000.00** Public speaking open air or location or private yard inside the boundaries of the District of Columbia. All individuals assembling must post a payment bond 10 days before assembly to the District of Columbia Treasury of **\$100,000.00**, irrevocable.

(i) Disbursement of fines shall be divided into 2 categories (non-government and government) to the following user groups. 50% of fine amounts will be issued and shared within 10 days of receipt of payment to DC Treasury.

- (1) Universal Negro Improvement Association – District of Columbia Chapter;
- (2) American Descendants of Slaves (ADOS), District of Columbia Chapter;
- (3) National African Family Reunion Association District of Columbia Chapter;
- (4) Black Lawyers for Justice, District of Columbia Chapter;
- (5) Red Tails Organization Program - District of Columbia Chapter;
- (6) Howard University, School of Communications;
- (7) University of the District of Columbia, School of Political Science;
- (8) Black Peoples Movement Food Program – Washington DC;
- (9) Harvest Institute, Washington, DC and
- (10) OMCCBCV – Washington, DC Chapter.

(j) 50% Government Entities:

- (1) District of Columbia Metro Police Department;
- (2) District of Columbia Housing Community Development;
- (3) District of Columbia Small and Local Business Development;
- (4) District of Columbia Public Works (Parking Authority) and
- (5) District of Columbia Office of the Aging.

(k) All disbursements shall come from the payment bonds of Actors who will request

assembly of civil liberties for assembly within the boundaries of the District of Columbia, for a period of 400 years (2/20/2420) from when this freestanding bill is voted on by public interest of this Act known as the *United States Adjustment and Recovery Act for the District of Columbia*.

(l) Sanctions

Public fixtures, names or statues temporary or permanent located on federal or private land or District property, outdoor fixtures in plain view of residents or guests at public visual site of any fixture or statue which represent the following:

- (1) Slavery of African Americans, Black, Negro, Colored, Mulatto;
- (2) Enslaved Africans during founding or forming of the United States of America;
- (3) Voted for slavery to continue in the United States of America;
- (4) Anti-civil rights of Descendants of enslaved Americans;
- (5) Served the Confederate Militia;
- (6) Declared war against the United States of America;
- (7) Bared arms in the Civil War against the United States of America;
- (8) Raped enslaved women;
- (9) Owned enslaved men, women and children in the United States;
- (10) Passed judicial laws in favor of slavery in the United States;
- (11) Killed United States Union Militia Members of the Civil War;
- (12) Purchased enslaved Americans and
- (13) Religious slave owners affiliated to any faith-based group, domestic or

International.

(m) Fines for violation of public fixtures in plain view of District of Columbia permanent residents or guests visiting the District of Columbia:

<u>Height</u>	<u>Location</u>	<u>Fine Per Day</u>
Above 20 ft.	Statue on federal parcel	\$4,000,000.00 USD
Above 10 ft.	Statue on federal parcel	\$2,000,000.00 USD
Above 20 ft.	Statue on D.C. land	\$3,000,000.00 USD
Above 10 ft.	Statue on D.C. land	\$1,000,000.00 USD
Above 20 ft	Statue on private D.C. land	\$2,000,000.00 USD
Above 10 ft.	Statue on private D.C. land	\$1,500,000.00 USD

(n) Violation fines for names on public buildings, roads, bridges, schools and churches:

<u>Location</u>	<u>Fine Per Day</u>
School (Public, Faith, Charter)	\$1,500,000.00 USD
Street, Road	\$2,000,000.00 USD
Building (Gov't or Non-Government)	\$700,000.00 USD
Bridges	\$1,500,000.00 USD

(o) All fines can be reduced by 50% if violator agrees to remove and change name of Actor(s) of injuries. All fines to be paid by irrevocable payment bonds, land, cash, certified check or real property to the fine amount due within 30 days. 50 percent of payments shall go to the following organizations divided equally:

- (1) American Recovery Trust Corporation 501(c)(3) non-profit;
- (2) 1450 WOL AM -Washington, DC;
- (3) United States Citizens Recovery Initiative Alliance, Inc., District of Columbia;



- (4) John Cheeks Volunteer Effort for Recovery Trust – Washington, DC;
- (5) WPFW FM – Washington, DC and
- (6) Egypt on the Potomac Tours – Washington, DC.

(p) Government agencies to share fines 50% collected and divided equally:

- (1) District of Columbia Government (D.C. Treasury) and
- (2) District of Columbia Metropolitan Police Department.

(q) Public view injury reminders of business ownership, retail markers, faith-based organizations, religious buildings, real property development, business contracts, banking and insurance.

- (1) This category shall serve the purpose of the following conditions of sanctions and fines for injuries of User Categories 1, 2 and 3 who reside in the District of Columbia. All sanctions shall be identified as having the following within public view land developments of and District of Columbia land or in the awards of municipal contracts:

(A) Business name of retail, service company, infrastructure company, restaurant, wholesale company, etc. Any public or private company that has a name or any legal trade name identifying pro-slavery of people;

(B) Confederacy alternate name of any U.S. territory;

(C) Anti-civil rights for Black Americans;

(D) Racism;

(E) Bigotry;

(F) Domestic terrorism and violence against Black Americans;

(G) Heirs to enslavement of African Americans;

(H) Shareholders who are descendants of the Confederacy;

(I) Slave ownership, in the United States of America and

(J) International affiliation of country of origin who participated in the Transatlantic Slave Trade or North American Slave System who owns 0.1% of any company in the District of Columbia as a shareholder, private investor, stock buyer, business percentage owner and lender of any program or project of a company or enterprise.

- (2) The following fines shall be levied against such entities as cash fines payable:

(A) Business with outdoor advertisement in public view minimum fine amount \$350,000.00 USD per day or \$10.00 per Descendant of Enslaved Americans who reside in the District of Columbia.

(B) Business with indoor advertisement such as a paper receipt, bag, package or vehicular advertisement fine minimum amount \$300,000.00 USD per day or \$50.00 per Descendant of Enslaved Americans and Non-Descendants of U.S. Civil War Militia Service Members.

(C) Contracts – this applies to any local, domestic or international corporation doing business in the District of Columbia, on a project which has been funded by sources of federal or the District of Columbia government.

i. Shareholders of lineage to slavery - 35% of daily profit margin to be levied through bond payment.

ii. Ownership of company with domestic or international heritage participating in or benefiting from the enslavement of U.S. African American people – 50% of profit after project is completed.

iii. Lender – heritage of Confederacy, slave ownership – automatic loan to a Descendant of Enslaved American company who is a sub-contractor on project with immunity from individual or company credit score.

(D) Real Estate Development – This applies to any developer who is developing/ building any kind of commercial, multifamily residential or retail use only building developed on District of Columbia land for public or private use inside any city wards.

i. Investors – who invest money or financial instruments (domestic or international residential units) – pay 35% of profit of project, after completion retail – (1) User Category #1 lease amount \$50.00 USD/month times 10 years.

ii. Multifamily – Unit size of building over 10 units - \$75,000.00 USD per unit up to 10 units. 1 unit (1bedroom unit) per 10 units over developed area

iii. Mix Use – Retail over 10,000 sqft. 800 sqft. of space to Category 1 User at \$100.00 USD/ month for 20 years. Commercial – over 10,000 sqft. office space (2) 500 sqft. to Category 1, 2 and 3 Users at \$100.00 USD/month for 10 years. Restaurant – area for development 8,000 sqft. space to Category Users 1 and 2 of 1,000 sqft. including dining space at \$200.00 USD/month for 20-year period.

iv. Owner(s) of Development Company – Development company owner(s) who have the following heritage or lineage listed in this category shall have duties and responsibilities for the existence of this freestanding bill to User Categories listed below:

I Building size 1000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$100,000.00 USD per building,

II Building size 1100 sqft. through 2000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$150,000.00 USD per building,

III Building size 2100 sqft. through 2800 sqft./floor – Category Users 1, 2 and 3 (Fund) \$200,000.00 USD per building,

IV Building size 3000 sqft. through 4000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$250,000.00 USD per building,

V Building size 4100 sqft. through 5500 sqft./floor – Category Users 1, 2 and 3 (Fund) \$300,000.00 USD per building,

VI Building size 5600 sqft. through 7000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$370,000.00 USD per building,

VII Building size 7100 sqft. through 8500 sqft./floor – Category Users 1, 2 and 3 (Fund) \$425,000.00 USD per building,

VIII Building size 8600 sqft. through 9500 sqft./floor – Category Users 1, 2 and 3 (Fund) \$550,000.00 USD per building,

IX Building size 9600 sqft. through 10,500 sqft./floor – Category Users 1, 2 and 3 (Fund) \$800,000.00 USD per building,

X Building size 10,600 sqft. through 12,000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$1,000,000.00 USD per building,

XI Building size 12,100 sqft. through 16,000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$1,500,000.00 USD per building,

XII Building size 16,000 sqft. through 20,000 sqft./floor – Category Users 1, 2 and 3 (Fund) \$1,800,000.00 USD per building and

XIII Building size over 20,100 sqft. per floor – Category Users 1, 2 and 3 (Fund) \$2,000,000.00 USD per building.

v. Lender(s) of any project with lineage or heritage listed and described in this category. Lender(s) of the project shall be held liable if the client purchases real estate or real property, new construction of building, renovation project, lender shall pay into fund for Category Users 1, 2 and 3 a 15% loan amount.

vi. Contractor or Infrastructure Project(s) - Any company doing infrastructure projects within the boundaries of the District of Columbia with funds via the federal government and/or District of Columbia public funds. Owners, board members, shareholders, bond companies for use of financial instruments or banking institutions where business has deposits or use of financial operations of the company. Any outlined heritage or lineage through domestic or international involvement by participating in the Transatlantic Slave Trade or North American Slave System. The following fines shall be sanctioned upon violators:

(I.)	\$1.00 - \$500,000.00 USD	10% of contract price
(II.)	\$501,000.00 - \$1,000,000.00 USD	12% of contract price
(III.)	\$1,100,000.00 - \$3,500,000.00 USD	15% of contract price
(IV.)	\$3,600,000.00 - \$7,000,000.00 USD	15% of contract price
(V.)	\$7,100,000.00 - \$15,000,000.00 USD	20% of contract price
(VI.)	\$15,100,000.00 - \$35,000,000.00 USD	20% of contract price
(VII.)	\$35,100,000.00 - \$70,000,000.00 USD	22% of contract price
(VIII.)	\$70,100,000.00 - \$150,000,000.00 USD	25% of contract price
(IX.)	\$150,100,000.00 - \$300,000,000.00 USD	25% of contract price
(X.)	\$300,100,000.00 - \$600,000,000.00 USD	25% of contract price
(XI.)	\$600,100,000.00 - \$900,000,000.00 USD	30% of contract price
(XII.)	\$1,000,000,000.00 or more	35% of contract price

(r) Special conditions of violators of faith-based organizations or institutions of international origin with domestic locations in the District of Columbia boundaries in the United States of America.

(1) Any faith-based institution that participated, owned or benefited from enslaving Negro, Colored, Mulatto, Black, African American, Afro American and Afro Descendant humans according to the census description of User Categories 1 and 2. Faith-based institutions are identified as the following actors:

*Injury Calculator*-founding of church to end of Civil War in the United States of American.

- (A) Roman Catholic- 251 years of religious member collections (estimated);
- (B) Episcopal – 200 years of religious member collections (estimated) ;
- (C) Presbyterian – 158 years of religious member collections (estimated) ;
- (D) Methodist – 108 years of religious member collections (estimated)and
- (E) Other unknown religious or faith-based actors to be discovered.

(2) Volunteer gathering collections to be requested in public or private ceremonies inside area of worship, by any attendee or member of faith-based institution, who will accept donations for the “recovery fund” amount and send to the depository account of the American Recovery Trust Corporation in the form of money order or cashier’s check, to the depository account in the District of Columbia. All amounts will be deducted from the settlement claim due for injuries of the Descendants of the Transatlantic Slave Trade. Funds from faith-based organizations or institutions shall pay a 10% fee amount of funds paid. for a period of 50 years, to the organization listed: **U.S. Citizens Recovery Initiative Alliance, Inc.** – Washington, D.C. This special conditions payment(s) will not be shared with other organizations.

(3) Payment of fines for violators of the public view injury reminders of business ownership, retail markers (outside or inside), faith-based organizations, religious buildings, real property development, business contracts, banking and insurance. 50% of payment (divided equally to all organizations listed below ) from fine violations shall go to the following listed organizations for a period of 251 years. Fine amount shall be due in 30 days after received ,fine will double in 60 days if not paid by violator(s) if not paid in full listed organizations shall have a right to lien real property or



goods, and file claims on insurance policy :

- (A) John Cheeks Civic Duty Trust – Washington, D.C. ;
  - (B) National Urban League – Headquarters – Washington, D.C. ;
  - (C) Congressional Black Caucus – Headquarters – Washington, D.C. ;
  - (D) Booker T. Washington Society - Washington, D.C. Chapter;
  - (E) Langston Golf Course and Driving Range – Washington, D.C. ;
  - (F) We Act Radio – Southeast Washington, D.C. ;
  - (G) American Recovery Trust Fund Corp. – Washington, D.C. and
  - (H) National Association for the Advancement of Colored People – H.Q.
  - (I)
- (4) Injury payments can be transferred to other organizations or individuals for any period of time before the 1 year expiration date.
- (5) Fines enforced by D.C Government Agencies to receive 50% of violations paid by listed violators of law or freestanding bill.
- (A) DC Metropolitan Police Department and.
  - (B) D.C. Regulations Authority - Code Enforcement Department.
- (6) Fine amount shall be due in 30 days of received or will double after 60 days.

**Title I Section 8. Fiscal Budget Impact**

(a) Purpose of this **Section 8** is to provide an estimate of cost, which will be incurred by the District of Columbia as a result of this freestanding bill, as result of the enactment of the initiative known as the **United States Adjustment and Recovery Act for the District of Columbia** (USARADC) from herein **Title I. Section Fiscal Budget Impact**.

(b) The Estimated Fiscal Impact Statement (FIS) for the District of Columbia by the next 4 years projecting from the following year after public vote shall be as listed as an estimated cost to support this freestanding bill:

<u>Year</u>	<u>FIS</u>
2021	\$0
2022	\$0
2023	\$0
2024	\$0
4 year	\$0

projections from the District of Columbia Government.

(c) This freestanding bill USARADC shall pay in the District of Columbia Treasury with permits and fines collected over 4 years. Fiscal impact responsibility does not fall on responsibility of the government of the District of Columbia. The responsibility is 100% funded by domestic and international Actors of industries, associations, religious organizations, building products manufacturing, transportation (railroad), brick industry,cotton industry, tobacco industry, alcohol industry, agriculture industry, academic industries, textile industry, garment industry, financial industry and public utilities (water and gas).

(d) A special committee, two from each ward (1 through 8) can volunteer, without appointment or appointed by the mayor of the District of Columbia, a total of a 6-person panel for a period of service from each trustee of 3 years per term or a minimum of 3 months. Maximum of 3 terms on panel of special committee.

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)

**Title I Section. 9. Establishment of Special Funds.**

(a) The purpose of **Title I Section 9 Establishment of Special Funds** for the freestanding bill use of proceeds for Category Users 1, 2 and 3, as identified in **Title I Section 3 and Section 4** for the initiative Act known as **United States Adjustment and Recovery Act for the District of Columbia** (USARADC), herein **Section 9**.

(b) USARADC shall have an established special fund named the “American Recovery Trust Corporation” Fund, a nonprofit 501(c)(3), registered IRS organization in the United States of America, which shall be administered by United States Citizens Recovery Initiative Alliance (aka USCRIA, Inc.), in accordance with subsections (c) and (d) of this section.

(c) Revenue from the following sources shall be deposited in the fund:

- (1) Slavery Injury Restitution;
- (2) Housing;
- (3) Legal Support;
- (4) Business Aid and
- (5) Education.

(d) Money in the fund shall be used for the following purpose:

- (1) Financial Restitution;
- (2) Legal Support;
- (3) Housing;
- (4) Administrative Overhead and Operational Expenses of USCRIA, Inc. and American Recovery Trust Corporation and
- (5) Business Support – Small and New Startup Companies.

(e) Money in the fund may not be used for the following purposes:

- (1) Restriction of funding to Domestic Terrorist Groups;
- (2) Restriction of funding Individuals who have murdered, raped, participated in child molestation and/or child sex trafficking;
- (3) Restriction of funding to International Terrorist Groups against the United States of America and
- (4) Restriction of funding to anti-civil rights, human rights and Confederate Enthusiast Groups.

**Title I Section. 10. Sunset Provisions.**

(a) Purpose of Section 10 is to identify the length of time the Act known as the United States Adjustment and Recovery Act/or the District of Columbia (USARADC) shall expire.

(b) Sunset Provisions of this *Title I Legislative Text* has supporting sections identified as: *Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, Section 7, Section 8 and Section 9*, with rights to amend at any time, based on new discovery of injuries of victims in the District of Columbia.

The timeline will have an estimated Sunset Date of **January 08, 2272**, at midnight

Eastern Time (ET)

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**Title II Section. 1. Identity Repair.**

(a) **Purpose of Section 1** is to find unknown and lost relatives inside the United States of America and make provisions for trauma counseling related to the post traumatic injury of slavery, to the living descendants of enslaved Africans residing in the District of Columbia.

(b) This **Section 1** known as 'identity repair' for Category 1 Users as eligible recipients who are living descendants of enslaved Americans that have lineage of African ancestry.

(c) During period of slavery in the United States of America when enslaved individuals were not permitted to have dominion over their children as mothers and fathers, or women and children coerced into pregnancy by any Actors that sought fit to exert privilege without any remorse or judicial exercise of violation of a human being in the United States of America and the District of Columbia.

(d) Remedy shall include DNA identification of matching individuals throughout the United States of America to grief and/or trauma counseling of forced separation.

(e) This **Section 1** shall serve as a mandatory settlement and resolution item to bring descendants of enslaved Americans to find their unknown relatives of lineage. Benefits for Category 1 and Category 2 Users for trauma counseling in reuniting with lost and unknown relatives thru enslaving ancestors by removal of adult males, women and children by the following: maritime passage transfer, trading post, auction of human beings, random New Year's trading of enslaved individuals, financial buying or inheritance will by right, domestic relationships with owners' sexual encounters, bartering of services or political request. Expiration date is a period of 251 years from the time on or before public vote in the District of Columbia as a federal territory, state, or adopted county by a state.

**Title II Section. 2. Public Fixture Removal and Name Change.**

(a) **Purpose of Section 2** is to remove any fixture or statue that violated against human rights.

(b) USARADC **Section 2** shall remove any statue with base thru public demolition by mechanical equipment, manual/physical assembly without asking the District of Columbia Government to remove any statues on federal or District of Columbia property. All removal assemblies shall notify the District of Columbia Metropolitan Police Department (any precinct within the boundaries of the District of Columbia) within 24 hours of removal assembly. Removal assembly fee shall be 50 U.S. dollars payable to the District of Columbia Treasury by cashier's check or money order at a District of Columbia Metropolitan Police Department (DCMPD) precinct of choice, by any individual or group, committee or business entity.

(c) Public fixtures or statues that are eligible for removal or known for treason against the United States of America (Civil War) enslaving human beings of African, West Indian, Caribbean descent, Confederate militia member(s), Judge of Courts that owned enslaved



humans inside the boundaries of the United States of America colonies, territories, and states. Elected or appointed officials of any U.S. state that was pro slavery of African Americans. Researcher or inventor of products and medical research on enslaved human beings inside of any U.S. state territory, colonies which permitted enslaving Africans, West Indian or Caribbean individuals. Anti-civil rights of free individuals of former enslaved Americans or African, West Indian or Caribbean descendants. Name change of public streets, school names (public or charter), bridge names, alley names, local government buildings, parks and neighborhood/community area names by wards inside the District of Columbia.

(d) Any qualified resident voter of the District of Columbia who is a descendant of the Transatlantic Slave Trade, with a 35% or more DNA African bloodline, as a citizen of the United States of America can request a name change with 20 signatures by District of Columbia voters of any ward in the District of Columbia, with 8 names proposed to replace permanently for the following reasons: anti-civil rights, slave trade market, slave owner, slave trader, profited from slave labor, forced sexual contact on men, women and children of African, West Indian or Caribbean descent, enslaved human beings declaring war against the United States of America, experimenting medically on enslaved men, women and children of African descent inside the United States of America, terrorist organizations formed during and after slavery or Civil War in the United States of America, religious organizations that participated in the slave trade, slave ownership or profiting of enslaved Africans thru agriculture, manufacturing of building products, domestic workers and common labors of daily chores without pay and benefits. Qualified resident voter/petitioner shall submit 20 names to the ward council member office where the name change is to be requested by petitioner, a list of 8 names submitted to ward council member and the following schedule of events must occur within 30 days for removal of name with the delegate to the house, mayor, council body and chairman of council. All must vote on the list of 8 names presented to the council with a paper ballot. Majority vote per name wins the name change and is to be implemented within 90 days after the vote.

(e) This **Section 2** of the United States Adjustment and Recovery Act of the District of Columbia shall be enforced perpetually throughout the existence of the District of Columbia as a territory, state or county without any expiration or renewal date.

### **Title II Section. 3 Non Payers and Partners**

(a) **Purpose of Section 3** Non-Payers is to identify all non-payers who are not responsible payers of injury claims for the United States Adjustment and Recovery Act for the District of Columbia (USARADC).

(b) This **Section 3** is identifying or giving immunity to residents of the District of Columbia during the time period existence of this public initiative act known as the USARADC, for a 251-year period. Non-payers to be identified as the following:

- (1) Individual Resident of the District of Columbia;
- (2) Electronics company or corporation that is not financed by wealth from the Transatlantic Slave Trade or
- (3) shareholders whose ancestors owned human beings per categories 1 and 2.

(c) Non-paying partners for **Section 3** to enforce and assist collection, regulations, laws and

time expiration of initiative act known as USARADC shall have the following federal or local agencies or departments: Department of Justice (DOJ), Department of Commerce 1 (DOC), Department of Defense (DOD), Federal Bureau of Investigations (FBI), Internal Revenue Service (IRS), DC Small and Local Business Department, DC Office of Contracts and Procurement., Government of the District of Columbia, DC Superior Court, DC Department of Transportation, DC Department of Public Works, Department of Education (DOE) [federal or local], National Security Administration (NSA), Defense Intelligence Agency, the U.S. Department of State, U.S. Department of Interior and DC Department of Parks and Recreation.

(d) Non-paying partners will not have access to DNA history of Category Users 1, 2 and 3 without written or agreed permission of individuals.

(e) This **Section 3** of USARADC can be modified by means of regulations and time extension if any unknown injuries are presented to modify this act.

(f) Expiration date is a period of 251 years from the time on or before public vote in the District of Columbia as a federal territory, federal district, state or adopted county by a state.

#### **Title II Section. 4. Settlement Owed for injuries.**

(a) **Purpose of Section 4** of USARADC is to identify known actors who enslaved human beings of African descent by way of ownership and unpaid wages, trading, overseeing, transferring forced labor, unpaid wages, pedophilia, rape and coerced pregnancy inside the borders of the United States of America and the District of Columbia.

(b) Actors of this section can be the following: entity, corporation, church or religious organization, academic institution, financial institution, trade association, agriculture products, building material products such as concrete, brick, lumber, granite, stone, gravel, sand, finished carpentry, iron works and raw material gathering of any product, domestic labors, home building, school building, road building, infrastructure assembly of gas system, infrastructure assembly of water system, textile garments and raw materials such as cotton, food preparation and cooking, alcohol production for consumption of bourbon, whiskey, gin and rum, raw sugar materials and production; tobacco, meat processing of beef, pork and poultry, furniture making, interior finish products for home and office buildings for local and federal government use, military forts, military uniforms and gear, railroad transportation system, water purification, laundry cleaning and washing, daycare for children of slave owners, international governments and countries who participated in the Transatlantic Slave Trade, U.S. colonies, states, territories and federal districts with known confederate states.

(c) Payors of this **Section 4** can be identified as responsible for injuries committed against human beings of African ancestry or lineage as an enslaved individual in the United States of America. Payors are granted immunity of court trial for civil or criminal offenses against humanity by paying a designated depository corporation for the injuries of enslaving African or Afro-descendant people of the United States of America located in the District of Columbia, as residents and voters of the District of Columbia.

(d) The depository 501(c)(3) Corporation (American Recovery Trust Corp.) for injury claims shall accept any form of tangible items that can be converted into U.S. tender as such: land, house structure, commercial buildings or government buildings, antique furniture,

gold, silver, bronze, platinum, raw materials domestic and international, equipment, manufacturing equipment, farming machinery, raw cotton materials, raw sugar materials, railroad system (tracks), college scholarship at any academic institutions where slavery existed in the United States of America and the District of Columbia, public utilities (water and natural gas), alcohol spirits, building materials (bricks, concrete, lumber, slate), U.S. currency thru electronic transfer, secured transfer, check, cashier's check, money order, stocks, bonds, certificate of deposit and other financial instruments such as bonds or insurance financial instruments.

(e) The payors/actors shall have a period of time to start deposits or tangible items for conversion for payments to users of Category 1, Category 2, Category 3 Domestic actors/payors are known to be in the following: industries, institutions, associations, religious organizations, building material associations, public utility companies (water, natural gas), railroad transportation, agriculture. USARADC shall give domestic actors/payors a formal request estimated amount owed for unpaid wages in the District of Columbia for Category 1 and Category 2 Users is estimated to be **one trillion one hundred fifty billion U.S. dollars (\$1,150,000,000,000.00)**.

(f) Injury calculator for a Category 1 or 2 average known age of enslaved individual started at four years old and worked until death average age 70 years old completing 70 hours of work per week (6 days) with one day a week off (Sunday). This amount will start payments for injury financial claims and benefits due to all Category 1 and 2 Users inside the United States of America starting in the year 2021.

(g) Injury calculator for Category 3: Descendants of Civil War Service Members for the Republic of the United States of America who are European or other ethnic origin group that served honorably in the United States militia against the confederate states during the Civil War in service, not limited to any duty injured, non-injured during battle.

(h) International actors/payors who had trade agreements or smuggled human beings as prisoners by the Transatlantic Slave Trade and transferred, traded, forced against the will of men, women and children separated at drop-off points throughout the West Indies and Caribbean to transfer to North America to the known area of the United States of America and the District of Columbia via the state of Virginia and Maryland.

(i) Known international actors/payors comprised of governments from the following nations of Africa and Europe with other known religious organizations within the European nations. **Section 4** actors/payors of international involvement by the following locations during the Transatlantic Slave Trade: African governments or territories (28) known at the time of trading humans located at Accia, Angola, Assinie, Axim, Benguela, Congo, Cape Coast, Christiansburg, Cote d' Ivoire (Ivory Coast), Dix Cove, Elmina, Gold Coast, Grain Coast, Koimantin, Loango, Luanda, Madagascar, Mozambique, Senegal (Cacheu, Bissau, Saint Louis, Dakar, Ft. James), Sierra Leone (Freetown Sherbro), Slave Coast, Upper Guinea and Zanzibar. Estimated amount owed for injuries to the enslaved descendants of African lineage and identified as Category 1 or 2 Users is **nine hundred twenty billion U.S. dollars (\$920,000,000.00)**.

(j) Actors/payors from European countries who transferred, enslaved, owned, traded,



coerced pregnancy of women (rape), molested children, maritime voyage of imprisoned humans of African lineage to North America by way of the Transatlantic Slave Trade, countries who assisted the confederate states of America in supplying military equipment, livestock, money, gold, silver, uniforms, ships, training and treaties against the United States of America, and identified, benefited and participated as known actors from: Portugal, Spain, Netherlands, Great Britain and France. Combined payment for injury against enslaved residents and descendants of enslaved Americans with lineage to Africa who are also classified as Category 1,2, and 3 Users residing in the District of Columbia is estimated to be **one trillion five hundred eighty billion U.S. dollars (\$1,580,000,000,000.00)**.

(k) Total combined pay out owed by actors

**five trillion eight hundred thirty billion U.S. dollars (\$5,830,000,000,000.00)**

payable to eligible recipients of the District of Columbia for a period of 251 years, payments to begin on January 15, 2021 and deposited to a private corporation inside the United States of America known as the **American Recovery Trust Corporation**, an **IRS 501(c)(3) nonprofit organization**.

(l) Payments owed by each group of actors can be modified or fluctuate if actors reject known injury claims of the Transatlantic Slave Trade and the Civil War.

(m) Start of payments shall begin with combined payments in bonds, cash, gold, or tangible assets equivalent to 35% of total amount due of the first partial payment for a period of 20 years and the second partial payment starts in 2041 at a total of 20% of balance expiring in 30 years, the third partial payment due in 2071 at 20% of the balance expiring in 30 years, the fourth partial payment due in 2101 at 10% of the balance expiring in 30 years, the fifth partial payment due in 2131 with unknown interest payments for the completion of debt.

**Three hundred fifty million U.S. dollars (\$350,000,000) final payment** in year **2132** to the **District of Columbia Government for maintenance fees of the USARADC**

## **Title II Section. 5. Claim Refusal of Eligible Recipients.**

(a) **Purpose of this Section 5** is to identify eligible applicants who refuse any financial restitution or benefits due to them by right of injuries of ancestry lineage.

(b) **Section 5** is known as the claim refusal of benefits and/or financial restitution by Category Users 1, 2 and 3 as an individual with no special conditions of claim that will prevent offspring and relatives.

(c) This section gives absolute rejection of any and all settlement resolutions of the known initiative act United States Adjustment and Recovery Act for the District of Columbia (USARADC) by any qualified Category Users 1, 2 and 3 rights as an injured victim to only reject or revoke all rights as a living person during signing of **Claim Form 1619** for Category 1 and Category 2 (one time only terminates claim) and **Claim Form 1861** for Category 3 (one time only terminates claim) Category Users 1, 2 and 3 cannot sign for rejection of benefits or financial restitution unless family members are of the following condition: deceased.

(d) All residents of the District of Columbia shall have individual rights complete access to USARADC that meet DNA qualifications or non-DNA user Category 3 with proper

supporting documents of service by ancestor in the United States militia for the Republic of the United States of America during the Civil War, with an honorable discharge of service.

(e) This policy will be in effect for a period of 251 years after voted on by public will or special privatization of a United States Corporation in the District of Columbia as a federal district, federal territory, state or a county formed by a state.

**Title II Section. 6. Judicial Protections.**

(a) The purpose of **Section 6** is to remove or adjust certain laws, clauses, regulations, bills and language which have caused judicial and legal prejudice injuries, that have led to unfavorable court decisions by judges or juries, as a plaintiff in the following court systems:

- (1) District of Columbia Superior Court;
- (2) U.S. Federal Court District Court;
- (3) U.S. Appeals Court;
- (4) District of Columbia Appeals Court and
- (5) District of Columbia Contract Appeals Board.

(b) Category Users 1 and 2 shall select attorneys of choice or request a court appointed attorney. Judicial injuries of court cases that shall be restructured for Category Users 1 and 2 shall start with mediation or settlement resolutions with mediation appointed by a court or appeals court listed above, by a judge presiding over case 10 days after complaint is filed as a Plaintiff who is asking for financial relief in the following claims listed below:

- (1) Tortious Interference;
- (2) Anti-Trust;
- (3) Contract Dispute;
- (4) Product Liability;
- (5) Medical Malpractice;
- (6) Slander and Liabile;
- (7) Employment Rights;
- (8) Real Estate;
- (9) Tenant Housing;
- (10) Small Business;
- (11) Civil Rights;
- (12) Discrimination;
- (13) Utilities and
- (14) Deception.

(c) Defendants rights shall have Category Users 1 and 2 to be afforded the right for a court appointed attorney after filing against Category Users 1 and 2 in the following areas:

- (1) Child Support;
- (2) Domestic Violence;
- (3) Traffic Violations;
- (4) Property Tax (District of Columbia, Federal) ;
- (5) Bankruptcy;
- (6) Small Business (Applies to businesses w/out insurance: Sole Proprietor, Corp., LLC and PC) and
- (7) Real Estate (Investment or Personal).

(d) Categories 1 and 2 Users shall have absolute rights as an injured victim of rights (Plaintiff or Defendant) to appointed legal representation, or selection of their choice, inside any court room in the District of Columbia, which can be cited as one or both of the following courts of proper jurisdiction in the District of Columbia:

- (1) U.S. Federal District Courts;
- (2) District of Columbia Superior Court;
- (3) U.S. Court of Appeals;
- (4) District of Columbia Court of Appeals and
- (5) Other unlisted courts in the District of Columbia (federal or local).

(e) Adjustment of language or laws, which represent removal of civil rights or business rights of Category Users 1 and 2, shall be removed and stricken from normal or standard case citing, which allow opposition in argument to manipulate judges or courts, to move in an unfavorable verdict toward Category Users 1 and 2.

(f) This **Section 6** of the USARADC shall be in effect for 251 years after voted on by public will or special privatization of a United States Corporation in the District of Columbia as a federal district, territory, state or county formed by a state.

#### **Title II Section. 7. Financial Restitution.**

(a) The purpose of **Section 7** is to provide financial relief to Categories 1, 2 and 3 for a 1-time retirement pay out based on age qualification of users. All rights of 1-time financial relief can be willed to all, or part, by a notarized living will to the following:

- (1) Offspring – Natural or Adopted (No age requirements) ;
- (2) Spouse – Non-Eligible User;
- (3) Divorced Spouse – No minimum of individuals;
- (4) Religious Organizations – 501(c)(3) or 501(c)(4);
- (5) Corporations;
- (6) Limited Liability Corporation;
- (7) Individual – Any ethnic origin;
- (8) Sole Proprietor – Any kind or type of business or service;
- (9) Community Advocates – Civil Rights;
- (10) Other Organizations: colleges or universities, elementary, middle and high schools, etc.;
- (11) Hospital Organizations, Clinic Health Care;
- (12) Emergency Volunteer Organizations: Fire, EMS, Homeless Shelters and Non-Profit Food Pantries;
- (13) Public or Private Museums – Local or National;
- (14) Friends – Non-Related or Open Eligibility (At any age) and
- (15) Relatives – Related – Eligibility Exempts (No age requirement).

(b) Financial restitution shall be granted to Category Users who meet DNA requirements as outlined in **Title I Section 3 Eligible Recipients** and **Title I Section 4 Special Provisions of Eligibility Requirements**. All Category Users 1, 2 and 3 shall have 1-time only rights to claim financial relief with the following conditions of Step 1:

- (1) Over 55 Years of Age;



- (2) Be an Eligible User of Category 1, 2 or 3;
- (3) U.S. Citizen and
- (4) District of Columbia Resident and Registered Voter.

(c) Conditions of disbursement of relief for eligible users, property owners, property occupants, assisted living related occupants, non-homeowners, homeless dwellers:

- (1) Homeowner in the District of Columbia;
- (2) Family Care Taking of Related Elderly Resident;
- (3) Non-Homeowners: Renters, Section 8, Room Renters;
- (4) Community Housing (Public Housing) and
- (5) Home Dwellers: Emergency Shelters, Temporary Shelters, Open Transit Living.

(d) **Property Owner(s)** shall have rights to claim of financial relief upon the following terms:

(1) Primary residence has a balance; Category User shall use proceeds to pay off mortgage balance; the offset difference (whatever the remaining amount) shall be returned to Category User(s).

(2) Category Users 1, 2 and 3 have no mortgage balance on primary residence; total amount due can be released in full to user.

(e) **Family Care Takers** who reside in family lineage homes shall have rights to claim financial relief for Eligible User Categories 1, 2 and 3, and are entitled to request financial relief with the following conditions:

(1) Live-in relatives who are caretakers of elderly relative(s) who are 55 years old with eligibility requirements to receive financial relief and

(2) Category users must reside as a permanent resident occupant with a District of Columbia voter registration card.

(f) **Non-Homeowners** – Renters of apartments, single family homes or condos and Section 8 tenants identified as Category Users 1, 2 or 3 who do not own property as a permanent resident in the District of Columbia; who are eligible for financial relief; Category Users of 1, 2 and 3 who will use the financial restitution to purchase a permanent residence: single family home, townhome, rowhouse, condominium and/or cooperative condo; Users of Categories 1, 2 and 3 shall be qualified to use financial relief under the following conditions:

(1) Minimum 55 Years of Age;

(2) Accept home purchasing voucher in place of financial restitution and

(3) Purchase permanent home in the District of Columbia.

(g) After purchasing of permanent housing with financial certificate, any amount remaining under the financial relief owed is to be refunded to Category Users 1, 2 and 3. Permanent house must be purchased under the certificate value, or if over value, Category User must pay the difference.

(h) **Public Housing Occupants** who are residents in the District of Columbia, who live in the District of Columbia or Federal housing by supporting taxpayer's sponsorship to reside at location identified by the District of Columbia Housing Department. Category 1, Users 1, 2 and 3 must qualify as an eligible recipient with the following conditions:

(1) 55 Years of Age;

(2) District of Columbia Resident with Voter Registration;

(3) Minimum 5 Years as a District of Columbia Resident and

(4) Not on Probation for Murder, Child Molestation or Child Sex Trafficking.

(i) Qualifications to request financial restitution as a Transitional Dweller, as Category Users 1, 2 and 3:

- (1) Over 55 Years of Age;
- (2) Living or Residing in a Temporary Homeless Shelter;
- (3) Living or Residing in an Emergency Shelter;
- (4) District of Columbia Issued Identification Card;
- (5) Voter Registration Card;
- (6) Veterans Administration Identification Card;
- (7) Not on Parole or Probation for Murder or Child Molestation or Child Sex Trafficking;
- (8) Trauma Evaluation and Class(es) for 60 Days of Completion (minimum) with Campus or Offsite Living Quarters;
- (10) Living Standards of Permanent Resident Certification of (90 Days) and
- (11) Counseling on Living in Urban Lifestyle and Neighborly Adjustment Existence.

(j) Form of payment to be used for purchasing of permanent housing in the District of Columbia by Category Users 1, 2 and 3 under the following terms:

(1) Financial certificate for restitution to be used to purchase housing in the District Columbia as a condominium, single family home, row house, cooperative or

(2) develop and build special multifamily building with maximum of 3-bedroom unit each (not to exceed family size) or minimum of 1-bedroom (bedroom size 10' x 12' minimum).

(k) Deducted amount from financial relief age as noted for Individual Users 1, 2, 3 and special provisions Section 4.

(l) Payment schedule for relief in the District of Columbia as Eligible Users of Categories 1, 2 and 3, as noted in *Title I Section 3* and *Section 4*, age required for a 1-time claim for restitution based on age qualification and housing index cost in the District of Columbia and trauma endurance by age.

<u>Age</u>	<u>Restitution Amount (User Category -1)</u>
55	\$525,000
56	\$530,000
57	\$540,000
58	\$550,000
59	\$560,000
60	\$570,000
61	\$580,000
62	\$590,000
63	\$595,000
64	\$600,000
65	\$610,000
66	\$620,000
67	\$630,000
68	\$640,000

69	\$650,000
70	\$660,000
71	\$670,000
72	\$680,000
73	\$690,000
74	\$700,000
75	\$710,000
76	\$720,000
77	\$730,000
78	\$740,000
79	\$750,000
80	\$760,000
81	\$770,000
82	\$780,000
83	\$790,000
84	\$800,000
85	\$810,000
86	\$820,000
87	\$830,000
88	\$840,000
89	\$850,000
90	\$860,000
91	\$870,000
92	\$880,000
93	\$890,000
94	\$900,000
95	\$920,000
96	\$930,000
97	\$940,000
98	\$950,000
99	\$960,000
100	\$980,000
101	\$990,000
102	\$1,000,000
103	\$1,100,000
104	\$1,200,000
105 (Maximum)	\$1,300,000

**(m) User Category 2 as Identified in Title I Section 3**

<u>Age</u>	<u>Restitution Amount</u>
55	\$262,500
56	\$265,000
57	\$270,000
58	\$275,000
59	\$280,000
60	\$285,000
61	\$290,000
62	\$295,000



63	\$297,500
64	\$300,000
65	\$305,000
66	\$310,000
67	\$315,000
68	\$320,000
69	\$325,000
70	\$330,000
71	\$335,000
72	\$340,000
73	\$345,000
74	\$350,000
75	\$355,000
76	\$360,000
77	\$365,000
78	\$370,000
79	\$375,000
80	\$380,000
81	\$385,000
82	\$390,000
83	\$395,000
84	\$400,000
85	\$405,000
86	\$410,000
87	\$415,000
88	\$420,000
89	\$425,000
90	\$430,000
91	\$435,000
92	\$440,000
93	\$445,000
94	\$450,000
95	\$460,000
96	\$465,000
97	\$470,000
98	\$475,000
99	\$480,000
100	\$490,000
101	\$495,000
102	\$500,000
103	\$550,000
104	\$600,000
105 (Maximum)	\$650,000

**(n) User Category 3 as Identified in Title I Section 3**

<u>Age</u>	<u>Restitution Amount</u>
55	\$175,000
56	\$176,000

57	\$180,000
58	\$183,000
59	\$186,000
60	\$190,000
61	\$193,000
62	\$196,000
63	\$198,000
64	\$200,000
65	\$203,000
66	\$206,000
67	\$210,000
68	\$213,000
69	\$216,000
70	\$220,000
71	\$223,000
72	\$226,000
73	\$230,000
74	\$233,000
75	\$236,000
76	\$240,000
77	\$243,000
78	\$246,000
79	\$250,000
80	\$253,000
81	\$256,000
82	\$260,000
83	\$263,000
84	\$266,000
85	\$270,000
86	\$273,000
87	\$276,000
88	\$280,000
89	\$283,000
90	\$286,000
91	\$290,000
92	\$293,000
93	\$296,000
94	\$300,000
95	\$306,000
96	\$310,000
97	\$313,000
98	\$316,000
99	\$320,000
100	\$326,000
101	\$330,000
102	\$333,000
103	\$366,000
104	\$400,000

105 (Maximum)

\$433,000

(o) Category Users of ***Title I Section 3*** and ***Section 4*** shall not exceed maximum amount listed for financial restitution.

**(p) Archive Eligibility of Financial Restitution for a Will or Trust**

(Eligible Recipients can exercise their rights before this freestanding bill is voted on or funded.)

(q) Eligibility Category Users 1, 2 and 3 and Users of Special Provisions as noted in ***Title I Section 3*** and ***Section 4*** is to outline special procedures how to archive will or trust documents before death of eligible user. The following criteria gives mandatory procedures listed to Eligible Category Users 1, 2 and 3 in order to submit necessary documents for financial restitution owed to individual while waiting for funding to be deposited or released to Individual Eligible Users of Categories 1, 2 and 3. The archive data shall be of the following procedure:

- (1) Must be Over 55 Years of Age;
- (2) DNA Test from a Certified Company inside the Borders of the United States; (with date of test administered and lab issued);
- (3) Picture ID of User, which is a Government or State Issued Passport, Veterans Administration ID, Driver's License ID, Non-Drivers ID or College ID;
- (4) Form 1870 Exit Relief Form of the District of Columbia by American Recovery Trust Corporation. (Must be completed and submitted 90 days after receipt.)and
- (5) Notarized will of Use of Proceeds (Must have name and street address, with e-mail address of beneficiaries.).

**Title II Section. 8. Benefits Resolutions.**

(a) Purpose of **Section 8** known as Benefits Resolutions is to list all categories of benefits, which Users are entitled to and due for working or productive life necessities in the District of Columbia as an individual or pre existing or newly formed family, within any ward of the District of Columbia.

(b) The minimum age of 17 years old as a Category 1, 2 or 3 User shall be entitled to exercise use of benefits, with exception of some categories, which have other minimum age requirements of eligibility of use.

(c) This category has no maximum age limit on use of benefits for working life or productive life benefits for any eligible Category Users 1, 2 and 3, as listed in ***Title I Section 3*** and ***Section 4***. Benefits Resolutions categories as listed for Category Users 1, 2 and 3 are as follows for categories 1 – 11 listed below:

- (1). Homeownership;
- (2) Legal Support;
- (3) Education;
- (4) Family Protection;
- (5) Employment and Career Support;
- (6) Tax Immunity;
- (7) Business Aid;



- (8) Community Business;
- (9) Real Estate Development;
- (10) Agriculture Business and
- (11} Manufacturing Business Support.

**(d) Benefits Category 1 Homeownership**

(1)The following list of type of structure and kind of usage with)time commitment of residency in any ward of the District of Columbia are in this (t)(4).

All ownership status will have automatic and absolute acceptance of home purchasing through 30% of monthly income of Eligible Recipients.

(2) Eligible Recipients as noted in ***Title I Section 3*** and ***Section 4***, the following terms of purchasing a home in the District of Columbia in any ward inside the boundaries of city terms and conditions to purchase home.

- (A) Reside in District of Columbia for a Minimum of 5 Years;
- (B) 24 Years of Age Minimum;
- (C) \$500 Down Payment to Purchase, \$1000 Closing Fixed Cost;
- (D) 30-Day Class on Purchase Rights and Homeownership by a District of Columbia Realtor;
- (E) Proof of income (annual tax return, 4 payroll paystubs, CPA statement of earnings) and
- (F) Exempt credit score needed for purchase of property in the District of Columbia.

(3) Purchaser/Homeowner shall have protective rights if employer, business contract or a decline in any kind of wages earned through documented proof of earnings will be eligible to volunteer in any capacity for 20 hours per week at any of the listed type of organizations such as:

- (A) Faith-Based Organization;
- (B) New and Small Business Start-Up;
- (C) District of Columbia Government Agencies;
- (D) District of Columbia School Board;
- (E) Metro Transit;
- (F) Construction Company Small or Large;
- (G) Retail Establishment;
- (H) Federal Government Agencies;
- (I) Community Advocacy Group;
- (J) Political Party Campaign;
- (K) Community Protection;
- (L) Community Small Business;
- (M) Restricted from Volunteering to KKK, Neo-Nazi or any Domestic or International and
- (N) Terrorist Groups.

(4) Classifications of homeownership type for Category Users 1, 2 and 3 as listed: *(Type of home is townhouse, single family, condo, coop condo, coop townhouse and rowhouse describe homes.)*

(A) **Permanent Legacy Home** – District of Columbia property for family residence to remain and not sell, to be willed or inherited by blood relative(s).

(B) **Partial Permanent Legacy Home** – District of Columbia property for family residence to remain in ownership for a period of 25 years as a legacy home. Residents

shall have rights to sell property after 25 years of residency to other Category Users of 1, 2 and 3.

(C) **Transitional Permanent Home** – District of Columbia property for individual who is in need of a timeline residence, not to exceed 12 years in the District of Columbia, with rights to sell to Category 1 Users. This section can be converted into a permanent legacy home for buyer.

(D) **Transitional Investment Home** – District of Columbia property for family of individual who is purchasing a house in any ward in the District of Columbia for a period of 10 years from the closing date. Category Users 1, 2 and 3 or Eligible Recipients shall have automatic rights to sell property to any individual or family without restrictions of ownership sale of home.

**(e) Benefits Category 2 Legal Support**

(1) The legal support benefit Category 2 is designed to give legal support in case of a court case for Plaintiff(s) or Defendant(s) of Category Users 1, 2 and 3 who will need legal support in the following: District of Columbia Superior Court, United States Federal Court, District of Columbia Court of Appeals and United States Federal Court of Appeals or any other local or federal court where civil or criminal cases are heard.

2) Category Users of 1, 2 and 3 shall be entitled to use legal support services as an individual, community or business (Sole Proprietor, LLC, Corporation, 501(c)(3), 501(c)(4), LTD, P.C.) listed below as:

- (A) Contracts – Business or Personnel;
- (B) Anti-Trust (Plaintiff only);
- (C) Tortious Interference (Business or Individual);
- (D) Bankruptcy;
- (E) Civil Action (Plaintiff or Defendant) ;
- (F) Law Enforcement Abuse / Uniform Reporting Law Enforcement Improvement; Act (Plaintiff) ;
- (G) Criminal (Plaintiff or Defendant);
- (H) Intellectual Property;
- (I) Tax Dispute (Personal, Real Estate);
- (J) Employee Wrongful Termination (Plaintiff);
- (K) Domestic Violence (Plaintiff or Defendant);
- (L) Landlord and Tenant (Plaintiff or Defendant);
- (M) Product Liability (Plaintiff or Defendant);
- (N) Business (Plaintiff or Defendant);
- (O) Real Estate (Plaintiff or Defendant)
- (P) Family Law / Divorce (Plaintiff or Defendant);
- (Q) Traffic Violations (Defendant);
- (R) Patents and Inventions;
- (S) Discrimination (Plaintiff or Defendant) and
- (T) Slander and Liabe (Plaintiff).

**(f) Benefits Category 3 Education**

(1) The Education Category of 3 known as *Title II Section 8* is designed for admissions acceptance, financial support, debt forgiveness, refund of tuition and athlete support.

(2) The supporting claim of injuries is known because of the injuries outlined in *Title I Section 2*, which identifies all injuries to Category Users 1 and 2 of USARADC.

Qualified Recipients should meet the following conditions to use education benefits of Category Users 1, 2 and 3, to attend a college or university within domestic or international boundaries.

(3) **Admissions Conditions** to use education benefits by Category Users 1, 2 and 3:

- (A) Minimum Age of 16 Years Old with Parental Consent;
- (B) Maximum Age No Limitations;
- (C) Must be a United States Citizen;
- (D) Must have a High School Diploma or GED by any Age Group;
- (E) Meet Category Users 1, 2 and 3 Qualifications and
- (F) Meet Optional Special Provisions Eligibility Use of **Title I Section 4** (as described)

(4) **Admission Category** Users shall be exempt from testing procedures known as ACT, SAT, GMAT, GRE, LSAT and MCAT for entrance or admission test score requirements, to be admitted into any college or university that is located where slavery was approved, agreed to, or received investments from slave labor of enslaved ancestors known inside these areas of the United States of America: AL, AR, LA, TX, DC, MO, MS, VA, RI, MA, NY, KY, GA, FL, CT, VT, NH, WV, NC, SC, TN, NJ, DE, MD, IL, KS, IN, PA

(5) **Supporting injury claims - United States slavery, Jim Crow Laws, civil right Discrimination.**

(A) **Financial Support** Category Users 1, 2 and 3 shall be entitled for exemption status (fulltime, part time, adult learning over 30 years old), if paying tuition at any college or university of choice where slavery existed in any state, territory, district or colony within the United States of America, undergrad and graduate fields of interest only with a payment of \$50.00 USD per semester until receiving diploma or credentials.

Candidates for PhD, JD, MD, DDS fields of interest shall pay \$150.00 USD per year, fulltime or part time status, until completion of specialized degrees are obtained by Category Users 1, 2 and 3, at academic institutions where slavery existed in the state location or institution invested in slavery, in the United States of America.

(B) **Debt Forgiveness** of Category Users 1, 2 and 3 of college tuition debt shall be paid on the following scale listed:

(i) Category 1	Debt Forgiveness	100%
(ii) Category 2	Debt Forgiveness	50%
(iii) Category 3	Debt Forgiveness	50%

Debt forgiveness applies to undergrad, graduate or any recipients of a PhD, DDS, MD or JD of any field of interest or study restricted from non-graduating students.

Non-graduating students shall receive 50% reduction with rights to complete any field of study or interest, with special payment exemption as per financial support listed and admission standards for exempt admissions at any college or university where slavery existed or shareholders, investors who supported university or college.

(C) **Refund of Tuition** of Category Users 1, 2 and 3 shall be entitled to receive refund 1-time from institution paid for individual or offspring at any university or college in a state or territory where slavery existed in the United States of America, or investment of slave labor in the United States of America.

(Natural or Adopted) **Refund Scale:**

Category 1	100%	(Graduate)
Category 1	50%	(Non-Graduate)
Category 2	50%	(Graduate)
Category 2	25%	(Non-Graduate)



Category 3 50% (Graduate)  
 Category 3 25% (Non-Graduate)

(D) **Athletic Support** of Category Users 1, 2 and 3 male or female shall be entitled to receive financial relief for playing collegiate sports as a starter or backup player on the teams’ rosters, for any period of time. Athletes shall be given financial payments per game relating to any sport of participation, with a maximum of 2 collegiate sporting interests. Financial restitution shall apply to colleges and universities founded inside of former slave holding states, territories or colonies, to include colleges or universities which invested or had shareholders who owned slaves in the United States of America. Collegiate athletes shall be paid by the sport season as a player starting or backup player on the team. Participation shall be defined by Category Users 1, 2 and 3 stipends, which shall be weekly when season begins, and 2 months of training during off-season of designated sport category.

<u>(Starter) Category User</u>	<u>Payment Off-Season</u>	<u>Payment Season</u>
1	\$400.00 / week	\$500.00 / week
2	\$400.00 / week	\$500.00 / week
3	\$400.00 / week	\$500.00 / week
<u>(Backup) Category User</u>	<u>Payment Off-Season</u>	<u>Payment Season</u>
1	\$250.00 / week	\$350.00 / week
2	\$250.00 / week	\$350.00 / week
3	\$250.00 / week	\$350.00 / week

Payrate will increase by 10% every 4 years if inflation level increases.

**(g) Benefits Category 4 Family Protection**

(1) Category is designed to prevent family separation of children of marriage, after divorce granted by court system in the District of Columbia. Installment of payment bonds for child support relief until child turns 18 years old. In the District of Columbia, payment bonds will be issued by Actors who insured enslaved Africans, to arrive to the Americas.

(2) Category 1 and 2 Users shall have entitlement to relief pending divorce to prevent felony criminal charges.

(3) Refund of 100% child support payments of Category Users 1 and 2 who reside in the District of Columbia and paid into the District of Columbia’s child support payment system. Payers shall pay Category Users in full, with proof of payment from District of Columbia Child Support Department.

**(h) Benefits Category 5 Employment and Career Support**

(1) The category known as Employment and Career Support for Category Users 1, 2 and 3 to sustain **employment support** for a minimum time frame of 8 years pending positions hired to perform as per service or professional industry of any company, LTD, LLC, Inc., or entity with a long-term contract in the District of Columbia which exceeds 3 years, to provide any kind of services and keep workforce in the boundaries of the District of Columbia. If contract is awarded to a different entity, workforce availability from previous contract shall have automatic rights to request employment eligibility hiring because of contract experience, a Category 1 and 2 User in the District of Columbia, with a minimum age of 18 years old and a maximum age of 75 years old for fulltime employment.

(2) **Career Support** for Category 1 and 2 Users only shall have first right of hiring selection of any entity doing business as a Contractor or Service Provider and leasing District of Columbia government property or used District of Columbia bonds to build any kind of

development inside the boundaries of the District of Columbia. Career support shall guarantee long-term career advancement of Category Users 1, 2 and 3 from all entities currently who are financially stable and who has shareholders, board of directors, investors and banking system vehicle, which has ancestry heritage that benefitted from the Transatlantic Slave Trade or served with the Confederate Militia, KKK or any domestic terror groups throughout the United States of America. Entities shall have mandatory permanent employment to Category Users 1, 2 and 3 for a period of 20 years as permanent fulltime employees. All career employment personnel shall complete benefits and first right of position and title advancement for term of career with employer.

**(3) Supporting Injury Claim** – Income and employment disparities for Categories 1 and 2 Actors lineage to slavery and racial discrimination.

**(i) Benefits Category 6 Tax Immunity**

(1) This category represents Tax Immunity or Exemption that is needed for the residents and business owners of the District of Columbia who are Category Users 1, 2 and 3, and who are directly affected by property tax cost in the District of Columbia. Property taxes that are delinquent over \$500.00 USD are subject to immunity from property tax foreclosure if real property is owned by Category Users 1, 2 and 3 taxpayers or property owner(s) of real property in question for delinquent taxes. Property owner(s) of Category 1, 2 and 3 shall have immunity from any tax certificate buyer from foreclosure of real property and advancing ownership rights through court approval.

(2) Category Users 1, 2 and 3 shall have automatic tax deduction of delinquent cost or heirs of property, power of attorney – fact or will which identify a Category User of 1 and 2 even if property has a mortgage, or no mortgage, on real property in the District of Columbia.

(3) Entitled deductions of taxes for real property who are Category Users 1, 2 and 3 shall have a permanent deduction on taxes owed to the District of Columbia based on age of taxpayer as listed when property is in delinquent status or tax category 3

<u>Age</u>	<u>Deduction</u>
18 – 20	30%
21 – 30	35%
31 – 40	38%
41 – 50	40%
51 – 60	42%
61 – 70	45%
71 – 75	55%
75 – 80	65%
81 – 85	75%
86 – 90	80% (maximum deduction)

(4) This immunity can be exercised by Category Users 1, 2 and 3 and can be used 4 times during existence of ownership with payment plan to Office of Tax and Revenue.

(5) Down payment to be paid in cash, certified check or money order payable to the Office of Tax and Revenue for the District of Columbia, Category Users 1, 2 and 3 shall have 12 months to pay on delinquent taxes without interest charges shall start as follows based on age of Category Users 1, 2 and 3

<u>Age</u> <u>New Taxes</u>	<u>Down Payment</u>	<u>Cost Rollover to</u>
18 – 20	\$300.00 USD	Yes
21 – 30	\$ 300.00 USD	Yes

31 – 40	\$750.00 USD	Yes
41 – 50	\$700.00 USD	Yes
51 – 60	\$600.00 USD	Yes
61 – 70	\$500.00 USD	Yes
71 – 75	\$300.00 USD	Yes
76 – 80	\$75.00 USD	Yes
81 – 85	\$50.00 USD	Yes
86 – 90	\$50.00 USD	Yes

(6) Cost rollover means due taxes can be added on to new taxes with a payment schedule to prevent scheduled foreclosure of real property. Tax immunity payment plan can be used a maximum of 8 times to allow Category Users 1, 2 and 3 rights to keep property.

**(7) Supporting Injury Claims**

Category Users 1 and 2 have the highest rate of tax default on property in the District of Columbia, with lack of financial resources due to the Transatlantic Slave Trade and the North American Slavery System, with failed civil rights and now payment of wages for 300 years in the United States of America.

**(j) Benefits Category 7 Business Aid**

(1) This category and is known as Business Aid for Category Users 1 and 2 who have limited resources (contracts, financial, personnel and property ownership) as an experienced or a new startup, with presence of a business in the District of Columbia that is a homebased, temporary office lease or property lease for storage of equipment and fixed building or mobile building.

(2) Category Users of 1 and 2 who have the following qualifications in order to receive business aid in the District of Columbia meet the following requirements:

- (A) Monthly Earning of \$10.00 - \$800.00 USD;
- (B) Registered Business with IRS for 6 Months;
- (C) Credit Score Personal below 600;
- (D) Can Pass a Substance Test If Owner of a Company Providing Construction Services;
- (E) Driver’s License of New Driver ID;
- (F) Bank Account for Business with Checking and Savings;
- (G) Hire a Minimum Employees Who are (Community, Returning Citizens) for a Period of 4 – 8 Months for Employment in the District of Columbia and District of Columbia Address of Business Owner or Business Locations;
- (H) Business Cards;
- (I) Email Address and
- (J) Phone Operational (cell or landline).

(3) Funding allowance and consultant(s) support for qualified Category Users 1 and 2 who are eligible for the following financial and consultant support aid is based on amount requested and length of time to keep business operational in the District of Columbia All business aid recipients must graduate from program in order to advance to larger grant amounts listed.

<u>Grant Amount</u>	<u>Time Allowance</u>	<u>Employees</u>	<u>Graduate Program</u>
\$75,000.00 USD (minimum)	6 months	2	2 months
\$150,000.00 USD	6 months	2	4 months



\$250,000.00	1 year	3	4 months
\$650,000.00	1 year	3	6 months
\$700,000.00	4 years	5	1 year
\$800,000.00	4 years	5	2 years
\$2,000,000.00 (maximum)	6 years	8	3 years

(4) Business aid users of all grant amounts shall come with a consultant. Grants above \$500,000.00 USD must be used to support government or private contracts or purchase real estate for personal use, for business asset and equipment purchase (truck, car, van, lite construction equipment, hand tools and safety gear).

**(k) Benefits Category 8 Community Business**

(1) Category 8 of *Title II Section 8* is designated for community business for Category Users 1, 2 and 3 who reside in the District of Columbia or were born or raised in the District of Columbia, who are in need of financial support, real estate ownership within community as permanent community business or temporary community business, which has an impact on community growth of employment, housing and services of Wards 5, 6, 7 and 8 target wards for community growth and if Category Users 1, 2 and 3 can exercise rights in other wards of 1, 2, 3 and 4 where locations are stable with economic growth through public wealth and income bracket.

(2) Requirements for Category Users 1, 2, and 3 to request partner grant to use for the following kinds of business:

<u>Ward 5, 7 and 8</u>	<u>Estimated Amount</u>	<u>Employee(s)</u>	<u>Years to Commit</u>
Consultant -Permit (3)	\$480,000.00 USD	2	7 years
Legal Practice (4)	\$850,000.00 USD	3	8 years
Medical Clinic (2)	\$900,000.00 USD	4	10 years
Dental Clinic (2)	\$1,500,000.00 USD	4	10 years
Restaurant – Sit Down (3)	\$2,500,000.00 USD	6	10 years
Art Studio (2)	\$500,000.00 USD	3	10 years
Supermarket (1)	\$18,850,000.00 USD	40	15 years
24 Hour Medical Clinic (1)	\$6,500,000.00 USD	20	10 years
Carpentry Service (2)	\$880,000.00 USD	3	10 years
Electrical (3)	\$950,000.00 USD	4	10 years
Architectural Service (2)	\$800,000.00 USD	4	10 years
Home Improvement (3)	\$1,500,000.00 USD	6	10 years
Masonry / Concrete (4)	\$1,000,000.00 USD	4	10 years
Plumbing Service & Repair (2)	\$1,800,000.00 USD	4	10 years
HVAC Service & Repair (2)	\$1,800,000.00 USD	4	10 years

(3) All partner grants come with contract agreements which identify use of proceeds to include purchasing of real estate in community, equipment (car, van, truck) tools and electronic. Partner grant does pay for leases of any kind. All Eligible Category Users must sign a commitment of use, with transfer to an Eligible Category 1, 2 and 3 User.

**(4) Supporting Claim of Injury**

All Category Users 1 and 2 have a non-financial support system from the injuries of the Transatlantic Slave Trade and civil rights failure of lack of modern day lenders who do not loan or grant financial support, regardless of wealth and income from business ownership in the District of Columbia for a period of 400 years, due to the North American slavery system of injuries.

**(l) Benefits Category 9 Real Estate Development**

(1) Purpose of this Category 9 Real Estate Development is to grant Category Users 1, 2 and 3 who are seeking rights to develop a building, housing units, multifamily units, condo units and raw land development which does not have access to financial support from a conventional bank or lender of real estate urban development in the District of Columbia.

(2) Category Users 1, 2 and 3 must meet qualifications in order to receive partner loan to develop existing improved property or raw land.

- (A) Rejection letter from 2 banks because of challenged credit score or lack of funds;
- (B) Live in the District of Columbia a minimum of 10 years and registered voter;
- (C) Own 605 of company as shareholder or president;
- (D) List of consultants of 50% from the District of Columbia of Category Users 1, 2 and 3 which will participate in writing or development;
- (E) Partner with projected earnings of project 50%;
- (F) Divorce complaint at time of partner grant loan;
- (G) Architectural plan for proposed development and
- (H) No criminal charges of murder, rape, child molestation of owner or borrower of proceeds to develop project.

(3) Grant / Loan amount for real estate development.

<u>Borrower Classification</u>	<u>Grant/ Loan</u>	<u>Building Type</u>
New Startup Developer	\$3,500,000.00 USD	Residential
New Startup Developer	\$4,500,000.00 USD	Multifamily
1 – 2 Years New Startup	\$5,000,000.00 USD	Residential
1 – 2 Years New Startup	\$8,500,000.00 USD	Multifamily
3 – 5 Years New Startup	\$10, 500,000.00 USD	Mixed Use

(4) Project dollar amount for grant/loan is based on including land acquisition for project development. Eligible Users can jointly combine user grant/loan, if project exceeds development projection cost.

(5) **Supporting Injury Claim:** Category Users 1, 2 and 3 lineage to enslavement does give standard acceptance of new development real estate in the District of Columbia.

**(m) Benefits Category 10 Agriculture Business**

(1) This Category 10 Agriculture Business is in place as a support category for Category Users 1, 2 and 3 who have an interest in owning and developing a farm outside of the District of Columbia. Agriculture products are listed as area in states of VA, MD, NC, PA and DE, with a maximum 4-hour drive range or 200-mile maximum location radius.

(2) Products can be harvested, grown or raised, packaged and processed for human consumption in the District of Columbia. The grant / loan shall be available with proper funding of the USARADC.

(3) Category Users 1, 2 and 3 must commit to selling products to the District of Columbia schools, inmate system, supermarkets and University of the District of Columbia.

(4) Grant / loan amount borrower accept terms of loan if eligible user shall purchase home and machinery to start farming business or purchase existing farm.

<u>Grant Loan Amount</u>	<u>Years of Service</u>	<u>Profit</u>
\$200,000.00 USD	10 years	30%
\$350,000.00 USD	15 years	35%

\$550,000.00 USD	20 years	30%
\$750,000.00 USD	20 years	35%
\$850,000.00 USD	30 years	40%

(5) **Supporting Claim for Injury** Enslaved American worked as farmers feeding entire communities under bondage for 400 years.

**(n) Benefits Category 11 Manufacturing Business Support**

(1) This Category 11 Manufacturing Business Support is designed to give Categories Users 1, 2 and 3 financial and consultant support, to start a new manufacturing business inside or outside the boundaries of the District of Columbia, within a 150-mile radius maximum.

(2) Manufacturing categories of business production are:

- (A) Shoes;
- (B) Hats;
- (C) Uniforms;
- (D) Plastic Pipe – Infrastructure Material;
- (E) Food Products for Human Consumption;
- (F) Furniture – Wood;
- (G) Timber Products – Lumber;
- (H) Masonry Blocks and
- (I) Precast Concrete Panels.

(3) Grant loan partner shall be given to Eligible User 1, 2 and 3 to acquire existing manufacturing business or develop new manufacturing factory in the District of Columbia boundaries or outside of the District of Columbia, inside of international territories of West Indian or Caribbean locations.

**District of Columbia Assembly Manufacturing**

<u>Factory Use</u>	<u>Employees – DC</u>	<u>Ward(s)</u>	<u>Years</u>	<u>Location</u>	<u>Amount</u>	<u>Profit</u>
Hats	5	5, 8	10		\$2,500,000.00 USD	50%
Shoes	5	7	10		\$3,500,000.00 USD	40%
Furniture	6	7	10		\$6,000,000.00 USD	30%
<b>Outside 150-Mile Radius</b>						
Plastic Pipe	3	7, 8	20		\$3,500,000.00 USD	50%
Timber Prod.	4	7, 8	20		\$7, 500,000.00 USD	50%
Masonry Blocks	2	7, 8	20		\$4,500,000.00 USD	50%
Precast Concrete	2	8	20		\$5, 500, 000.00 USD	50%
<b>International – Caribbean</b>						
Hats	2	7	20		\$2,500,000.00 USD	50%
Shoes	2	7	20		\$3,500,000.00 USD	50%
Plastic Pipe	2	5	30		\$5,500,000.00 USD	50%
Masonry Blocks	2	5	30		\$3,500,000.00 USD	50%
Precast Concrete	4	8	30		\$6,500,000.00 USD	50%

(4) Category Users of 1, 2 and 3 shall hire other individuals who will take an interest in continuing manufacturing business after or during production life of factory who are above the age of 18 years old and are District of Columbia residents at wards identified inside the boundaries of the District of Columbia.

**(5) Supporting Claim for Injury**

Manufacturing products are not known to be owned by any Descendants of Enslaved Americans or User Category 2 in the District of Columbia.



**Title II Section. 9. Termination of Benefits or Claims.**

(a) **Purpose of Section 9** of USARADC is to set forth termination standards for users of Categories 1, 2 and 3 to allow eligible recipient users who commit certain crimes or offenses, which violate laws of federal, state or local jurisdiction, whether criminal or civil (non-criminal) offenses.

(b) **Section 9** termination of benefits or claims can be defined as loss of right in total eligibility or partial loss of right in total eligibility.

(c) Such as in the following description listed:

Total loss of rights (**permanent termination**) of benefits and any financial restitution for users of Categories 1, 2 and 3 shall be terminated after court proceedings with verdict by judge court order as declared in written form to eligible recipients of Categories 1, 2 or 3.

(d) Offense or act for termination (Applies to actions or offense committed inside the borders of the United States of America of the District of Columbia.):

- (1) Murder of adult or child;
- (2) Lynching of adult or child;
- (3) Rape of child or adult;
- (4) Castration of adult or child;
- (5) Armed robbery of any kind with murder of adult or child;
- (6) Public terrorist with a weapon that leads to murder or assault;
- (7) Terrorists acts against the U.S. government (explosive devices, arms, chemical agents)
- (8) Hate crimes against people (adult or child) ;
- (10) Treason against the U.S. government;
- (11) Chemical substance selling or trafficking to minors below age 18 and
- (12) Pedophilia and sex trafficking of minors below age 18.

(e) Reinstatement offense of return of benefits or financial restitution for users of Categories 1, 2 and 3 to be granted after parole, probation or acquitted by judge, jury or court: Murder – Self Defense

(f) **Non-Criminal or Civil Offense**

Criminal offense with probation or parole rights after serving sentence ordered by court, judge or jury – users of Category 1, 2 or 3 will be granted to use 50 % of benefits during probation or parole of use after ordered by Court or judge and after completion of parole or prohibition remainder or 50% of benefits to be activated by user.

- (1) Reckless Driving Under the Influence (DUI) ;
- (2) DUI;
- (3) Armed Robbery (without murder) ;
- (4) Breaking in without Proper Entry;
- (5) Assault;
- (6) Public Panhandling;
- (7) Disorderly Conduct;
- (8) Speeding (without accident or hitting a pedestrian) ;

- (9) Driving without a License;
- (10) Marijuana Possession;
- (11) Grand Theft and
- (12) Child Support (deduction of restitution or payment bond).

(g) This Section 9 of the USARADC shall be in effect for 251 years after voted on by public will or special privatization of a United States Corporation in the District of Columbia as a federal district, territory, state or county formed by a state.

**Title II. Section. 10. Sunset Provisions.**

(a) Purpose of **Section 10** is to identify the length of time the Act known as the *United States Adjustment and Recovery Act for the District of Columbia* (USARADC) shall expire after all Financial Obligations and Terms Satisfied by all Category Users 1,2, and 3.

(b) This includes all Actors who are Domestic or International that has caused injuries as listed in Title I. Section 5.

(c) Sunset Provisions of this *Title II Settlement Resolutions Act* shall expire, if no other injuries or new discoveries are exposed on the 8<sup>th</sup> of January 2272 at midnight Eastern Time (ET).

**Title II. Section. 11. 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

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF VIRTUAL PUBLIC HEARING<sup>1</sup>**

**TIME AND PLACE:** Thursday, May 7, 2020, @ 4:00 p.m.  
WebEx – Login Details will be Provided by Noon<sup>2</sup>

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**CASE NO. 20-01 (Office of Planning – Proposed Text Amendment to General Waterfront Regulations)**

**THIS CASE IS OF INTEREST TO ALL ANCs**

On January 24, 2020 the Office of Planning (“OP”) filed a report (the “OP Setdown Report”) that served as a petition to the Zoning Commission for the District of Columbia (the “Commission”) proposing text amendments to the following provisions of the Zoning Regulations (Title 11 of the District of Columbia Municipal Regulations, Zoning Regulations of 2016, to which all references are made unless otherwise specified):

Subtitle C: General Rules

§ 1102 – to change certain uses currently prohibited in the one-hundred (100)-year floodplain to be permitted by special exception subject to specific criteria and review and report by the District Department of Energy and Environment (“DOEE”).

The OP Setdown Report requested flexibility to work with the Office of the Attorney General (“OAG”) on the final text.

The proposed text amendment would apply city-wide.

At its public meeting held on January 27, 2020, the Commission voted to grant OP’s request to set down the proposed text amendment for a public hearing, with flexibility to work with OAG.

The complete record in the case, including the OP Setdown Report and the transcript of the public meeting, can be viewed online at the Office of Zoning website, through the Interactive Zoning Information System (IZIS), at <https://app.dcoz.dc.gov/Content/Search/Search.aspx>.

**PROPOSED TEXT AMENDMENT**

The proposed amendments to the text of the Zoning Regulations are as follows) text to be deleted is marked in ~~bold and strikethrough~~ text; new text is shown in **bold and underline** text).

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<sup>1</sup> This case was previously scheduled for hearing on March 16, 2020. However, due to the Covid-19 pandemic, all public hearings were suspended until further notice. The Commission is now scheduling some rulemaking cases for virtual public hearings and this case is being rescheduled.

<sup>2</sup> Anyone who wishes to participate in this case but cannot do so via WebEx, may submit written comments to the record. (See p. 4, *How to participate as a witness – written statements.*)

**I. Proposed Amendments to Subtitle C, WATERFRONT**

**Section 1102, GENERAL WATERFRONT REGULATIONS, of Chapter 11, WATERFRONT, of Subtitle C, GENERAL RULES, is amended by revising § 1102.4, adding a new § 1102.5, and renumbering current §§ 1102.5 and 1102.6 as new §§ 1102.6 and 1102.7, to read as follows:**

1102.1 A waterfront setback to any building ...

...

1102.4 The following uses ~~are prohibited~~ **shall be permitted as a special exception** within a one hundred (100)-year floodplain (“floodplain”), **if approved by the Board of Zoning Adjustment under Subtitle X, Chapter 9 and subject to the conditions in Subtitle C § 1102.5:**

- (a) Residential uses with only one (1) or two (2) dwelling units;
- (b) Animal sales, care, and boarding;
- (c) Community-based institutional facilities;
- (d) Daytime care;
- (e) Education;
- (f) Emergency shelter;
- (g) Hospital; and
- (h) Lodging.

**1102.5 The following conditions shall apply to any application for a special exception use under Subtitle C § 1102.4:**

- (a) The application shall include an analysis that provides the following:**
  - (1) A site plan showing floodplain boundaries and base flood elevations for the property that is certified by a registered professional engineer, architect, landscape architect, or other qualified person;**



- (2) A description of how the project has been designed to meet applicable flood resistant design and construction standards that is certified by a registered professional engineer, architect, landscape architect, or other qualified person;
  - (3) An evacuation plan that describes the manner in which the property would be safely evacuated before or during the course of a one hundred (100)-year flood event; and
  - (4) A description of how of the proposed use would not result in any adverse impacts to the health or safety for the project's occupants or users due to the proposed use's location in the floodplain; and
- (b) The Office of Zoning shall refer the application to the following agencies for their review and recommendation if filed to the case record within the forty (40)-day period established by Subtitle A § 211:
- (1) District Department of Energy and Environment (DOEE);
  - (2) District of Columbia Fire and Emergency Medical Service Department (FEMS);
  - (3) Metropolitan Police Department (MPD); and
  - (4) The District of Columbia Homeland Security and Emergency Management Agency (HSEMA).

~~1102.5~~ 1102.6 Parking space requirements for the waterfront areas are ...

~~1102.6~~ 1102.7 The following structures and projections may encroach ...

Proposed amendments to the Zoning Regulations of the District of Columbia are authorized pursuant to the Zoning Act of June 20, 1938, (52 Stat. 797), as amended, D.C. Official Code § 6-641.01, *et seq.*

This public hearing will be conducted in accordance with the rulemaking case provisions of Subtitle Z, Chapter 5.

#### How to participate as a witness – oral presentation

Interested persons or representatives of organizations may be heard at the public hearing. All individuals, organizations, or associations wishing to testify in this case are encouraged to inform OZ

of their intent to testify prior to the hearing date. This can be done by mail sent to the address stated below, e-mail ([donna.hanousek@dc.gov](mailto:donna.hanousek@dc.gov)), or by calling (202) 727-0789.

The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The following maximum time limits for oral testimony shall be adhered to and no time may be ceded:

- |    |               |                |
|----|---------------|----------------|
| 1. | Organizations | 5 minutes each |
| 2. | Individuals   | 3 minutes each |

Pursuant to Subtitle Z § 408.4, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

#### **How to participate as a witness – written statements**

Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record. The public is encouraged to submit written testimony through the Interactive Zoning Information System (IZIS) at <https://app.dcoz.dc.gov/Login.aspx>; however, written statements may also be submitted by e-mail to [zcsubmissions@dc.gov](mailto:zcsubmissions@dc.gov). Please include the case number on your submission.

#### **“Great weight” to written report of ANC**

Subtitle Z § 406.2 provides that the written report of an affected ANC shall be given great weight if received at any time prior to the date of a Commission meeting to consider final action, including any continuation thereof on the application, and sets forth the information that the report must contain. Pursuant to Subtitle Z § 406.3, an ANC that wishes to participate in the hearing must file a written report at least seven (7) days in advance of the public hearing and provide the name of the person who is authorized by the ANC to represent it at the hearing.

**FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**ANTHONY J. HOOD, ROBERT E. MILLER, PETER A. SHAPIRO, PETER G. MAY, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY SARA A. BARDIN, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**

**Do you need assistance to participate?** If you need special accommodations or need language assistance services (translation or interpretation), please contact Zee Hill at (202) 727-0312 or [Zelalem.Hill@dc.gov](mailto:Zelalem.Hill@dc.gov) five days in advance of the meeting. These services will be provided free of charge.

**¿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](mailto:Zelalem.Hill@dc.gov) cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

**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](mailto:Zelalem.Hill@dc.gov) cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

**참여하시는데 도움이 필요하세요?** 특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312 로 전화 하시거나 [Zelalem.Hill@dc.gov](mailto:Zelalem.Hill@dc.gov) 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

**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](mailto:Zelalem.Hill@dc.gov) 这些是免费提供的服务。

**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](mailto:Zelalem.Hill@dc.gov) trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

**ለሚሳተፍ ዕርዳታ ያስፈልግዎታል?** የተለየ እርዳታ ከስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ከስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል [Zelalem.Hill@dc.gov](mailto:Zelalem.Hill@dc.gov) ይገናኙ። እነኝህ አገልግሎቶች የሚሰጡት በነጻ ነው።

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF VIRTUAL PUBLIC HEARING<sup>1</sup>**

**TIME AND PLACE:** **Monday, May 4, 2020, @ 4:00 p.m. – 2<sup>nd</sup> Case  
WebEx – Login Details will be Provided by Noon<sup>2</sup>**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Z.C. Case No. 20-04 (Office of Planning - Text Amendment to Subtitle K, Chapter 5 to the Use Requirements of the Capitol Gateway Zone)**

**THIS CASE IS OF INTEREST TO ANC 6D**

On January 31, 2020, the Office of Planning (“OP”) filed with the Office of Zoning a report (the “OP Setdown Report”) that served as a petition to the Zoning Commission for the District of Columbia (the “Commission”) proposing the following amendments to Title 11 of the DCMR (Zoning Regulations of 2016 [the “Zoning Regulations] to which all references herein refer unless otherwise specified):

Subtitle K, Special Purpose Zones – Chapter 5, Capitol Gateway Zones – CG-1 through CG-7:

§ 509.1 – adding Potomac Avenue, S.W. to the designated street list subject to preferred use requirements; and

§ 509.3 – adding a new ground floor use requirement for properties that front on Potomac Avenue, S.W., and clarifying text.

The proposed text amendment would clarify the application of the preferred use requirements to properties with street frontage along Potomac Avenue, S.W.

At its February 10, 2020 public meeting, the Commission voted to grant OP’s request to set down the proposed text amendment for a public hearing and authorized flexibility for OP to work with the Office of the Attorney General to refine the proposed text and add any conforming language as necessary.

The OP Setdown Report also serves as the pre-hearing report required by Subtitle Z § 501.

The complete record in the case, including the OP Setdown Report and transcript of the February 10, 2020, public hearing, can be viewed online at the Office of Zoning website, through the Interactive Zoning Information System (IZIS), at <https://app.dcoz.dc.gov/Content/Search/Search.aspx>.

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<sup>1</sup> Due to the Covid-19 pandemic, the Commission will conduct this hearing virtually using WebEx.

<sup>2</sup> Anyone who wishes to participate in this case but cannot do so via WebEx, may submit written comments to the record. (See p. 3, *How to participate as a witness – written statements.*)



**PROPOSED TEXT AMENDMENT**

The proposed amendments to the text of the Zoning Regulations are as follows) text to be deleted is marked in ~~bold and strikethrough~~ text; new text is shown in **bold and underline** text):

**I. Proposed Amendments to Subtitle K, SPECIAL PURPOSE ZONES**

**Section 509, USE REQUIREMENTS FOR DESIGNATED STREETS (CG), of Chapter 5, CAPITOL GATEWAY ZONES – CG-1 THROUGH CG-7, of Subtitle K, SPECIAL PURPOSE ZONES, is proposed to be amended by adding a new paragraph (d) to § 509.1 and by revising § 509.3, to read as follows:**

509.1 Preferred use requirements shall apply only to the following designated streets:

- (a) First Street, S.E.;
- (b) Half Street, S.E.; ~~and~~
- (c) First Street, S.W.; ~~and~~
- (d) Potomac Avenue, S.W.**

509.2 Preferred uses of this section ...<sup>3</sup>

509.3 Any new building ~~or structure~~ with frontage on the streets identified in Subtitle K § 509.1 shall **comply with the following:**

- (a) ~~Devote~~ **Except for buildings with street frontage on Potomac Avenue, S.W., buildings shall devote** not less than 0.5 FAR of the ground floor gross floor area to one (1) or more of the ~~designated use categories~~ **preferred uses;**
- (b) **For buildings with street frontage on Potomac Avenue, S.W., one (1) or more preferred uses must be provided on the ground floor for a minimum depth of seventy-five feet (75 ft.) from the building's Potomac Avenue frontage;**
- ~~(b)~~ **(c)** Devote no more than twenty-five percent **(25%)** of the ground floor gross floor area ~~retail preferred use~~ requirement to service ~~general or financial~~ uses **(general or financial);**

<sup>3</sup> The uses of this and other ellipses indicate that other provisions exist in the subsection being amended and that the amendment of the provisions does not signify an intent to repeal.

(e) ~~(d)~~ Devote one hundred percent (100%) of the building's street frontage along the designated street to ~~required~~ **preferred** uses except for space devoted to building entrances or required for fire control; **and**

~~(d)~~ **(e)** For good cause shown, the Zoning Commission may authorize interim occupancy **by a non-preferred use** of the preferred use space required by that this subsection ~~by a non-preferred use requires to be reserved for preferred uses~~ for up to five (5) years, provided that:

- (1) The ~~ground floor~~ **interim non-preferred use** space is suitably designed for future occupancy by ~~the a~~ preferred use **space**; and
- (2) The ~~ground floor area~~ **interim non-preferred use space** is designed to fully meet the applicable design regulations of Subtitle K § 510.

Proposed amendments to the Zoning Regulations of the District of Columbia are authorized pursuant to the Zoning Act of June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code § 6-641.01, *et seq.* (2018 Repl.)).

This public hearing will be conducted in accordance with the rulemaking case provisions of Subtitle Z, Chapter 5.

**How to participate as a witness – oral presentation**

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**“Great weight” to written report of ANC**

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**ለሚሳተፍ ዕርዳታ ያስፈልግዎታል?** የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል [Zelalem.Hill@dc.gov](mailto:Zelalem.Hill@dc.gov) ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF VIRTUAL PUBLIC HEARING<sup>1</sup>**

**TIME AND PLACE:** **Monday, May 4, 2020, @ 4:00 p.m. – 1<sup>st</sup> Case  
WebEx – Login Details will be Provided by Noon<sup>2</sup>**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Z.C. Case No. 20-05 (Office of Planning – Text Amendment to Subtitle K, Chapter 8, to the Use Requirements of the Arts Zones)**

**THIS CASE IS OF INTEREST TO ALL ANCs**

On February 14, 2020, the Office of Planning (“OP”) filed with the Office of Zoning a report (the “OP Setdown Report”) that served as a petition to the Zoning Commission (the “Commission”) proposing the following amendments to Title 11 of the District of Columbia Municipal Regulations (Zoning Regulations of 2016 [the “Zoning Regulations] to which all references herein refer unless otherwise specified):

Subtitle K, Special Purpose Zones

Chapter 8, Mixed-Use Arts Zones – ARTS-1 through ARTS-4

§ 811.9 – technical correction of the linear footage numbers for eating and drinking establishments

The proposed text amendment is a technical correction to update the linear footage measurements of the eating and drinking establishment uses in properties in the ARTS zones.

At its February 24, 2020, public meeting, the Commission voted to grant OP’s request to set down the proposed text amendment for a public hearing.

The OP Setdown Report also serves as the pre-hearing report required by Subtitle Z § 501.

The complete record in the case, including the OP Setdown Report and the transcript of the February 24, 2020, public meeting, can be viewed online at the Office of Zoning website, through the Interactive Zoning Information System (IZIS), at <https://app.dcoz.dc.gov/Content/Search/Search.aspx>

**PROPOSED TEXT AMENDMENT**

The proposed amendments to the text of the Zoning Regulations are as follows) text to be deleted is marked in ~~bold and strikethrough~~ text; new text is shown in **bold and underline** text).

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<sup>1</sup> Due to the Covid-19 pandemic, the Commission will conduct this hearing virtually using WebEx.

<sup>2</sup> Anyone who wishes to participate in this case but cannot do so via WebEx, may submit written comments to the record. (See p. 3, *How to participate as a witness – written statements.*)



**I. Proposed Amendments to Subtitle K, SPECIAL PURPOSE ZONES**

Subsection 811.9 of § 811, USE PERMISSIONS (ARTS), of Chapter 8, MIXED-USE UPTOWN ARTS ZONES – ARTS-1 THROUGH ARTS-4, of Subtitle K, SPECIAL PURPOSE ZONES, is proposed to be amended by revising paragraph (a), to read as follows:

811.9 Eating and drinking establishments shall be subject to the following limitations:

- (a) No ~~portion of an eating and drinking establishment located on the ground floor is permitted to occupy~~ more than fifty percent (50%) of the ground floor linear frontage ~~of on the named street within~~ each individual square as set forth in the table below, and within an ARTS zone, shall be devoted to eating and drinking establishments;

**TABLE K § 811.9(a):  
LINEAR FRONTAGE OF EATING AND DRINKING ESTABLISHMENTS**

14th Street, N.W.		U Street, N.W.	
Square	Frontage (feet)	Square	Frontage (feet)
202	222.5	204	305.3
203	310.0	205	618.0
204	320.0	236	523.4
205	430.6	237	538.5
206	399.8	273	<del>225.3</del> <b>303.3</b>
207	450.1	274	340.9
208	400.0	304	192.2
209	380.0	305	186.0
210	203.5	332	189.7
211	<del>304.2</del> <b>296.1</b>	333	187.7
234	253.1	359	96.8
235	310.0	360	<del>230.4</del> <b>240.4</b>
236	320.0	361	251.7
237	380.0		
238	450.0		
239	200.0		
240	391.0		
241	450.0		
242	363.1		
242N	154.5		

- (b) An eating and drinking establishment ...

Proposed amendments to the Zoning Regulations of the District of Columbia are authorized pursuant to the Zoning Act of June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code § 6-641.01, *et seq.* (2018 Repl.)).

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- |    |               |                |
|----|---------------|----------------|
| 1. | Organizations | 5 minutes each |
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**“Great weight” to written report of ANC**

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## OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

ERRATA NOTICE

The Administrator of the Office of Documents and Administrative Issuances (ODAI), pursuant to the authority set forth in § 309 of the District of Columbia Administrative Procedure Act, approved October 21, 1968, as amended (82 Stat. 1203; D.C. Official Code § 2-559 (2016 Repl.)), hereby gives notice of a correction to the Notice of Final Rulemaking and Zoning Commission Order No. 19-15, issued by the Zoning Commission of the District of Columbia and published in the *D.C. Register* on February 14, 2020, at 67 DCR 1543.

The final rulemaking amended Subtitles B (Definitions, Rules of Measurement, and Use Categories), H (Neighborhood Mixed Use (NC) Zones), K (Special Purpose Zones), and U (Use Permissions) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR).

Among other changes, the final rulemaking added “Short-Term Rental” as uses permitted by right as an accessory to a principal residential use in the WR zones in which residential uses are allowed (WR-1 through WR-5 and the WR-7 and WR-8 zones). The final rulemaking included the following numbering mistakes:

- Repeated the existing permission for certain retail uses found in paragraph (l) as a new paragraph (m) in § 911.1;
- Erroneously added the provision applying to the WR-7 zone in § 911.3 instead of § 911.4 – § 911.3 governs the WR-6 zone, in which residential uses are not allowed as a matter of right; while the text applies to the WR-7 zone, governed by § 911.4;
- Erroneously changed § 911.5, which governs the WR-8 zone, to be applicable to the WR-6 zone, which is instead governed by § 911.3.

Therefore, the final rulemaking is corrected to amend § 911 to read as follows (the corrections to the final rulemaking are made below (additions are shown in **bold and underline** text; deletions are shown in ~~**bold and strikethrough**~~ text)):

I. **Amendments to Subtitle K, SPECIAL PURPOSE ZONES**

**Section 911, USE PERMISSIONS (WR), of Chapter 9, WALTER REED ZONES – WR-1 THROUGH WR-8, of Subtitle K, SPECIAL PURPOSE ZONES, is amended by removing a redundant paragraph (m) in § 911.1; and by correcting the zone references in §§ 911.3 through 911.5, to read as follows:**

911.1 The uses in this section shall be permitted as a matter of right in the WR-1 zone, subject to any applicable conditions:

- (a) Agriculture ...<sup>1</sup>

---

<sup>1</sup> The uses of this and other ellipses indicate that other provisions exist in the subsection being amended and that the omission of the provisions does not signify an intent to repeal.



...

(l) Retail subject to the conditions of Subtitle K § 912.10;

~~(m) Retail subject to the conditions of Subtitle K § 912.10;~~

~~(n)~~ **(m)** Short-Term Rental as accessory use to a principal residential use;

~~(o)~~ **(n)** Transportation infrastructure; and

~~(p)~~ **(o)** Utilities, basic.

...

911.3 The uses in this section shall be permitted as a matter of right in the ~~WR-7~~ **WR-6** zone, subject to any applicable conditions:

(a) Agriculture ...

...

(h) Retail; **and**

~~(i) Short-Term Rental as an accessory use to a principal residential use;~~  
**and**

~~(j)~~ **(i)** Transportation infrastructure.

911.4 The uses in this section shall be permitted as a matter of right in the WR-7 zone, subject to any applicable conditions:

(a) Agriculture ...

...

(q) Residential;

(r) Retail subject to the conditions of Subtitle K § 912.10; **and**

**(s) Short-Term Rental as an accessory use to a principal residential use;**  
**and**

~~(t)~~ **(t)** Transportation infrastructure.

911.5 The uses in this section shall be permitted as a matter of right in the ~~WR-6~~ WR-8 zone, subject to any applicable conditions:

(a) Agriculture ...

...

These corrections by this Errata Notice to the Notice of Final Rulemaking is non-substantive in nature and does not alter the intent, application, or purpose of the proposed rules. The rules are effective upon the original publication date of the Notice of Final Rulemaking of February 14, 2020.

Any questions or comments regarding this notice shall be addressed by mail to Victor L. Reid, Esq. Administrator, Office of Documents & Administrative Issuances, 441 4<sup>th</sup> Street, N.W., Suite 520S, Washington, D.C. 20001, email at [victor.reid@dc.gov](mailto:victor.reid@dc.gov), or via telephone at (202) 727-5090.

## DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

**NOTICE OF PROPOSED RULEMAKING**

The Director of the Department of Consumer and Regulatory Affairs, pursuant to the authority set forth in D.C. Official Code § 47-2853.10(a)(12) (2015 Repl.), Section 22a of the District of Columbia Funeral Services Regulatory Act of 1984, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 3-420 (2012 Repl.)), Mayor's Order 2000-70, dated May 2, 2000, and Mayor's Order 2007-216, dated October 5, 2007, hereby gives notice of the intent to adopt, in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, amendments to Chapter 30 (Funeral Directors) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR).

This proposed rulemaking would serve as a general update to the professional license regulations which govern the licensure of funeral directors seeking to practice in the District of Columbia. Specifically, this proposed rulemaking would clarify the existing processes for applicants, clarify eligibility requirements for those seeking licensure, amend certain practice standards for licensees, and allow non-licensed employees to engage in certain activities.

In addition, this rulemaking would impose continuing education requirements on applicants seeking to renew or reinstate a license approved by the Board of Funeral Directors and would establish standards and administrative procedures for the approval and reporting of continuing education credits.

The Director also hereby gives notice of the intent to adopt these rules as final in not less than thirty (30) days after the publication of this notice in the *D.C. Register*. Directions for submitting comments may be found at the end of this notice.

**Chapter 30, FUNERAL DIRECTORS, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:****Section 3001, GENERAL REQUIREMENTS FOR APPLICANTS, is amended to read as follows:****3001 GENERAL REQUIREMENTS FOR APPLICANTS**

- 3001.1 Each applicant for a license as a funeral director in the District of Columbia shall duly file with the Board an application on a form prescribed and provided by the Board.
- 3001.2 Each application shall be sworn to or affirmed before a notary public or, if applicable, by electronic signature or other authentication methods as authorized by the Council of the District of Columbia or the Mayor.
- 3001.3 The proper fees and all required documents shall accompany the application at the time of filing.

- 3001.4 Each applicant shall provide the following:
- (a) A copy of his or her official government-issued photo identification card, such as a driver's license or permanent resident card, as proof that the applicant is at least eighteen (18) years of age;
  - (b) Two (2) recent passport-type photographs of the applicant's face measuring two inches by two inches (2 in. x 2 in.);
  - (c) A business or a home address, which cannot be a post office box number;
  - (d) If an applicant is applying by examination, proof of having completed the education and experience requirements specified by the Board;
  - (e) If an applicant is applying by reciprocity or endorsement, proof of his or her current licensure as a funeral director in another jurisdiction with requirements that are substantially equivalent to those of the District; and
  - (f) Proof that the applicant has met any other requirements established by the Board to ensure the applicant is qualified to engage in the practice of funeral directing.

**Section 3002, LICENSURE AS A FUNERAL DIRECTOR BY EXAMINATION, is amended to read as follows:**

**3002 LICENSURE AS A FUNERAL DIRECTOR BY EXAMINATION**

- 3002.1 An applicant for a license under this section shall furnish proof to the Board that the applicant:
- (a) Is a graduate of a school or college of mortuary science whose course of instruction is accredited by the American Board of Funeral Service Education (ABFSE) and consists of not less than twelve (12) months in duration or is composed of not less than eight hundred and forty (840) hours of study; or
  - (b) Has obtained an associate degree in mortuary science upon completing a two (2) year course of study at a college or university accredited by an accrediting agency or state approval agency which is recognized by the U.S. Secretary of Education in accordance with the Higher Education Act of 1965 (HEA), or whose degree program is accredited by ABFSE; and
  - (c) Has had the following practical experience:
    - (1) If a graduate of a school or college of mortuary science, at least two (2) years of practical experience as an apprentice funeral



director having actually performed the following at a satisfactory level:

- (A) Embalmed at least twenty-five (25) human remains; and
  - (B) Conducted or directed at least twenty-five (25) funerals; or
- (2) If possessing an associate degree in mortuary science, at least one (1) year of practical experience as an apprentice funeral director having actually performed the following at a satisfactory level:
- (A) Embalmed at least twenty-five (25) human remains; and
  - (B) Conducted or directed at least twenty-five (25) funerals; and
- (d) Has achieved a passing grade on all three (3) required examinations specified in § 3002.4.

3002.2 An applicant for a license under this section shall submit with the application a signed statement from each funeral director under whose immediate supervision the apprentice funeral director's duties were performed which shall contain the following information:

- (a) The number of human remains embalmed by the applicant;
- (b) The number of funerals conducted or directed during the period of apprenticeship served under the supervision of the funeral director; and
- (c) A professional evaluation of the applicant's performance.

3002.3 The practical experience required by § 3002.1(c) shall include supervised training in all aspects of the business and practice of funeral directing, including the following:

- (a) The care, disposal, and preservation, by embalming or otherwise, of human remains;
- (b) The sale of funeral goods and services; and
- (c) Business management.

3002.4 The examinations required by §3002.1(d) shall consist of the following:

- (a) The National Board Examination (NBE) administered by the International Conference of Funeral Service Examining Boards (ICFSEB);

- (b) A written examination developed by the Board, which shall include specific questions on District laws and regulations concerning the practice of funeral directing; and
- (c) A practical examination developed by the Board, which may include specific oral questions on manual procedures, anatomical considerations and pathological conditions which are relevant to the proper care, preparation and preservation of human remains.

3002.5 An applicant shall demonstrate receipt of a passing score (as determined by ICFSEB) on the NBE by arranging with the National Testing Service to forward a copy of the applicant's results directly to the Director.

3002.6 The Board shall conduct the practical examination at least two (2) times a year at a date, time, and location determined by the Board.

**Section 3003, LICENSURE AS A FUNERAL DIRECTOR OF CERTAIN PERSONS LICENSED OR PRACTICING ON MAY 22, 1984, is amended to read as follows:**

**3003 [RESERVED]**

**Section 3004, LICENSURE AS A FUNERAL DIRECTOR BY RECIPROCITY, is amended to read as follows:**

**3004 LICENSURE AS A FUNERAL DIRECTOR BY RECIPROCITY OR ENDORSEMENT**

3004.1 An applicant for a license by reciprocity shall furnish proof to the Board that the applicant is currently licensed and in good standing as a funeral director in a state or territory of the United States wherein the requirements for licensure are substantially equal to or exceed those in effect in the District, and which state or territory admits funeral directors licensed by the District in a like manner, by submitting from the state or territory a current certificate of licensure in good standing.

3004.2 An applicant for a license by endorsement shall furnish proof to the Board that the applicant meets the following requirements:

- (a) Is currently licensed and in good standing as a funeral director in a state or territory of the United States wherein the requirements for licensure are substantially similar to those in effect in the District by submitting from the state or territory a current certificate of licensure in good standing; and
- (b) Has practiced continuously in the state or territory of licensure as a funeral director for at least five (5) years preceding his or her application.

- 3004.3 To be licensed under this section, an applicant shall be required to achieve a passing grade, as determined by the Board, on the written examination administered by the Board pursuant to § 3002.4(b).

**Section 3005, LICENSURE AS AN APPRENTICE FUNERAL DIRECTOR, is amended to read as follows:**

**3005 LICENSURE AS AN APPRENTICE FUNERAL DIRECTOR**

- 3005.1 An applicant for a license under this section shall furnish proof to the Board that the applicant is a graduate of or is enrolled in an accredited school or college of mortuary science whose course of instruction is not less than twelve (12) months in duration or is composed of not less than eight hundred and forty (840) hours of study, or has successfully completed or is enrolled in a two (2) year course of study leading to an associate degree in mortuary science, by arranging for a complete, certified transcript, or certificate of enrollment, to be sent directly to the Board from the applicant's school or college of mortuary science.
- 3005.2 To be licensed under this section, an applicant shall achieve a passing grade, as determined by the Board, on a written examination administered by the Board on District laws and regulations related to the practice of funeral directing.

**Section 3006, PERMISSIBLE ACTIVITIES OF FUNERAL DIRECTORS LICENSED IN MARYLAND AND VIRGINIA: COURTESY CARD, is amended to read as follows:**

**3006 COURTESY CARDS FOR FUNERAL DIRECTORS LICENSED IN MARYLAND AND VIRGINIA**

- 3006.1 A person licensed as a funeral director in the state of Maryland or Virginia who is not licensed as a funeral director in the District may, in compliance with the requirements of this section, be issued a courtesy card by the Board, which authorizes that person to do the following:
- (a) File in the District a death certificate of a person deceased in the District; and
  - (b) Transport human remains to the state where the funeral director is licensed to perform funeral services.

**Section 3008, TERM AND RENEWAL OF LICENSES, is amended as follows:**

**Subsection 3008.4 is amended to read as follows:**

- 3008.4 Except as provided in § 3008.5, a license as an apprentice funeral director may not be renewed beyond four (4) years after the date of issuance of the initial

license. If the normal terms of such a license would extend beyond the expiration of this period, the terms of the license shall be shortened so that the four (4) year limitation is not exceeded.

**A new Subsection 3008.5 is added to read as follows:**

- 3008.5 The Board may grant an extension of the four (4) year licensure period and allow an apprentice to renew after expiration if the applicant's failure to complete the apprenticeship requirements was for good cause. For purposes of this subsection, "good cause" includes proof of the following:
- (a) Serious and protracted illness of the applicant, who submits a doctor's statement verifying the illness;
  - (b) The death or serious and protracted illness of a member of the applicant's immediate family, which resulted in the applicant's inability to complete the apprenticeship requirements within the specified time. For the purposes of this subsection, the term "immediate family" means the applicant's spouse and any parent, brother, sister, or child of the applicant and the spouse of any such parent, brother, sister, or child; or
  - (c) Active military service.

**Section 3009, [RESERVED], is amended to read as follows:**

**3009 CONTINUING EDUCATION REQUIREMENTS FOR RENEWAL OR REINSTATEMENT OF A LICENSE**

- 3009.1 This section shall apply to all applicants for the renewal or reinstatement of a license to practice as a funeral director, except those applicants seeking first renewal of a license granted by examination.
- 3009.2 An applicant for renewal of a license shall submit proof pursuant to this section of having completed no less than twelve (12) hours of acceptable continuing professional education during the term of the license.
- 3009.3 An applicant for reinstatement of an expired license or renewal of an inactive license shall submit proof pursuant to this section of having completed no less than twelve (12) hours of acceptable continuing professional education, and an additional six (6) hours of credit in approved continuing education programs for each year the license was expired or inactive, up to a maximum of twenty-four (24) hours. To be creditable, courses shall not have been completed more than two (2) years prior to the date of application.
- 3009.4 An applicant under this section shall submit satisfactory proof of completion of required continuing education credits with the renewal or reinstatement



application. Acceptable documentation shall include, but is not limited to, the following:

- (a) A certificate of successful completion from the sponsor or provider which includes the following information:
  - (1) The name of the sponsor of the program;
  - (2) The name of the program and a description of the subject matter covered;
  - (3) The dates on which the licensee attended the program; and
  - (4) The hours of credit earned; or
- (b) In the case of courses taken at accredited universities and colleges, a certificate, transcript or other proof of satisfactory completion of a course;
- (c) In the case of licensees claiming credit for publication of a technical paper, article, or book, satisfactory proof of its publication during the term of the license; or
- (d) Other comparable proof of having completed an approved course or activity that has been deemed satisfactory by the Board.

3009.5 A continuing education credit shall be valid only if it is part of a program approved by the Board in accordance with § 3010 of this chapter. Licensees are responsible for ensuring that continuing education courses taken to satisfy the Board's renewal or reinstatement requirements are approved by the Board.

3009.6 An applicant for the renewal of a license who fails to complete the continuing education requirements by or before the expiration date may renew the license within thirty (30) days after expiration by completing the outstanding hours and by paying the required late fee. Any hours obtained after licensure expiration and claimed for late renewal shall not be creditable for the next renewal period. Upon renewal, the Board shall deem the applicant to have possessed a valid license during the period between the expiration of the license and its renewal.

3009.7 If an applicant for the renewal of a license fails to complete the continuing education requirements within thirty (30) days after the expiration of the applicant's license, the license shall be deemed to have lapsed on the date of expiration, and the applicant shall be required to apply for reinstatement of the expired license pursuant to § 3308 of this title.

3009.8 The Board may grant an extension of the thirty (30) day period to renew after expiration if the applicant's failure to submit proof of completion of continuing

education requirements was for good cause. For purposes of this subsection, “good cause” includes proof of the following:

- (a) Serious and protracted illness of the applicant, who submits a doctor’s statement verifying the illness;
- (b) The death or serious and protracted illness of a member of the applicant’s immediate family, which resulted in the applicant’s inability to complete the continuing education requirements within the specified time. For the purposes of this subsection, the term “immediate family” means the applicant’s spouse and any parent, brother, sister, or child of the applicant and the spouse of any such parent, brother, sister, or child; or
- (c) Active military service.

3009.9 An extension granted under this section shall not relieve an applicant from complying with the continuing education requirement for the next renewal period.

3009.10 A licensee shall be responsible for documenting his or her completion of the required continuing education and shall bear the burden of providing satisfactory proof of completion and establishing that any program or activity for which credit is claimed merits approval in accordance with § 3010.

3009.11 The Board may, as it deems appropriate, conduct a review of active licensees to verify compliance with the continuing education requirements.

3009.12 If the Board determines that the licensee has not met his or her continuing education requirement in accordance this section, the Board may either grant an additional period of time in which the deficiencies can be cured, or impose disciplinary action in accordance with the Act and D.C. Official Code §§ 47-2853.01 *et seq.*

**Section 3010, [RESERVED], is amended to read as follows:**

**3010 APPROVED CONTINUING EDUCATION PROGRAMS**

3010.1 A continuing education program shall be deemed approved by the Board if the offering is approved, provided or sponsored by one of the following:

- (a) Any recognized national or state society of funeral directors;
- (b) International Conference of Funeral Service Examining Boards (ICFSEB);
- (c) A licensing board of any jurisdiction that regulates the practice of funeral directing;

- (d) Federal or state agencies offering training in the practice of funeral directing or any related topic; or
- (e) Accredited colleges and universities offering courses or training in funeral directing or any related topic.

3010.2 The Board may approve programs or activities covering the following subject areas, including, but not limited to:

- (a) The practice of funeral directing;
- (b) District and federal laws and regulations;
- (c) Ethics and standards of professional practice;
- (d) Occupational health and safety;
- (e) Communicable and infectious disease control;
- (f) Product knowledge; and
- (g) Business management.

3010.3 The Board, in its sole discretion, may approve and grant up to six (6) hours of continuing education credits for each of the following activities that contribute to the growth of an applicant in professional competence in the practice of funeral directing:

- (a) Completion of an undergraduate or graduate course given at an accredited college or university;
- (b) Performing the initial development, substantial updating, or the initial teaching of a conference program or an academic course;
- (c) Authoring or editing a published book, a published chapter in a book, or a published article in a professional journal or other nationally recognized publication; or
- (d) Serving on a committee or task force that addresses technical and regulatory issues related to the professional practice of funeral directing.

**Section 3011, NOTIFICATION OF CHANGE IN ADDRESS OR EMPLOYMENT STATUS, is amended as follows:**

**Subsection 3011.2 is amended to read as follows:**

3011.2 A funeral director who employs an apprentice funeral director shall notify the Board in writing of the employment or termination of the apprentice funeral director within thirty (30) days of the employment or termination of the apprentice funeral director. The notification shall specify the date on which the apprentice funeral director was employed or terminated.

**Subsection 3011.3 is amended to read as follows:**

3011.3 An apprentice funeral director licensed under this chapter whose employment by a funeral director or funeral services establishment is terminated shall, within thirty (30) days of being employed by another funeral director or funeral services establishment, notify the Board in writing of the change in employment.

**Section 3012, DISPUTES OVER THE POSSESSION OF HUMAN REMAINS, is amended to read as follows:**

**3012 [RESERVED]**

**Section 3013, GROUNDS FOR DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE, is amended as follows:**

**Subsections 3013.2(h) and (i)(1) are amended to read as follows:**

- (h) Performed embalming services without specific written or verbal authorization by the next of kin, except in the case of a demonstrated emergency where the public health, welfare, or safety would be endangered. In those cases where verbal authorization is initially received, the funeral director shall obtain a written authorization as soon as possible.
- (i) Acted in a manner inconsistent with the health, welfare, or safety of the public, including, but not limited to, the following:
  - (1) Permitting anyone other than a licensed funeral director to make arrangements-on his or her behalf, or on behalf of any other funeral director or funeral services establishment;

**Subsection 3013.3(e) is amended to read as follows:**

- (e) Initiating contact with the next of kin, relations, friends, or associates of the deceased in order to provide funeral service or disposition of the



deceased without being contacted by the next of kin or his or her representative, excluding general advertising.

**Section 3099, DEFINITIONS, Subsection 3099.1, is amended by adding or amending the following terms and definitions:**

**Making arrangements** – conducting an arrangement conference with a consumer or a consumer’s designee to facilitate the selection or sale of funeral goods and services, such as caskets, urns, and outer burial containers, the execution of funeral contracts for goods and services on behalf of a funeral services establishment, and the explanation of price lists to consumers. The term does not include the collection of personal effects, such as clothing or photographs, the preparation of death notices for publication, the collection of preliminary information, receipt of payment for services previously arranged by a licensed funeral director, and the distribution of required price lists or other pricing information.

**Practice of funeral directing** - the care, preservation, disposal, or preparation of human remains for funeral services, burial, cremation, or transportation, which includes-making arrangements for the provision of these services, and the performance of such services pursuant to a preneed contract.

All persons desiring to comment on these proposed regulations should submit comments in writing to Jonathan Kuhl, Chief of External Affairs, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, S.W., 5th Floor, Washington, D.C. 20024 or via e-mail at [Jonathan.Kuhl1@dc.gov](mailto:Jonathan.Kuhl1@dc.gov), not later than thirty (30) days after publication of this notice in the *D.C. Register*. Persons with questions concerning this Notice Proposed Rulemaking should call (202) 442-8945. Copies of the proposed rules can be obtained at [www.dcregs.dc.gov](http://www.dcregs.dc.gov), or from the address listed above.

## DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

**NOTICE OF EMERGENCY RULEMAKING**

The Director of the Department of Consumer and Regulatory Affairs (“Director”), pursuant to paragraph 7(A) of the General Expenses title of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1910, and for other purposes, approved March 3, 1909 (35 Stat. 689; D.C. Official Code § 6-661.01(a) (2012 Repl.)), Mayor’s Order 2013-23, dated January 29, 2013; and in keeping with Mayor’s Order 2020-35, dated February 28, 2020, Mayor’s Order 2020-45, dated March 11, 2020, and Mayor’s Order 2020-46, dated March 11, 2020, hereby gives notice of the adoption of the following amendment, on an emergency basis, to Chapter 1 (DCRA Permits Division Schedule of Fees) of Title 12 (Construction Codes Supplement of 2013), Subtitle M (Fees), of the District of Columbia Municipal Regulations (“DCMR”).

This emergency rulemaking provides the Director with the authority to waive Construction Codes permit fees for construction directly related to preparation, response, mitigation, or recovery efforts arising from COVID-19 for the duration of the public emergency and public health emergencies declared by Mayor Muriel Bowser on March 11, 2020.

This emergency rulemaking is necessary to protect the health, safety, and well-being of the District of Columbia as it responds to the COVID-19 global pandemic. During the declared public health emergency, structures may need to be constructed expeditiously as part of the District’s response and without being hindered or delayed because of fees.

This emergency rulemaking was adopted on March 27, 2020. This emergency rulemaking will remain in effect for up to one hundred twenty (120) days from the date of adoption, expiring July 25, 2020.

**Chapter 1, DCRA PERMITS DIVISION SCHEDULE OF FEES, of Title 12-M DCMR, FEES, is amended as follows:****Section 101, BUILDING PERMIT FEES, is amended as follows:****A new Subsection 101.2 is added to read as follows:**

101.2           The Director may, at his or her discretion, waive the fees imposed by Subsection 101.1 during the public and public health emergencies declared by Mayor’s Orders 2020-45 and 2020-46, dated March 11, 2020, and during any extension of those emergencies, for construction directly related to preparation, response, mitigation, or recovery efforts arising from COVID-19.

## DEPARTMENT OF HEALTH

NOTICE OF EMERGENCY RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.* (2016 Repl.)), as amended, and Mayor's Order 98-140, dated August 20, 1998, hereby gives notice of her adoption, on an emergency basis, of the following amendment to Chapter 93 (Home Health Aides) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR).

The emergency rules will temporarily waive the requirement for certain certified nurse aides who are applying for certification as a home health aide and who are currently employed by Nurse Staffing Agencies that are seeking licensure as a "home support agency," as defined in 22-B DCMR § 9999, to successfully complete the home health aide training program or the bridge to home health aide training program, as provided in 17 DCMR § 9305.1(a), in order to take the home health aide certification examination.

In accordance with Section 3(c) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(c)), emergency action is necessary for the immediate preservation of the health, safety, and welfare of District residents who are in need of at-home services provided by additional nursing assistive personnel. While certified nurse aides are employed by nurse staffing agencies, they can only be deployed in nursing facilities. Many certified nurse aides have significant on-the-job experience in providing assistance with activities of daily living; however, they are not authorized to provide such services to persons in their homes and have mistakenly been deployed to homes by nurse staffing agencies. Many of these nurse staffing agencies are now seeking licensure as a home support agency and will need properly certified home health aides in order to receive their licenses and provide home support services. The existing regulations for certification by examination as a home health aide require an applicant to successfully complete a home health aide training program or a bridge to home health aide training program before the applicant may take the examination required for certification as a home health aide.

If certified nurse aides are required to leave their employment to complete the bridge to home health aide training program, there would be a significant disruption in the availability of services to District seniors and persons with disabilities who desire to live in their homes but require assistance in their daily living activities.

This emergency rulemaking was adopted on October 21, 2019 and became effective on that date. The emergency rulemaking will expire one hundred twenty (120) days from the date of adoption or February 18, 2020.

**Chapter 93, HOME HEALTH AIDES, of Title 17, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:**

**Section 9305, CERTIFICATION BY EXAMINATION, is amended by adding the following subsection:**

9305.4       The Board may waive the requirement of § 9305.1(a) for an applicant who provides proof that he or she is currently a certified nurse aide in the District of Columbia and has worked a minimum of five hundred (500) hours in a home setting as an employee of a nurse staffing agency currently licensed in the District of Columbia that has or is in the process of applying for licensure as a home support agency. If the Board waives this requirement, the applicant shall be permitted to take the certification examination. If the applicant fails to pass the examination, the applicant shall be required to comply with the requirement of § 9305.1(a) in order to again take the certification examination.



## DISTRICT DEPARTMENT OF TRANSPORTATION

NOTICE OF EMERGENCY RULEMAKING

The Director of the District Department of Transportation, pursuant to the authority in Section 11e(a) of the Department of Transportation Establishment Act of 2002 (“Establishment Act”), effective March 6, 2007 (D.C. Law 16-225; D.C. Official Code § 50-921.35(a) (2014 Repl. & 2019 Supp.)), and Mayor’s Order 2009-43, dated March 26, 2009, hereby gives notice of emergency rules that modify Chapter 15 (DC Circulator) of Title 18 (Vehicles and Traffic) of the District of Columbia Municipal Regulations (DCMR).

DDOT is introducing this notice of emergency rulemaking in keeping with the public health emergency declared by Mayor’s Order 2020-045, dated March 11, 2020: Declaration of Public Emergency: Coronavirus (COVID-19). The rulemaking suspends fares so that passengers can enter and exit Circulator buses from the rear door, encouraging social distancing.

The emergency rulemaking is necessitated by an immediate need to preserve the public safety and welfare with safe access to Circulator buses for residents and visitors to use in the District. Allowing residents and visitors to enter and exit the Circulator buses from the rear door (unless the wheelchair-accessible front door is needed) will encourage social distancing, allowing them to practice safe distancing (especially from the driver) as advised by the Centers for Disease Control and Prevention.

This emergency rule was adopted on March 18, 2020 and became effective immediately. This emergency rule will remain in effect until the expiration of Mayor’s Order 2020-45, and any substantially similar successor Mayor’s Order, but no later than July 16, 2028, one hundred twenty (120) days from the date it was adopted.

**Chapter 15, DC CIRCULATOR, of Title 18 DCMR, VEHICLES AND TRAFFIC, is amended by adding a new Section 1504 to read as follows:**

**1504            TEMPORARY FEE SUSPENSION**

1504.1            Notwithstanding Sections 1502 and 1503 of this chapter, the Circulator shall be free of charge for all riders starting on March 18, 2020. It will remain free of charge for the duration of the public health emergency declared by Mayor’s Order 2020-45, dated March 11, 2020, as extended by any successor Mayor’s Order.

## DEPARTMENT OF HEALTH

**NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The Director of the Department of Health, pursuant to the authority set forth in Section 19(a)(3) of the District of Columbia Pharmacist and Pharmacy Regulation Act of 1980, effective September 16, 1980 (D.C. Law 3-98; D.C. Official Code § 47-2885.18 (a)(3) (2015 Repl.); Mayor's Order 98-48, dated April 15, 1998; Section 4902 of the Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731 (2018 Repl.); Section 15 of the District of Columbia Drug Manufacture and Distribution Licensure Act of 1990, effective June 13, 1990, (D.C. Law 8-137; D.C. Official Code § 48-714(a) (2014 Repl.)); and Mayor's Order 98-88, dated May 29, 1998, hereby gives notice of the adoption, on an emergency basis, of the following amendments to Chapter 13 (Prescriptions and Distribution) of Title 22 (Health), Subtitle B (Public Health and Medicine) of the District of Columbia Municipal Regulations (DCMR).

This emergency rulemaking is necessary to protect the health, safety, and welfare of the District's residents by ensuring the continued availability of hydroxychloroquine, chloroquine, and azithromycin to patients who rely on these prescription medications for treatment of FDA-approved medical conditions and diseases to avoid disability, illness, and early death.

The purpose of this rulemaking is to require that pharmacists only dispense hydroxychloroquine, chloroquine, and azithromycin for FDA-approved conditions and treatment or pursuant to the exceptions set forth in this rulemaking.

This emergency rulemaking was adopted on April 2, 2020, and became effective immediately on that date. The emergency rule will expire one hundred twenty (120) days from the date of adoption, July 31, 2020, or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

The Director also gives notice of her intent to adopt this rule, in final in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

**Chapter 13, PRESCRIPTIONS AND DISTRIBUTION, of Title 22-B DCMR, PUBLIC HEALTH AND MEDICINE, is amended as follows:**

**A new Section 1318, PRESCRIPTIONS FOR HYDROXYCHLOROQUINE, CHLOROQUINE, AND AZITHROMYCIN, is added to read as follows:**

**1318            PRESCRIPTIONS FOR HYDROXYCHLOROQUINE, CHLOROQUINE, AND AZITHROMYCIN**

1318.1        Prescription drug orders for Hydroxychloroquine, Chloroquine, or Azithromycin shall only be dispensed as follows:

- (a) If the prescriber has provided a diagnosis code for an FDA-approved use for the drug; or
- (b) If the prescription is written for a COVID-19 diagnosis:
  - (1) The diagnosis shall have been confirmed by a positive test result, which must be documented on the prescription:
  - (2) The prescription shall be limited to not more than a fourteen (14) day supply of Hydroxychloroquine or Chloroquine, and not more than a ten (10) day supply of Azithromycin; and
  - (3) The prescription shall not be refilled. The prescriber must provide a new prescription order.

1318.2 The dispensing of Hydroxychloroquine, Chloroquine, or Azithromycin for patients who are presumptive positive for COVID-19 is prohibited except for use as part of a documented institutional review FDA-approved clinical trial to evaluate the safety and efficacy of the drugs to treat COVID-19. Prescriptions issued pursuant to this exception shall be accompanied by documentation that the patient is enrolled in a clinical trial.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Paralegal Assistant, at [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov), (202) 442-5977.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

## ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2020-059  
April 10, 2020

**SUBJECT:** Delegations of Authority to Execute Actions Authorized by COVID-19 Response Supplemental Emergency Amendment Act of 2020

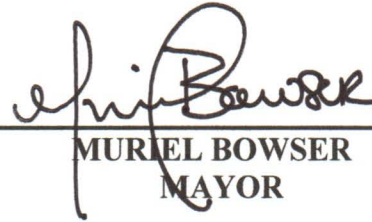
**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in the Mayor of the District of Columbia pursuant to 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.), it is hereby **ORDERED** that:

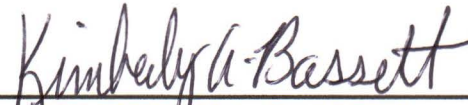
1. The Director of the Department of Employment Services (DOES) is delegated the authority vested in the Mayor by section 103 of the COVID-19 Response Supplemental Emergency Amendment Act of 2020 (the "Act"), effective April 7, 2020, D.C. Act 23-286, to administer and adjudicate any alleged violations by an employer of section 3a of 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.*). The Director of DOES may further delegate any of the authority delegated under this paragraph to subordinates under her jurisdiction.
2. The Chief of the Fire and Emergency Medical Services Department (FEMS) is delegated the authority vested in the Mayor by section 302 of the Act, effective April 7, 2020, D.C. Act 23-286, to reassign personnel of FEMS. The Chief of FEMS may further delegate any of the authority delegated under this paragraph to subordinates under his jurisdiction.
3. The Director of the Department of Health Care Finance (DHCF) is delegated the authority vested in the Mayor by section 403 of the Act, effective April 7, 2020, D.C. Act 23-286 to issue grants to District non-profit and for-profit hospitals to address the impact of COVID-19. The Director of DHCF may further delegate any of the authority delegated under this paragraph to subordinates under his jurisdiction.
4. **DURATION OF DELEGATION:** The delegations authorized in paragraphs 1 through 3 shall remain valid for the duration of the Act and any substantially similar subsequent temporary legislation.



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 2020-060  
April 13, 2020

**SUBJECT:** Delegation of Authority to the Director of the Department of General Services to Procure Goods and Services for Emergency Medical Facilities Related to the Coronavirus (COVID-19) Public Health Emergency

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in the Mayor of the District of Columbia pursuant to section 422(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(11) (2016 Repl.), and in accordance with section 5 of the District of Columbia Public Emergency Act of 1980, effective March 5, 1981, D.C. Law 3-149, D.C. Official Code § 7-2304 (2018 Repl.), section 5a of District of Columbia Public Emergency Act of 1980, effective October 17, 2002, D.C. Law 14-194, D.C. Official Code § 7-2304.01 (2018 Repl.), Mayor's Order 2020-045, dated March 11, 2020, Mayor's Order 2020-046, dated March 11, 2020, and Mayor's Order 2020-050, March 20, 2020, it is hereby **ORDERED** that:

1. The Director of the Department of General Services is delegated the authority vested in the Mayor to procure any goods and services necessary to facilitate the construction of, and procurement for, medical facilities for the testing and treatment of COVID-19 and places of temporary residence for persons quarantined due to COVID-19, including any furniture, fixtures, and equipment needed to operate such facilities and residences.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to March 11, 2020.

  
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 2020-061  
April 13, 2020

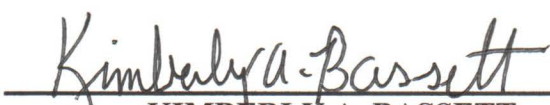
**SUBJECT:** Reappointments and Appointment — District of Columbia Recreational Trails Advisory Committee

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and in accordance with Mayor's Order 96-84, dated June 20, 1996, as amended by Mayor's Order 2007-208, dated September 26, 2007, it is hereby **ORDERED** that:

1. The following individuals are reappointed as non-motorized recreational trail user members of the District of Columbia Recreational Trails Advisory Committee ("Committee"):
  - a. **TOM AMRHEIN**, for a term to end September 10, 2021;
  - b. **MONA RAYSIDE**, for a term to end September 10, 2022; and
  - c. **DEVIN RHINERSON**, for a term to end September 10, 2021.
2. The following individual is appointed as a non-motorized recreational trail user member of the Committee:
  - a. **ANTHONY GOODMAN**, replacing Katie Harris, for a term to end September 10, 2020, and for a new term to end September 10, 2023
3. **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 2020-062  
April 13, 2020

**SUBJECT:** Reappointments and Appointment – For-Hire Vehicle Advisory Council

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the district of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.2(2) (2016 Repl.), and pursuant to section 11a of the Department of For-Hire Vehicles Establishment Act of 1985, effective June 22, 2016, D.C. Law 21-124, D.C. Official Code § 50-301.10a (2019 Supp.), it is hereby **ORDERED** that:

1. The following persons are reappointed, as District residents who operate public or private vehicles-for-hire in the District members of the For-Hire Vehicle Advisory Council (“Council”), for terms to end January 30, 2023:
  - a. **DAWIT DAGNEW**; and
  - b. **ANTHONY THOMAS**.
2. **RYAN SULLIVAN**, is appointed as a representative of companies providing vehicle for-hire industry services in the District member of the Council, replacing Jason Arvanites, for a term to end January 30, 2023.
3. **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 2020-063  
April 15, 2020

**SUBJECT:** Extensions of Public Emergency and Public Health Emergency and Measures to Protect Vulnerable Populations During the COVID-19 Public Health Emergency

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia pursuant to section 422 of the District of Columbia Home Rule Act, approved December 24, 1973, Pub. L. 93-198, 87 Stat. 790, D.C. Official Code § 1-204.22 (2016 Repl.); in accordance with the COVID-19 Response Emergency Amendment Act of 2020, effective March 17, 2020, D.C. Act 23-247, the COVID-19 Response Supplemental Emergency Amendment Act of 2020, effective April 7, 2020, D.C. Act 23-286, and any substantially similar subsequent emergency or temporary legislation; section 5 of the District of Columbia Public Emergency Act of 1980, effective March 5, 1981, D.C. Law 3-149, D.C. Official Code § 7-2304 (2018 Repl.); section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002, D.C. Law 14-194, D.C. Official Code § 7-2304.01 (2018 Repl.); section 1 of An Act To Authorize the Commissioners of the District of Columbia to make regulations to prevent and control the spread of communicable and preventable diseases, approved August 11, 1939, 53 Stat. 1408, D.C. Official Code §§ 7-131 *et seq.* (2012 Repl.); the Developmental Disabilities Service Management Reform Amendment Act of 2006, effective March 14 2007, D.C. Law 16-264, D.C. Official Code §§ 7-761.01 *et seq.*; the Homeless Services Reform Act of 2005, effective October 22, 2005, D.C. Law 16-35, D.C. Code §§ 4-751.01 *et seq.*; the Continuing Care Retirement Communities Act of 2004, effective April 5, 2005, D.C. Law 15-270, D.C. Code § 44-151.01 *et seq.*; the Assisted Living Residence Regulatory Act of 2000, effective June 24, 2000, D.C. Law 13-127, D.C. Official Code §§ 44-101.01 *et seq.*; the District of Columbia Substance Abuse Treatment and Prevention Act of 1989, effective March 15, 1990, D.C. Law 8-80, D.C. Official Code §§ 44-1201 *et seq.*; the Youth Residential Facilities Licensure Act of 1986, effective August 13, 1986, D.C. Law 6-139, D.C. Code §§ 7-2101 *et seq.*; the Health-Care and Community Residence Facility Hospice and Home Care Licensure Act of 1983, effective February 24, 1984, D.C. Law 5-48, D.C. Official Code § 44-501 *et seq.*; section 2 of An Act To Create a Department of Corrections in the District of Columbia, approved, June 27, 1946, 60 Stat. 320, D.C. Official Code §§ 24-211.01–211.08; Mayor's Order 2020-045, dated March 11, 2020, Mayor's Order 2020-046, dated March 11, 2020, Mayor's Order 2020-050, dated March 20, 2020, Mayor's Order 2020-051, dated March 20, 2020, Mayor's Order 2020-053, dated March 24, 2020, and Mayor's Order 2020-054, dated March 30, 2020, it is hereby **ORDERED** that:

**I. BACKGROUND**

1. This Mayor's Order incorporates the findings of prior Mayor's Orders relating to COVID-19.
2. Individuals living, working, and visiting Washington, DC must continue to stay at their place of residence, only leaving for essential activities, essential government functions, essential business, essential travel or allowable recreation.
3. If leaving their residence, all individuals must continue to social distance from others not in their household. Wearing a mask or mouth covering is one tool to protect their own health and the health of others, but it does not replace social distancing.
4. Group facilities and residences pose the threat of rapid rates of transmission of COVID-19 and the government and private sector providers of shelter and health care have a special concern for reducing transmission of COVID-19.
5. This Order mandates protocols that must be implemented at certain facilities and residences in the District where this threat exists and where vulnerable populations reside, while leaving room for evolving standards of care.
6. This Order further extends the public emergency and public health emergency in the District of Columbia through May 15, 2020.

**II. APPLICABILITY**

Sections II through VIII of this Order apply to:

1. Community living residences and facilities for individuals with medical, physical, or other health care conditions that are funded in whole or in part by the District government, including:
  - a. Community residential facilities or other community-based residences for people who are elderly or with physical conditions or intellectual disabilities;
  - b. Congregate care facilities licensed by the District government;
  - c. Intermediate care facilities for individuals with intellectual disabilities;
  - d. Hospice facilities; and
  - e. Substance use disorder residential facilities;
2. Nursing homes and assisted living facilities regulated by the District;



3. Low-barrier and emergency shelters for individuals, families, and youth experiencing homelessness or fleeing domestic violence;
4. The Department of Corrections' Correctional Treatment Facility, Central Cell Block, and Central Detention Facility;
5. The Department of Youth Rehabilitation Services' New Beginnings Youth Development Center and Youth Services Center; and
6. Psychiatric hospitals, including St. Elizabeths Hospital and the Psychiatric Institute of Washington.

**III. DESIGNATION OF INDIVIDUALS PROVIDING DIRECT SUPPORT WITHIN RESIDENCES AND FACILITIES AS HEALTH CARE PROVIDERS**

This Order hereby determines that individuals who provide direct support services within the residences and facilities identified in section II, with the exception of District of Columbia government employees, are considered to be essential health care providers necessary for the District's response to the COVID-19 public health emergency.

**IV. OUTREACH TO CERTAIN VULNERABLE POPULATIONS**

The Department of Health Care Finance (DHCF) shall review its claims data from calendar years 2019 and 2020 to identify beneficiaries who may have an underlying health condition that makes them more vulnerable to severe illness or death from COVID-19. DHCF shall conduct outreach to those individuals to provide them information on steps they may take to lessen the risk of contracting and spreading COVID-19, to determine whether the individual has symptoms of COVID-19, and to provide information on any medical care, case management, or other support that may be appropriate for the individual to address the risks or impacts of COVID-19.

**V. PROTOCOLS REQUIRED AT ALL RESIDENCES AND FACILITIES COVERED BY THIS ORDER**

1. Residences and facilities specified in section II must implement the following protocols for the safety of employees and individuals residing at the facilities:
  - a. Exclude all Visitors and Non-Essential Personnel (as defined in section VII) from entry or access to their facility or residence;
  - b. Screen all individuals, including all employees and essential visitors, to prohibit the entrance of anyone showing symptoms of infection with COVID-19. The screening shall include:

i. A questionnaire on whether the individual is currently exhibiting, or has recently exhibited any COVID-19 or flu-like symptoms or been in contact with a person recently diagnosed with COVID-19; and

ii. A body temperature check.

Emergency personnel are exempt from a screening;

c. Exclude from the facility or residence each employee or essential visitor who has a fever or who exhibits symptoms of COVID-19;

d. Screen all individuals who share a common area such as a ward, unit, floor or restroom facilities, with an individual who tested positive for COVID-19 in the facility. The screening shall include:

i. A questionnaire regarding COVID-19 symptoms;

ii. A temperature check; and

iii. A test for COVID-19 as soon as practicable.

No universal testing shall be conducted for research purposes, but shall be undertaken only for the care of individuals and prevention of the spread of COVID-19;

e. Require each person entering the facility or residence to wash their hands with soap and water for at least twenty (20) seconds or disinfect their hands with an approved hand sanitizer;

f. Cancel all group activities at the facility or residence, except for group activities required to address a medical need;

g. Encourage employees and residents to practice social distancing, including not shaking hands or engaging in any other unnecessary physical contact;

h. Provide adequate sanitizing products, including hand sanitizers or disinfecting wipes, at all entry and exit ways and throughout the residence or facility;

i. Restrict all seating in communal dining areas and allow individuals to pick up "grab and go" prepackaged meals or provide in-room dining services. If not feasible, appropriate social distancing practices must be followed, such as staggering meal times or spacing individuals at least six (6) feet apart;



- j. Encourage and facilitate the use of electronic communication platforms for videoconference or telephone visits with residents, consistent with normal visitation policies and consistent with public safety. If an in-person visit is required, the visit must take place in compliance with the facility's policies. Facilities are encouraged to provide private, secure video or telephonic communication platforms for lawyers and legal guardians;
  - k. Implement regular disinfection procedures for cleaning high-touch surfaces and any shared equipment; and
  - l. Require individuals who have left the facility or residence for care at a hospital for COVID-19 or for any other approved reason to be allowed to return to the facility or residence.
2. Residences and facilities specified in section II of this Order must implement the following protocols for the safety of their workforce and residents:
- a. Inform all employees in writing that they should not come to work if sick and of applicable paid leave provisions;
  - b. Inform all employees in writing of social distancing protocols;
  - c. If feasible, separate all employee workstations by at least six (6) feet or stagger employee shift times or duties to maintain social distance;
  - d. Require all employees providing direct care to individuals or directly involved in food preparation to wear a mask or face covering.
    - i. Facilities and residences should request masks, if the facility or residence is not able to procure such items on its own, from the Local Strategic Medical Supply; and
    - ii. The Emergency Operations Center shall respond to these requests as soon as practicable if supplies are adequate;
  - e. Ensure that all employees have consistent access to running water and soap; tissues and lined trash receptacles; store-bought alcohol-based hand sanitizer that contains at least sixty percent (60%) alcohol if permitted in the facility; and disinfectant spray or wipes;
  - f. Implement the following practices to mitigate the risk of transmission within facilities and residences:
    - i. Any employee witnessing an individual exhibiting symptoms of COVID-19 shall notify the person in charge;

- ii. Direct individuals exhibiting symptoms of COVID-19 to medical care or secure such care and determine or direct the individual to determine whether testing is available for COVID-19;
  - iii. Inform the appropriate District government agency(ies) regulating and overseeing the delivery of services at the facility or residence, or the District government agency with which the facility or residence contracts, when a staff member or resident has tested positive for COVID-19;
  - iv. When notified that an individual has tested positive for COVID-19 with written verification of the positive test result, implement a protocol, in accordance with guidance from the Department of Health, requiring affected employees and individuals to self-quarantine and for sanitization of affected areas of the facility; and
  - v. Require employees who have had confirmed COVID-19 positive test results to present to their supervisor written documentation from a healthcare professional stating that they are approved to return to work before returning to work;
- g. Establish a continuity of operations plan, if not already in place, that provides for continued care or treatment of residents if a significant number of employees are absent from work or if the facility or residence is evacuated (if such evacuation is feasible);
  - h. If applicable, designate a room, unit, or floor of the facility or residence as a separate observation area for newly admitted or readmitted individuals. All new or readmitted residents should be quarantined for fourteen (14) days if feasible;
  - i. If feasible, designate a room, unit, or floor of the facility or residence to care for individuals with known or suspected COVID-19 positive status; and provide similar but separate cohort grouping for those who test negative if feasible; and
  - j. If feasible, designate a cohort of staff assigned to care for residents with known or suspected COVID-19 positive individuals.

## **VI. EMERGENCY FAST TRACK TEMPORARY EMPLOYMENT**

- 1. Given the anticipated staff shortages at facilities and residences for vulnerable persons as COVID-19 continues to spread, the Department of Human Resources, with the Department of Employment Services, is directed to gather and post available positions.



2. The Department of Health is directed to examine its regulations applicable to staffing at such facilities and residences and promulgate emergency rules to promote the rapid and flexible hiring of temporary workers.
3. The Department of Health and Emergency Operations Center are directed to devise and implement a plan for outreach to facilities and residences identified in section II to determine if deployment of members of the Medical Reserve Corps or National Guard would be helpful to temporarily address staff shortages, other than deploying the National Guard to any facility connected to law enforcement.

## VII. DEFINITIONS

1. For the purposes of this Order, the term "Visitors and Non-Essential Personnel" includes:
  - a. Employees, contractors, or members of the public who do not perform treatment, maintenance, support, or administrative tasks deemed essential to the residence or facility; and
  - b. Family members and loved ones of residents and those who have legal authority to make healthcare or other legal decisions for residents, except when a visit is necessary in order for the person with such legal authority to make a healthcare or other legal decision for the resident and a video or telephone visit is not feasible for this purpose.
2. For the purposes of this Order, the term "Visitors and Non-Essential Personnel" does not include:
  - a. Hospice care workers;
  - b. Emergency personnel;
  - c. Lawyers or legal guardians approved for an in-person visit with their client;
  - d. Licensed, registered, or certified health care professionals, including an allied health professional from whom a service cannot safely and effectively be provided via telehealth;
  - e. Individuals present for youth or emergency hearings held at a District government facility;
  - f. Compassionate care visits for end-of-life care for an individual who does not have COVID-19; or
  - g. Regulators, auditors, or court-appointed investigators.

**VIII. SUPERSESSSION, NO PRIVATE RIGHT OF ACTION, AND WAIVER**

1. Any subsequent guidance issued by a subordinate agency that conflicts with or amends the requirements of this Order shall supersede each provision of sections II through VII of this Order, with which it conflicts or which it amends.
2. Facilities and residences shall monitor published guidance from the Department of Health and other regulatory and licensing agencies.
3. Failure of facilities and residences to adhere to or implement the protocols in sections II through VII of this Order does not give rise to any private cause of action.
4. Facilities and residences may apply for a waiver of any provision of sections II through VII of this Order through their licensing, monitoring or regulatory body.

**IX. ENFORCEMENT**

1. Any individual or entity that knowingly violates this Order may be subject to civil, criminal, and administrative penalties authorized by law, including sanctions or penalties for violating D.C. Official Code § 7-2307, including civil fines or summary suspension or revocation of licenses.
2. Individuals should call 311 to report any suspected violations of this or other Mayor's Orders related to the COVID-19 public health emergency.

**X. AMENDMENTS TO PRIOR MAYOR'S ORDERS**

1. Subsection II.1.a of Mayor's Order 2020-054, dated March 30, 2020 is amended to read, "All individuals living in the District, are ordered to stay at their place of residence, except as specified in this Order. All individuals visiting or working in the District are also subject to the provisions in this Order when in the District."
2. A new subsection II.5.e of Mayor's Order 2020-054, dated March 30, 2020, is added to read, "Individuals using taxis, ride-sharing vehicles, or other private transportation providers shall wear a mask or mouth covering."
3. A new subsection II.5.f of Mayor's Order 2020-054, dated March 30, 2020 is added to read, "Employees of and individuals using public transportation are strongly encouraged to wear masks or mouth coverings."
4. A new subsection III.4 of Mayor's Order 2020-053, dated March 24, 2020, is added to read, "Food Sellers, Hotels, Taxis, Ride-sharing companies, and other private transportation providers must require employees and independent contractors to wear gloves and cloth or surgical masks and instruct employees and



independent contractors on safe use. All gloves and masks shall be procured by businesses.”

5. A new subsection III.5 of Mayor's Order 2020-053, dated March 24, 2020, is added to read, “Hotels shall post signage at their entrances instructing all guests and visitors to:
  - a. wear a mask or mouth covering;
  - b. maintain six (6) feet of distance from each other person who is not part of their household;
  - c. cough or sneeze away from other people and into a tissue or one's elbow or sleeve and immediately dispose of the tissue in a safe manner; and
  - d. not shake hands or engage in any other unnecessary physical contact.

**XI. EXTENSION OF VALIDITY OF MEDICAL MARIJUANA REGISTRATION IDENTIFICATION CARDS**

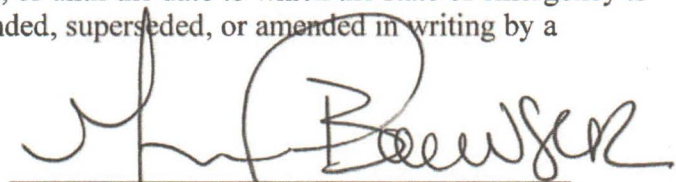
The validity of each medical marijuana registration identification card that would otherwise expire after February 28, 2020 is extended to the date that is forty-five (45) days after the end of the COVID-19 public health emergency.

**XII. EXTENSIONS OF PUBLIC EMERGENCY AND PUBLIC HEALTH EMERGENCY**

1. By this Order, the public emergency and public health emergency declared by Mayor's Orders 2020-045 and 2020-046, respectively, and extended by Mayor's Order 2020-050, are further extended through May 15, 2020.
2. The provisions of all Mayor's Orders concerning the COVID-19 public health emergency shall continue to apply through May 15, 2020.

**XIII. EFFECTIVE DATE AND DURATION**

This Order shall be effective at 12:01 a.m. on April 17, 2020. The Order shall continue to be in effect through May 15, 2020, or until the date to which the state of emergency is extended, or until this Order is rescinded, superseded, or amended in writing by a subsequent Order.



MURIEL BOWSER  
MAYOR

ATTEST: Kimberly A. Bassett  
KIMBERLY A. BASSETT  
SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

**APPLETREE PUBLIC CHARTER SCHOOL AND APPLETREE INSTITUTE****REQUEST FOR PROPOSALS****SCHOOL AND STUDENT FURNITURE FOR TWO LOCATIONS****SOLICITED SY20-21**

AppleTree is seeking an organization to provide school and student furniture for two new public charter schools. Please contact Tony Taylor, Director of Operations and Compliance for details on the RFP. The deadline for responding to the RFP is May 5, 2020 at 5pm. Contact Tony Taylor, Director of Operations and Compliance, 1801 Mississippi Avenue SE, Washington, DC 20020, or e-mail at [Tony.Taylor@appletreepcs.org](mailto:Tony.Taylor@appletreepcs.org).

## DEPARTMENT OF BEHAVIORAL HEALTH

NOTICE

The Director of the Department of Behavioral Health (DBH), pursuant to the authority set forth in sections 5113, 5115, 5117, 5118 and 5119 of the Department of Behavioral Health Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-0061; D.C. Official Code §§ 7-1141.02, 7-1141.04, 7-1141.06, 7-1141.07 and 7-1141.08)(2013 Supp.), hereby gives notice that effective April 10, 2020, DBH will not enforce the requirement in Chapter 34, Title 22-A of the District of Columbia Municipal Regulations, Section 3415.3, that requires the “[t]he Diagnostic/Assessment team shall consist of at least two (2) qualified practitioners.”

Currently, Section 3415.3 requires that two qualified practitioners sign the diagnostic assessment report. Section 3415.13 establishes the licensed clinicians that are authorized to diagnose and assess and Section 3415.14 establishes the licensed clinicians that are authorized to assess only. From April 10, 2020, through July 10, 2020, and unless superseded by subsequent rulemaking, the Department will not enforce the requirement that two separate qualified practitioners sign the diagnostic assessment report as long as the diagnostic assessment report is completed and signed by the licensed clinicians authorized to both diagnose and assess in Section 3415.13, specifically, a (a) Psychiatrist, (b) Psychologist, (c) Licensed Independent Clinical Social Worker, or (d) Advanced Practice Registered Nurse.

The Department plans to publish a new Chapter 34 within the next 90 days to remove the two qualified practitioner requirement.

All questions regarding this Notice should be directed to Christine Phillips, DBH Division of Certification, at 64 New York Ave. NE, 3rd floor, Washington D.C. 20002; e-mail: [christine.phillips@dc.gov](mailto:christine.phillips@dc.gov); telephone: (202) 299-5354.



**CREATIVE MINDS INTERNATIONAL PUBLIC CHARTER SCHOOL****NOTICE OF INTENT TO ENTER SOLE SOURCE CONTRACT****A2S**

Creative Minds International Public Charter School (CMIPCS) located in Washington DC is a District Columbia public charter school serving students from preschool to 8<sup>th</sup> grade.

Pursuant to the School Reform Act, D.C. 38-1802 (SRA) and the DC Public Charter School procurement policy, CMIPCS hereby submits this notice of intent to award a sole source contract to A2S. For more information, contact [heather.hesslink@creativemindspcs.org](mailto:heather.hesslink@creativemindspcs.org) by 12:00 pm April 28, 2020.

**CREATIVE MINDS INTERNATIONAL PUBLIC CHARTER SCHOOL****NOTICE OF INTENT TO ENTER SOLE SOURCE CONTRACT****CMI Maintenance**

Creative Minds International Public Charter School (CMIPCS) located in Washington DC is a District Columbia public charter school serving students from preschool to 8<sup>th</sup> grade.

Pursuant to the School Reform Act, D.C. 38-1802 (SRA) and the DC Public Charter School procurement policy, CMIPCS hereby submits this notice of intent to award a sole source contract to CMI Maintenance. For more information, contact [heather.hesslink@creativemindspcs.org](mailto:heather.hesslink@creativemindspcs.org) by 12:00 pm April 28, 2020.

**DISTRICT OF COLUMBIA  
BOARD OF ELECTIONS****Certification of Filling a Vacancy  
In Advisory Neighborhood Commission**

Pursuant to D.C. Official Code §1-309.06(d)(6)(D), If there is only one person qualified to fill the vacancy within the affected single-member district, the vacancy shall be deemed filled by the qualified person, the Board hereby certifies that the vacancy has been filled in the following single-member district by the individual listed below:

David Cristeal  
Single-Member District 3F01

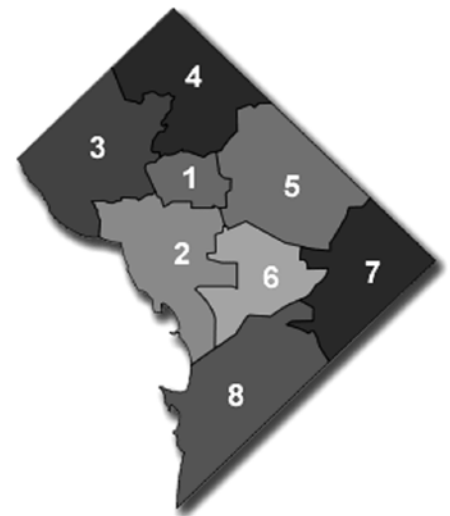
**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
CITYWIDE REGISTRATION SUMMARY  
As of March 31, 2020**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
<b>1</b>	46,538	2,784	572	256	169	11,495	<b>61,814</b>
<b>2</b>	31,307	5,129	225	253	131	10,693	<b>47,738</b>
<b>3</b>	38,411	5,441	334	241	119	11,086	<b>55,632</b>
<b>4</b>	48,186	2,088	512	157	154	9,330	<b>60,427</b>
<b>5</b>	52,914	2,422	582	231	234	10,257	<b>66,640</b>
<b>6</b>	57,342	7,509	501	394	217	14,706	<b>80,669</b>
<b>7</b>	47,7900	1,414	483	117	197	8,008	<b>58,010</b>
<b>8</b>	46,124	1,563	494	138	186	8,820	<b>57,325</b>
<b>Totals</b>	368,612	28,350	3,703	1,787	1,407	84,396	<b>488,255</b>
<b>Percentage By Party</b>	<b>75.49%</b>	<b>5.81%</b>	<b>.76%</b>	<b>.37%</b>	<b>.29%</b>	<b>17.28%</b>	<b>100.00%</b>

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF  
**VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS**  
AS OF THE END OF March 31,2020

COVERING CITY WIDE TOTALS BY:  
**WARD, PRECINCT AND PARTY**

ONE JUDICIARY SQUARE  
1015 HALF STREET, SE SUITE 750  
WASHINGTON, DC 20003  
(202) 727-2525  
<http://www.dcboe.org>





**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 1 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,670	40	11	9	9	306	2,045
22	3,903	397	24	23	10	1,046	5,403
23	2,984	208	39	20	10	771	4,032
24	2,729	239	29	32	5	778	3,812
25	4,002	389	44	20	11	1,025	5,491
35	3,738	186	56	18	13	845	4,856
36	4,409	231	44	18	16	1,039	5,757
37	3,731	182	34	20	24	880	4,871
38	2,999	139	40	12	13	767	3,970
39	4,116	171	61	16	14	978	5,356
40	3,649	173	64	18	7	928	4,839
41	3,806	175	74	22	20	1,048	5,145
42	1,849	88	25	10	6	476	2,454
43	1,846	72	21	8	6	369	2,322
137	1,107	94	6	10	5	239	1,461
<b>TOTALS</b>	<b>46,538</b>	<b>2,784</b>	<b>572</b>	<b>256</b>	<b>169</b>	<b>11,495</b>	<b>61,814</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 2 REGISTRATION SUMMARY  
As Of March 31, 2020**

<b>PRECINCT</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTALS</b>
<b>2</b>	920	159	8	7	7	505	<b>1,606</b>
<b>3</b>	1,798	350	11	17	11	704	<b>2,891</b>
<b>4</b>	2,100	491	10	18	8	808	<b>3,435</b>
<b>5</b>	2,115	534	17	26	11	817	<b>3,520</b>
<b>6</b>	2,455	700	18	22	17	1,259	<b>4,471</b>
<b>13</b>	1,294	198	7	8	5	424	<b>1,936</b>
<b>14</b>	2,592	367	17	25	5	789	<b>3,795</b>
<b>15</b>	3,123	312	29	25	10	873	<b>4,372</b>
<b>16</b>	3,368	405	30	24	14	899	<b>4,740</b>
<b>17</b>	4,800	563	30	41	19	1,435	<b>6,888</b>
<b>129</b>	2,564	387	14	14	10	959	<b>3,948</b>
<b>141</b>	2,547	305	19	15	7	623	<b>3,516</b>
<b>143</b>	1,631	358	15	11	7	598	<b>2,620</b>
<b>TOTALS</b>	<b>31,307</b>	<b>5,129</b>	<b>225</b>	<b>253</b>	<b>131</b>	<b>10,693</b>	<b>47,738</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 3 REGISTRATION SUMMARY  
As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,295	360	10	10	3	549	2,227
8	2,412	555	22	13	10	882	3,840
9	1,252	441	8	11	7	513	2,232
10	1,870	341	18	13	7	685	2,934
11	3,482	664	39	41	17	1,222	5,465
12	510	159	1	3	2	220	895
26	3,008	327	22	18	8	858	4,241
27	2,366	217	24	8	2	548	3,165
28	2,475	382	29	18	10	788	3,702
29	1,316	152	13	8	5	393	1,887
30	1,248	173	12	4	3	304	1,744
31	2,408	282	14	11	10	574	3,299
32	2,778	258	29	13	10	599	3,687
33	2,837	244	24	11	5	656	3,777
34	3,985	325	31	17	7	1,066	5,431
50	2,153	272	16	16	6	536	2,999
136	878	66	9	4	1	253	1,211
138	2,138	223	13	22	6	494	2,896
<b>TOTALS</b>	<b>38,411</b>	<b>5,441</b>	<b>334</b>	<b>241</b>	<b>119</b>	<b>11,086</b>	<b>55,632</b>

**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 4 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,270	56	29	15	6	388	2,764
46	2,974	96	34	13	13	555	3,685
47	3,435	135	38	10	16	4	4,378
48	2,731	120	32	6	3	565	3,457
49	922	37	9	2	8	217	1,195
51	3,252	472	20	11	10	645	4,410
52	1,244	137	10	4	2	240	1,637
53	1,219	63	22	5	4	251	1,564
54	2,178	71	32	3	5	417	2,706
55	2,395	77	19	6	13	430	2,940
56	3,181	97	36	21	13	676	4,024
57	2,224	57	19	9	10	492	2,811
58	2,174	65	19	5	5	381	2,649
59	2,486	75	25	8	7	421	3,022
60	2,175	68	28	8	9	643	2,931
61	1,570	63	17	6	5	304	1,965
62	3,075	111	22	6	2	439	3,655
63	3,707	140	53	6	15	693	4,614
64	2,279	62	17	5	7	402	2,772
65	2,695	86	31	8	1	427	3,248
<b>Totals</b>	<b>48,186</b>	<b>2,088</b>	<b>512</b>	<b>157</b>	<b>154</b>	<b>9,330</b>	<b>60,427</b>



**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 5 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,673	221	64	32	22	1,050	6,062
44	2,716	193	32	14	13	658	3,626
66	4,546	120	38	15	15	708	5,442
67	2,745	98	22	8	8	454	3,335
68	1,905	162	22	10	12	409	2,520
69	2,052	75	15	6	7	302	2,457
70	1,476	61	24	4	6	256	1,827
71	2,406	70	30	12	11	417	2,946
72	4,294	149	40	16	24	773	5,296
73	1,883	96	18	11	8	375	2,391
74	4,833	284	64	20	22	1,055	6,278
75	4,107	212	41	25	16	836	5,237
76	1,650	123	19	12	13	402	2,219
77	2,918	119	30	8	12	558	3,645
78	2,944	104	42	10	12	534	3,646
79	2,099	88	23	5	13	457	2,685
135	3,036	162	35	16	14	620	3,883
139	2,631	85	23	7	6	393	3,145
<b>TOTALS</b>	<b>52,914</b>	<b>2,422</b>	<b>582</b>	<b>231</b>	<b>234</b>	<b>10,257</b>	<b>66,640</b>

**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 6 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,641	562	36	29	19	1,366	6,653
18	4,825	360	47	22	15	1,127	6,396
21	1,151	58	8	9	3	267	1,496
81	4,546	358	46	22	19	970	5,961
82	2,524	255	24	15	4	613	3,435
83	3,417	413	27	31	19	859	4,766
84	1,970	375	18	12	9	529	2,913
85	2,668	499	19	15	5	723	3,929
86	2,185	231	17	8	9	410	2,860
87	2,580	277	14	13	13	601	3,498
88	2,032	280	23	9	7	458	2,809
89	2,694	577	22	18	9	780	4,100
90	1,606	228	18	9	13	488	2,362
91	4,192	399	34	21	17	951	5,614
127	4,113	314	47	23	17	921	5,435
128	2,507	221	26	13	7	643	3,417
130	753	277	6	5	3	256	1,300
131	3,884	1,130	37	50	15	1,302	6,418
142	2,130	296	15	29	4	608	3,082
144	2,924	399	17	41	10	834	4,225
<b>TOTALS</b>	<b>57,342</b>	<b>7,509</b>	<b>501</b>	<b>394</b>	<b>217</b>	<b>14,706</b>	<b>80,669</b>

**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 7 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,421	92	18	6	8	290	1,835
92	1,486	34	16	2	5	252	1,795
93	1,614	47	21	2	8	281	1,973
94	2,969	57	21	6	6	329	2,388
95	1,607	55	14	4	6	289	1,975
96	2,337	71	21	3	10	396	2,838
97	1,363	57	20	3	6	261	1,710
98	1,944	51	23	7	15	329	2,369
99	1,566	51	17	9	13	351	2,007
100	2,543	46	24	7	6	387	3,013
101	1,494	46	17	7	5	218	1,787
102	2,504	66	25	3	15	386	2,999
103	3,419	95	36	8	12	570	4,140
104	3,213	92	38	4	17	565	3,929
105	2,450	78	19	7	12	459	3,025
106	2,783	69	28	4	10	443	3,337
107	1,690	63	16	4	7	276	2,056
108	1,028	28	4	0	3	138	1,201
109	923	31	3	3	1	130	1,091
110	3,737	103	26	7	10	490	4,373
111	2,478	65	35	11	8	471	3,068
113	2,193	55	21	6	8	317	2,600
132	2,028	62	20	4	6	381	2,501
<b>TOTALS</b>	<b>47,790</b>	<b>1,414</b>	<b>483</b>	<b>117</b>	<b>197</b>	<b>8,009</b>	<b>58,010</b>

**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 8 REGISTRATION SUMMARY**  
**As Of March 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,138	58	20	1	8	356	2,581
114	3,992	173	52	22	22	922	5,183
115	2,699	91	31	9	12	653	3,495
116	4,004	101	46	10	15	731	4,907
117	2,208	56	21	9	7	432	2,733
118	2,799	83	41	7	16	502	3,448
119	2,556	106	33	9	17	504	3,225
120	2,139	51	10	7	4	358	2,569
121	3,361	97	27	11	5	572	4,073
122	1,766	66	21	2	9	325	2,189
123	2,372	201	28	17	13	506	3,137
124	2,532	70	19	6	12	408	3,047
125	4,404	106	46	8	15	841	5,420
126	3,884	137	53	13	15	852	4,954
133	1,300	45	8	2	0	201	1,556
134	2,142	57	28	1	4	340	2,572
140	1,828	65	10	4	12	317	2,236
<b>TOTALS</b>	<b>46,124</b>	<b>1,563</b>	<b>494</b>	<b>138</b>	<b>186</b>	<b>8,820</b>	<b>57,325</b>



**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**CITYWIDE REGISTRATION ACTIVITY**

*For voter registration activity between 2/29/2020 and 3/31/2020*

<b>NEW REGISTRATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
<b>Beginning Totals</b>	<b>376,856</b>	<b>28,557</b>	<b>3,662</b>	<b>1,799</b>	<b>1,373</b>	<b>85,173</b>	<b>497,440</b>
Board of Elections Over the Counter	26	0	0	0	0	1	27
Board of Elections by Mail	74	0	0	0	0	0	74
Board of Elections Online Registration	505	5	0	0	3	20	533
Department of Motor Vehicle	1,332	60	3	2	0	106	1,503
Department of Disability Services	1	0	1	0	0	0	2
Office of Aging	0	0	0	0	0	0	0
Federal Postcard Application	0	0	0	0	0	0	0
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	0	0	0	0	0	0	0
Dept. of Youth Rehabilitative Services	0	0	0	0	0	0	0
Department of Corrections	0	0	0	0	0	0	0
Department of Human Services	2	0	0	0	0	1	3
Special / Provisional	0	0	0	0	0	0	0
All Other Sources	79	0	0	0	0	3	82
<b>+Total New Registrations</b>	<b>2,020</b>	<b>65</b>	<b>4</b>	<b>2</b>	<b>3</b>	<b>131</b>	<b>2,225</b>

<b>ACTIVATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
Reinstated from Inactive Status	264	3	2	0	0	8	277
Administrative Corrections	1	0	50	0	39	0	90
<b>+TOTAL ACTIVATIONS</b>	<b>265</b>	<b>3</b>	<b>52</b>	<b>0</b>	<b>39</b>	<b>8</b>	<b>367</b>

<b>DEACTIVATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
Changed to Inactive Status	6,770	1	0	0	0	7	6,778
Moved Out of District (Deleted)	0	0	0	0	0	0	0
Felon (Deleted)	0	0	0	0	0	0	0
Deceased (Deleted)	0	0	0	0	0	0	0
Administrative Corrections	4,109	234	0	12	0	876	5,231
<b>-TOTAL DEACTIVATIONS</b>	<b>10,879</b>	<b>235</b>	<b>0</b>	<b>12</b>	<b>0</b>	<b>883</b>	<b>12,009</b>

<b>AFFILIATION CHANGES</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>
+ Changed To Party	592	60	16	18	8	469
- Changed From Party	-242	-120	-31	-16	-16	-502
<b>ENDING TOTALS</b>	<b>368,612</b>	<b>28,350</b>	<b>3,703</b>	<b>1,787</b>	<b>1,407</b>	<b>84,396</b>

**DEPARTMENT OF ENERGY AND ENVIRONMENT  
BUILDING ENERGY PERFORMANCE STANDARDS TASK FORCE**

**NOTICE OF PUBLIC MEETING**

The Task Force meeting will be held on Tuesday April 14, 2020 from 2:30 p.m. to 4:30 p.m. The meeting will be held virtually and via conference call. Details provided below. The final agenda will be posted on the Department of Energy and Environment’s website at <https://doee.dc.gov/service/building-energy-performance-standards>.

For additional information, please contact: Kate Johnson, Chief, Green Building & Climate Branch, at (202) 299-3355 or [katherine.johnson@dc.gov](mailto:katherine.johnson@dc.gov).

**Meeting Agenda**

- 1. Administrative Items
- 2. Tradable Allowances
- 3. Standard Target Pathway
- 4. Higher Education/Hospital Carve-out
- 5. Extended Alternative Compliance Path for Deep Retrofits
- 6. Announcements

DOEE is only offering a remote meeting option. To join remotely:

.....

To join the meeting on a computer or mobile phone: <https://bluejeans.com/351253671>

Phone Dial-in: +1.408.740.7256, Meeting ID: 351 253 671

**DEPARTMENT OF ENERGY AND ENVIRONMENT  
DISTRICT OF COLUMBIA COMMISSION ON CLIMATE CHANGE AND  
RESILIENCY**

**NOTICE OF RESCHEDULING  
OF PUBLIC MEETING**

The quarterly meeting of the Commission on Climate Change and Resiliency, previously scheduled for Thursday June 11, 2020 from 3:00 p.m. to 5:00 pm, has been rescheduled as follows:

Thursday, June 18, 2020  
One Judiciary Square at 441 4<sup>th</sup> Street, NW  
3:00 to 5:30 pm

Below is the draft agenda for this meeting. For additional information, including updates on location and the final agenda please visit the Commission on Climate Change and Resiliency website at: <https://doee.dc.gov/publication/commission-climate-change-and-resiliency>.

For additional information, please contact: Sarah Barnes, Climate Green Fellow, at [sarah.barnes@dc.gov](mailto:sarah.barnes@dc.gov).

**Draft Meeting Agenda**

1. Call to Order
2. Announcement of a Quorum
3. Approval of the Agenda
4. Approval of Minutes
5. Comments from Community Groups
6. Commission Discussion
7. Adjournment

**DEPARTMENT OF HEALTH  
HEALTH PROFESSIONAL LICENSING ADMINISTRATION**

**NOTICE OF MEETING**

Board of Medicine  
April 29, 2020

On APRIL 29, 2020 at 8:30 am, the Board of Medicine will hold a meeting to consider and discuss a range of matters impacting competency and safety in the practice of medicine.

The meeting will be open to the public from 8:30 am to 10:30 am to discuss various agenda items and any comments and/or concerns from the public.

In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will then move to Closed Session from 10:30 am until 4:45 pm to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations.

The meeting location is 899 North Capitol Street NE, 2<sup>nd</sup> Floor, Washington, DC 20002.

Meeting times and/or locations are subject to change – please visit the Board of Medicine website [www.doh.dc.gov/bomed](http://www.doh.dc.gov/bomed) and select BoMed Calendars and Agendas to view the agenda and any changes that may have occurred.

Executive Director for the Board – Frank B. Meyers, JD



**KIPP DC PUBLIC CHARTER SCHOOLS****REQUEST FOR PROPOSALS****Multi-Campus Painting Services**

KIPP DC is soliciting proposals from qualified vendors for interior painting of classrooms and hallways; and electrostatic painting of stairway bannisters at multiple locations. The RFP can be found on KIPP DC's website at [www.kippdc.org/procurement](http://www.kippdc.org/procurement). Proposals should be uploaded to the website no later than 5:00 PM ET on April 30, 2020. Questions should be addressed to [jason.ray@kippdc.org](mailto:jason.ray@kippdc.org).

**LAYC CAREER ACADEMY PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSAL****STATEMENT OF WORK STUDENT DATA MANAGEMENT & ANALYTICS SERVICES****JULY 1<sup>st</sup> 2020 - JUNE 30<sup>th</sup> 2021****Summary:**

LAYC Career Academy is advertising the opportunity to bid on Student Data Management and Student Data Analytics Services for one (1) year starting July 1st, 2020 with possibility of renewal. Additional specifications outlined in the Request for Proposals (RFP) such as; school information, and service needs may be obtained beginning on April 15, 2020 from Bernadette Kreh, [bernadette@laycca.org](mailto:bernadette@laycca.org). Proposals will be accepted until May 01st, 2020 at 12 PM. All bids not addressing all areas as outlined in the RFP will not be considered.

**About:**

LAYC Career Academy engages and empowers young people between the ages of 16 and 24 by providing a college preparatory education, career training in high-growth occupations and/or college-credit classes.

**Nature of Services — Student Data Management****I. Student Information System Audit & Maintenance**

- SIS Set-up — Review set-up of student information system (SIS) to ensure that system is standardized to function well with PCSB & OSSE databases o School Responsibility: School is responsible for cost of SIS.
- SIS Close-Out — Lead annual close-out of school year in SIS and digital storage of key student data for historical records purposes
- Assessment and/or Program Progress Field Updates company/provider will support adding or updating assessment progress in testing and/or program fields in E-school Plus.
- Custom Fields — Develop custom fields as needed.

**11. Enrollment Data**

- OSSE Enrollment Mapping — Complete initial SIS mapping process to ensure all required fields for OSSE annual enrollment audit are flowing properly.

- School Responsibility: School is responsible for interfacing with SEDS for special education data, as well as maintaining hard copies of student records. Company/provider can assist with trouble-shooting syncing issues between SEDS and SLED.
- Enrollment Maintenance - Ensure OSSE database (SLED) and reports (Qlik) are updated for new student enrollments or withdrawals throughout year. Support the upload or transfer of completed enrollment applications from PowerSchool Enrollment to E-school Plus
- School Responsibility: School is responsible for processing new student enrollment applications, transfers and withdrawals.
- Reconciliations - Perform weekly reconciliation of student information between SIS and OSSE systems.
- Preparation of quarterly College and Career follow up list for staff.

#### 111. Attendance & Discipline Compliance

- SIS/OSSE Calendar Updating — Support in updating the E-school Plus calendar at the beginning and during the school year.
  - o School responsibility: Provide full calendar for the year noting any days of half-days and closures. Update company/provider on weather and emergency-related school closures.
  - o Attendance Updating and Verification — Support in updating student level attendance on a weekly basis; reconcile, verify and correct any discrepancies between SIS and OSSE.
  - o Review daily attendance feeds to flag any potential API connection issues between E-school Plus and Swipe.
  - o School Responsibility: School will be responsible for contacting Swipe vendor or directing Company/provider to resolve any potential issues directly with Swipe.
  - o Discipline Uploads — Upload discipline data to the PCSB on a monthly basis.
  - o School Responsibility: School is responsible for recording on a daily basis whether a student enrolled in the school is present, tardy, or absent (excused, unexcused) in SIS, sending correspondence to parents to advise them of excessive absences or other attendance problems according to established policies and procedures, and recording suspensions and expulsions in SIS.
  - o Discrepancy Reports - Run weekly and monthly discrepancy reports in SIS to ensure information is being recorded properly.

#### IV. Miscellaneous Local, State and Federal Reporting

- Local, State and Federal Reporting — Complete miscellaneous OSSE/PCSB/Federal reporting requirements related to enrollment and attendance.
- Weekly updates of assessment data into the SIS and biweekly updates of program enrollment to PCSB.

- School Responsibility: School is responsible for completing human resources/staffing related reports to OSSE/PCSB/Federal government, e.g., annual Employed Educator Report.

Nature of Services — Student Data Analytics

1. PMI Reporting

- Preparation of templated (Microsoft BI) internal PMF reports for senior leadership meetings. Two reports will be prepared: (1) Based upon 2017-18 frameworks for charter goals monitoring (2) Based upon 2019-20 framework changes

11. Adult Education Exam Analysis

- Analysis of credential and/or program tests including participation rates and pre/post-test levels achieved. Test may include: Adult Basic Education (ABE), BEST (ELL), GED Subject Test(s).

Services may be extended to additional years through mutual written agreement of the parties with respect to price, scope, and period of service.



**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD  
NOTIFICATION OF CHARTER AMENDMENT**

**SUMMARY:** The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request submitted by The Children’s Guild DC Public Charter School (Children’s Guild PCS) on March 11, 2020. The school seeks to amend its charter to operate at an additional facility, effective for school year (SY) 2020-21. The school also submitted a written request on April 3, 2020 to amend its charter by modifying its goals and academic achievement expectations.

Currently in its fifth year of operation, Children’s Guild PCS is an alternative school serving students in kindergarten through eighth grade. Children’s Guild PCS is a single campus local education agency in Ward 5. The school is located at 2146 24th PI NE, and effective for SY 2020-21, the school proposes to operate a second facility at 2130 24th PI NE. The school plans to use its additional space, which is adjacent to its current facility, for physical education and recreation. Children’s Guild PCS also proposes consolidating and eliminating some of its goals and academic achievement expectations, going from 30 goals to seven.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its facility locations and its goals and academic achievement expectations.

**DATES:**

- Comments must be submitted on or before May 19, 2020.
- The public hearing will be on May 19, 2020 at 6:30 pm. For the location, please check [www.dcpsb.org](http://www.dcpsb.org).
- The vote will be on June 22, 2020, at 6:30 pm. For the location, please check [www.dcpsb.org](http://www.dcpsb.org).

**ADDRESSES:** You may submit comments, identified by “The Children’s Guild DC PCS – Notice of Petition to Amend Charter – Additional Facility, Goals and Academic Achievement Expectations,” by any one of the methods listed below.

1. Submit a written comment via
  - a. E-mail: [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org)
  - b. Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010
2. Sign up to testify in person at the public hearing on May 19, 2020 by emailing a request to [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org) no later than 4:00 pm on Thursday, May 14, 2020.

**For Further Information, Contact** Melodi Sampson, Senior Manager of School Quality and Accountability, at [msampson@dcpsb.org](mailto:msampson@dcpsb.org) or 202-330-2046.

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD  
NOTIFICATION OF CHARTER AMENDMENT**

**SUMMARY:** The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request submitted by District of Columbia International School (DCI) on March 6, 2020. DCI seeks to amend its charter by modifying its goals and academic achievement expectations.

Currently in its sixth year of operation, DCI is an International Baccalaureate World School that offers language immersion and instruction in Chinese, French, and Spanish to students in grades six through 12. The school adopted the Performance Management Framework (PMF) as its goals and academic achievement expectations, along with three mission-specific goals. DCI proposes updating its mission-specific goals to account for the school's development and accomplishments over the past five school years.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its goals and academic achievement expectations.

**DATES:**

- Comments must be submitted on or before April 20, 2020.
- The public hearing will be held on April 20, 2020 at 6:30 pm. For the location, please check [www.dcpsb.org](http://www.dcpsb.org).
- The vote will be held on May 19, 2020, at 6:30 pm. For the location, please check [www.dcpsb.org](http://www.dcpsb.org).

**ADDRESSES:** You may submit comments, identified by "DCI - Goals and Academic Achievement Expectations," by any one of the methods listed below.

1. Submit a written comment\* via
  - a. E-mail: [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org)
  - b. Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010
2. Sign up to testify in-person at the public hearing on April 20, 2020 by emailing a request to [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org) no later than 4:00 pm on Thursday, April 16, 2020.

**FOR FURTHER INFORMATION, CONTACT:** Melodi Sampson, Senior Manager of School Quality and Accountability, at [msampson@dcpsb.org](mailto:msampson@dcpsb.org) or 202-330-4046.

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD  
NOTIFICATION OF CHARTER AMENDMENT**

**SUMMARY:** The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request submitted by Goodwill Excel Center Public Charter School (Goodwill Excel PCS) on March 6, 2020. Goodwill Excel PCS seeks to amend its charter by modifying its goals and academic achievement expectations.

Goodwill Excel PCS is an adult-serving, alternative high school in its fourth year of operation. The school seeks to amend its goals and academic achievement expectations. Specifically, Goodwill Excel Center PCS proposes removing its American College Testing (ACT) student achievement goal. It also proposes minor adjustments to business rules used to calculate some of its reading and math goals.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its goals and academic achievement expectations.

**DATES:**

- Comments must be submitted on or before April 20, 2020.
- The public hearing will be held on April 20, 2020 at 6:30 pm. For the location, please check [www.dcpcsb.org](http://www.dcpcsb.org).
- The vote will be held on May 19, 2020, at 6:30 pm. For the location, please check [www.dcpcsb.org](http://www.dcpcsb.org).

**ADDRESSES:** You may submit comments, identified by “Goodwill Excel PCS - Goals and Academic Achievement Expectations,” by any one of the methods listed below.

1. Submit a written comment via
  - a. E-mail: [public.comment@dcpcsb.org](mailto:public.comment@dcpcsb.org)
  - b. Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010
2. Sign up to testify in-person at the public hearing on April 20, 2020 by emailing a request to [public.comment@dcpcsb.org](mailto:public.comment@dcpcsb.org) no later than 4:00 pm on Thursday, April 16, 2020. [son@dcpcsb.org](mailto:son@dcpcsb.org) or 202-330-4046.

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD  
NOTIFICATION OF CHARTER AMENDMENT**

**SUMMARY:** The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request submitted by KIPP DC Public Charter School (KIPP DC PCS) on March 10, 2020 to amend its charter by modifying its curriculum and graduation requirements. The amendment request also includes the introduction of a competency-based learning model.

Currently in its nineteenth year of operation, KIPP DC PCS educates students in grades pre-kindergarten 3 through 12 across 18 campuses. The school proposes launching a High School Success Program, which will provide students with an alternative pathway to a high school diploma. The program is intended to meet the unique academic and social-emotional needs of KIPP DC PCS high school students who largely meet the alternative criteria as defined by the Office of the State Superintendent of Education. The High School Success Program will include flexible programming and wrap-around services. The school plans to pilot the program with 20-40 students during school year 2020-21. KIPP DC PCS will operate the High School Success Program at its KIPP DC - College Preparatory PCS campus.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its curriculum and graduation requirements.

**DATES:**

- Comments must be submitted on or before April 20, 2020.
- The public hearing will be held on April 20, 2020 at 6:30 pm. For the location, please check [www.dcpcsb.org](http://www.dcpcsb.org).
- The vote will be held on May 19, 2020, at 6:30 pm. For the location, please check [www.dcpcsb.org](http://www.dcpcsb.org).

**ADDRESSES:** You may submit comments, identified by “KIPP DC PCS - Notice of Petition to Amend Charter – Curriculum, Graduation Requirements, and Competency-Based Learning,” by any one of the methods listed below.

1. Submit a written comment\* via
  - a) E-mail: [public.comment@dcpcsb.org](mailto:public.comment@dcpcsb.org)
  - b) Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14<sup>th</sup> Street NW, Suite 210, Washington, DC 20010
2. Sign up to testify in-person at the public hearing on April 20, 2020 by emailing a request to [public.comment@dcpcsb.org](mailto:public.comment@dcpcsb.org) no later than 4:00 pm on Thursday, April 16, 2020.

**FOR FURTHER INFORMATION, CONTACT:** Melodi Sampson, Senior Manager of School Quality and Accountability, at [msampson@dcpcsb.org](mailto:msampson@dcpcsb.org) or 202-330-4046.



## PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

## PUBLIC NOTICE

**FORMAL CASE NO. 1159, IN THE MATTER OF THE APPLICATIONS FOR APPROVAL OF BIENNIAL UNDERGROUND INFRASTRUCTURE IMPROVEMENT PROJECTS PLANS AND FINANCING ORDERS,**

The Electric Company Infrastructure Improvement Financing Amendment Act of 2017 (Act), which amended the Electric Company Infrastructure Improvement Financing Act of 2014, became effective on July 11, 2017. The Act authorizes the collection and use by the District of Columbia (District) and the Potomac Electric Power Company (Pepco) of certain charges to finance the undergrounding of certain electric power lines and ancillary facilities in the District. The Act governs Pepco's and the District Department of Transportation's (DDOT) public-private partnership to bury overhead primary power lines to improve electric service reliability and reduce the impact of storm-related outages in the District. This project is commonly known as the D.C. Power Line Undergrounding (DC PLUG) initiative.

On September 30, 2019, DDOT and Pepco filed their joint application for approval of the second biennial Underground Infrastructure Improvement Projects Plan and the second application for a financing order, which included a request for approval of the Underground Project Charge (UPC). On January 24, 2020, the Public Service Commission of the District of Columbia (Commission) issued an order that approved, among other things, the UPC.

The Commission hereby gives notice that on April 1, 2020, Pepco filed for approval of the true-up of the Underground Rider.

Underground Project Charge

The UPC is designed to recover costs incurred by Pepco to place underground the selected feeders and other authorized costs and charges. Pursuant to the Act, the UPC is applicable to Pepco's District of Columbia customers who take electric distribution service, except for customers served under Pepco's Residential Aid Discount Rider. In accordance with D.C. Code §34-1313.15(a), Pepco must file to adjust the UPC no later than April 1 of each year to update forecasted expenditures for the calendar year in which the update is filed and true-up costs and collections for the prior calendar year.<sup>1</sup>

Pepco filed its annual adjustment on April 1, 2020. After adjustment, the Underground Project Charges represent a total decrease of approximately five (5) cents per month for a typical residential customer who uses 648 kWh per month.

The adjusted UPC for each Rate Schedule is as follows:

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<sup>1</sup> Pursuant to D.C. Code § 34-1313.15(e), the proposed rates went into effect April 1, 2020, subject to refund and adjustment.

<b>Rate Schedule</b>	<b>Underground Project Charge (\$/kWh)</b>
Residential Service	(\$0.00003)
Master Metered Apartment Service	(\$0.00001)
General Service – Non-Demand	(\$0.00003)
Temporary Service	(\$0.00003)
General Service – Low Voltage	(\$0.00009)
General Service – Primary Service	(\$0.00006)
Time Metered Medium General Service – Low Voltage	(\$0.00006)
Time Metered General Service – Low Voltage	(\$0.00006)
Time Metered General Service – Primary Service	(\$0.00002)
Time Metered General Service – High Voltage	(\$0.00000)
Rapid Transit Service	(\$0.00004)
Street Lighting / Traffic Signal / LED Outdoor Lighting Service	(\$0.00003)
Telecommunications Network Service	(\$0.00005)

If granted in full, the average monthly effects of the proposed rates will be:

<b>Underground Project Charge</b>				
<u>Rate Schedule**</u>	<u>Average Monthly Usage</u>	<u>Monthly Bill Change (Distribution Only)*</u>		
		<u>Percent Change</u>	<u>Dollar Amount</u>	
Residential Service	648	-0.16%	\$	(0.05)
Master Metered Apartment Service	460	-0.10%	\$	(0.02)
General Service – Non-Demand	1,145	-0.22%	\$	(0.18)
Temporary Service	6,744	-0.22%	\$	(1.08)
General Service – Low Voltage	10,427	-0.45%	\$	(3.23)
General Service - Primary Service	19,803	-0.41%	\$	(4.95)
Time Metered Medium General Service – Low Voltage / Time				
Metered General Service – Low Voltage	111,526	-0.34%	\$	(22.31)
Time Metered General Service – Primary Service	1,283,856	-0.29%	\$	(141.22)
Time Metered General Service – High Voltage	14,891,308	-0.06%	\$	(148.91)
Rapid Transit Service	286,356	-0.34%	\$	(34.36)
Street Lighting Service	237,477	-0.42%	\$	(21.37)
Traffic Signal Service	291,526	-0.26%	\$	(26.24)
Telecommunications Network Service	421	-0.19%	\$	(0.03)

\* The effect of the proposed rates on any particular customer is dependent upon the actual usage of the customer. Changes shown are for customers with average monthly usage per Formal Case 1150.

\*\* OL LED is not modeled separately as average usage per Formal Case 1150 is not available. Further, GT-LV and MGT-LV are modeled together as separate data per Formal Case 1150 is not available.

Pursuant to D.C. Code §34-1313.15(e), the adjustment to the UPC took effect, subject to refund and adjustment, April 1, 2020.

In accordance with D.C. Code § 34-1313.15(d)), within 10 days of the publication of this Public Notice, any interested party may file a protest limited to the proposed adjusted UPC and materials submitted in support thereof, and whether the proposed adjustment is consistent with the underlying order authorizing the imposition and collection of the Underground Project Charge, as most recently approved by the Commission. Protests may not challenge the scope and composition of the Electric Company Infrastructure Improvement Activity unless, and only to the extent that, changes in the scope and composition of the Electric Company Infrastructure Improvement Activity are proposed in the application to adjust the UPC submitted.

All written protests should be sent to Ms. Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1325 G Street, NW, Suite 800, Washington, DC 20005, or electronically at the Commission’s website at [https://edocket.dcpssc.org/public/public\\_comments](https://edocket.dcpssc.org/public/public_comments).

The UPC adjustment filing is available for viewing on the Commission’s website ([www.dcpssc.org](http://www.dcpssc.org)). Once at the website, open the “eDocket” tab, click on the “Searchable Database” and input “FC1159” as the case number.

DC DEPARTMENT OF TRANSPORTATION  
PLANNING & SUSTAINABILITY DIVISION  
TRANSPORTATION SAFETY BRANCH

HIGHWAY SAFETY BEHAVIORAL GRANT PROGRAM

NOTICE OF FUNDING AVAILABILITY

**Fiscal Year 2021 Grant to Non-Profit Community-Based Organizations**

The Planning & Sustainability Division (PSD), Transportation Safety Branch, within the District of Columbia (District) Department of Transportation (DDOT) is soliciting detailed innovative projects that address the following identified problem areas:

Impaired Driving;  
Occupant Protection to include seat belts and child passenger safety;  
Aggressive Driving; and,  
Pedestrian/Bicycle Safety

Successful grant applications will provide solutions to identified problems, implement proven strategies, show a commitment on the part of the applicant to sustain and contribute to success, have measurable outcomes, and/or have the greatest demonstrable need or problem. The purpose of the Highway Safety (Behavioral) Grant Program is to reduce fatalities and injuries in the District of Columbia through the implementation of programs that will bring awareness to aggressive driving, impaired driving, seatbelt usage, pedestrian/bicycle, and motorists. Applicants problem statements must be data driven, have performance measures, goals and objectives.

DDOT intends to make several grant awards of up to fifth thousand dollars (\$50,000) to fund eligible organizations. This of course is based on funding availability. The award will be for fiscal year 2021 which begins October 1, 2020 and expires September 30, 2021. Eligible organizations must be non-profit organizations. This is a reimbursable grant based on expenditures. No cash advances are allowed. Indirect costs are not fundable as well. In addition, Research-based projects cannot be funded. The service and activities to be funded through these grants should have a direct impact on behavioral changes of residents of the District of Columbia and meet the requirements of the highway safety grant program.

The Request for Application (RFA) will be released on Monday April 15, 2020 and a copy of the grant application may be requested by emailing Carole Lewis at [carole.lewis@dc.gov](mailto:carole.lewis@dc.gov), or can be obtained by going to the safety office's website [www.ddot-hso.com](http://www.ddot-hso.com). Once there click on "Grants Information", then click on *2021 Grant Application & Guide*. For additional information please contact Carole A. Lewis by email at: [carole.lewis@dc.gov](mailto:carole.lewis@dc.gov).

**The deadline for submission of all grant applications is Monday, May 15, 2020 at 3:00 pm**



**NOTICE OF NON-DISCRIMINATION**

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, status as a victim of an intrafamily offense, 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.

**TWO RIVERS PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSALS****Technology Equipment**

Two Rivers PCS is soliciting price quotes to acquire 11-inch Chromebooks and Google enterprise management licenses, charging carts, and wireless printers. To request a copy of the RFP, email Gail Williams at [procurement@tworiverspcs.org](mailto:procurement@tworiverspcs.org). Proposals are due by May 15, 2020.

**UNIVERSITY OF THE DISTRICT OF COLUMBIA  
REGULAR MEETING OF THE BOARD OF TRUSTEES  
NOTICE OF PUBLIC MEETING**

The regular meeting of the University of the District of Columbia Board of Trustees will be held on Tuesday, April 21, 2020 at 6:00 p.m. The University of the District of Columbia is complying with the guidelines of Mayor Muriel Bowser and the Centers for Disease Control that groups of 10 or more should not congregate. Therefore, the meeting will be held via conference call using WebEx. Below is the planned agenda for the meeting. The final agenda with WebEx information will be posted to the University of the District of Columbia's website at [www.udc.edu](http://www.udc.edu) with details regarding For additional information, please contact: Beverly Franklin, Executive Secretary at (202) 274-6258 or [bfranklin@udc.edu](mailto:bfranklin@udc.edu).

**Planned Agenda**

- I. Call to Order and Roll Call
- II. Approval of the Minutes – March 3, 2020
- III. Action Items
- IV. Election of Officers (May 15, 2020 – May 15, 2021)
  - a. Chairperson
  - b. Vice-Chairperson
  - c. Secretary
  - d. Treasurer
- V.. Report of the Chairperson – Mr. Bell
- VI. Report of the President – President Mason
- VII. Committee Reports
  - a. Executive – Mr. Bell
  - b. Committee of the Whole – Mr. Bell
  - c. Academic and Student Affairs – Dr. Tardd
    - i. Alumni Task Force – Mr. Shelton
    - ii. Communications Task Force – Ms. Roberts
  - d. Audit, Budget and Finance – Mr. Shelton
  - e. Community College – Dr. Tardd
  - f. Operations – Mr. Shelton
  - g. Student Outcomes –
- VIII. Unfinished Business
- IX. New Business
- X. Closing Remarks

**Adjournment**

**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

**BOARD OF DIRECTORS**

**NOTICE OF PUBLIC MEETING**

**District of Columbia Retail Water and Sewer Rates Committee**

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) District of Columbia Retail Water and Sewer Rates Committee will be holding a meeting on Tuesday, April 28, 2020 at 9:30 a.m. The meeting will be held in the Board Room (2nd floor) at 1385 Canal Street, S.E. (use 125 O Street, S.E. for directions), Washington, D.C. 20003. Below is the draft agenda for this meeting. A final agenda will be posted to the Board of Directors Calendar on DC Water’s website at [www.dewater.com](http://www.dewater.com). Due to COVID-19, the General Manager has suspended public access to DC Water facilities. Please see the website for remote access information for the meetings.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or [لمانley@dewater.com](mailto:لمانley@dewater.com).

**DRAFT AGENDA**

- |    |                     |  |
|----|---------------------|--|
| 1. | Call to Order       | Committee Chairperson                  |
| 2. | Monthly Updates     | Executive VP,<br>Finance & Procurement |
| 3. | Committee Work Plan | Executive VP,<br>Finance & Procurement |
| 4. | Other Business      | Executive VP,<br>Finance & Procurement |
| 5. | Adjournment         | Committee Chairperson                  |



**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA**  
**ZONING COMMISSION ORDER NO. 13-08A**  
**Z.C. Case No. 13-08A**  
**City Partners 5914, LLC**  
**(Two-Year Time Extension for PUD @ Square 5914)**  
**October 21, 2019**

Pursuant to notice, at its public meeting of October 21, 2019, the Zoning Commission for the District of Columbia (the “Commission”) considered the request of City Partners 5914, LLC (the “Applicant”) for a two-year time extension of the June 5, 2019 deadline (the “Application”) to begin construction of the planned unit development (“PUD”) established by Z.C. Order No. 13-08 (the “Original Order”), for Parcels 229/161, 229/160, 229/153, 229/151, and 229/103 and Lots 6 and 7 in Square 5914, (collectively, the “Property”). The Commission reviewed the Application pursuant to the Commission’s Rules of Practice and Procedures, which are codified in Subtitle Z of Title 11 of the District of Columbia Municipal Regulations (Zoning Regulations of 2016 [the “Zoning Regulations”]) to which all subsequent citations refer unless otherwise specified). For the reasons stated below, the Commission **APPROVES** the Application.

**FINDINGS OF FACT**

**Background**

1. By the Original Order, effective on June 5, 2015 (the “Effective Date”), the Commission granted the Applicant consolidated PUD approval and a related Zoning Map amendment for the Property in order to construct a mixed-use project including residential, retail, and office uses (the “Approved PUD”).
2. The Original Order required the Applicant to file for building permits for the first building within three years of the Effective Date and to begin construction of the first building within four years of the Effective Date. (Original Order, Condition No. 5.)
3. The Original Order became effective on June 5, 2015. In order for the PUD to remain valid, an application for a building permit for the construction of one of the buildings in the Approved PUD was required to be filed prior to June 5, 2018, and construction must have begun by June 5, 2019. On June 1, 2018, a Foundation-to-Grade Building permit application was filed with the Department of Consumer and Regulatory Affairs. (FD #1800081.)

**Parties**

4. The parties to the Original Order were:
  - a. The Applicant;
  - b. Advisory Neighborhood Commission (“ANC”) 8E, the “affected” ANC pursuant to Subtitle Z § 101.8; and
  - c. The Alabama Avenue/13<sup>th</sup> Street Tenants Association (the “Tenant Association”).

(Original Order, Findings of Fact [“FF”] 1, 5.)

**The Application**

5. On May 31, 2019, prior to the expiration of Z.C. Order No. 13-08, the Applicant filed an Application for a two-year extension of the June 5, 2019 deadline to begin construction of the Approved PUD.
6. The Application included a Certificate of Service attesting to service on all parties to the Original Order, including ANC 8E and the Alabama Avenue/13<sup>th</sup> Street Tenants Association, on May 31, 2019. (Exhibit [“Ex.”] 1.) Neither party submitted responses to the record.
7. The Application asserted that no substantial change had occurred to any of the material facts on which the Commission relied in approving the PUD and related map amendment for the Property in the Original Order. No modifications have been made to the approved PUD Project or to the Zoning Regulations, nor have modifications been made to the Comprehensive Plan, that impact the Commission’s approval of the PUD Project. (Ex. 1.)
8. The Application asserted that there is good cause to justify the time extension because of pending litigation and other conditions and circumstances beyond the Applicant’s reasonable control that make the Applicant unable to comply with the time limits of the Original Order.
9. The Application noted that one of the members of Square 5914, LLC, the applicant in Z.C. Case No. 13-08, was an entity related to Sanford Capital, which owned interests in the residential buildings that were part of the land included in the Approved PUD. By 2017, Sanford Capital-related entities had defaulted on various loans and the residential properties on the site were placed in court-ordered receivership. The Applicant subsequently took ownership of these residential properties in December 2017 and removed the Sanford Capital-related entities from the project entirely. Sanford Capital has no interest, ownership, or potential future ownership interest in the Approved PUD. The Applicant also stressed that it and the principals of CityPartners 5914, LLC had no control, ownership, or management responsibilities of those residential buildings prior to December 2017 and did not create the housing conditions that led to the appointment of the receiver. (Ex. 1.)
10. The Application stated that in taking possession of the residential parcels, the Applicant inherited the litigation that the Sanford Capital-related entities were involved in related to those properties. At the time the Application was filed, there were two cases pending before the DC Superior Court regarding those properties. (Ex. 1.)
11. The Applicant stated that since taking ownership of the residential properties, it had offered the Tenant Association the right to purchase the buildings through the Tenant Opportunity to Purchase Act (“TOPA”), and it made a settlement offer to the Tenant Association. At the time of the filing of the Application, all of the former tenants in the buildings that were formerly owned by Sanford Capital had been relocated to other locations in close proximity

to the Approved PUD, with all relocation costs and expenses paid by the Applicant. The Applicant has also made additional proffers to the 10 former tenant member households who make up the Tenant Association beyond the proffers that were approved in the Original Order. (Ex. 1 at 4, 1C.)

12. The Applicant asserted that, while it continues to pursue negotiations with the Tenant Association in order to resolve the two pending Superior Court cases as expeditiously as possible, the existence of these cases renders it unable to start construction of the Approved PUD by June 5, 2019, for the following reasons:
  - a. It is not possible to secure construction financing without a resolution to the TOPA notice that the Applicant provided to the tenants in June of 2018, and a reconciliation as to whether the tenants will negotiate to purchase the residential buildings to redevelop the sites themselves. The Application noted that if the PUD expires, the development opportunity is not only lost for the Applicant, but is also lost for the tenants, if they decide they want to develop the site;
  - b. As part of the outstanding litigation, the tenants' attorneys have filed a *lis pendens* action which has clouded the title of the residential properties preventing the Applicant from obtaining title insurance, and, as a result, prevented the Applicant from closing on the financing for the project; and
  - c. One of the pending Superior Court cases is related to the placement of a court appointed receiver to remediate mold and resolve any housing code violations in the residential buildings. While the receiver has had full and unilateral control of the residential properties since November 2017, the buildings have continued to receive housing code violations and fines. The Applicant has filed an injunction with the Court asking that the receiver be removed for negligence and malfeasance. The Applicant stated that it cannot start construction as it is prohibited under the Tenant Receivership Act ("TRA") to assert any management or control on site until the receiver completes its work or is removed to allow for the redevelopment of the site. The Applicant has funded the receiver's account for operations and for the completion of its plan. The Applicant estimated that the receiver will complete its work within six months of the date this Application was filed. (Ex. 1.)

### **Responses to the Application**

#### **Office of Planning ("OP")**

13. OP submitted a report that did not take a position on whether or not the Commission should grant the Application (the "OP Report"). (Ex. 11.)
14. The OP Report provided an analysis of the Application against the relevant standards of Subtitle Z § 705.2, noting that the approval of a time extension is within the Commission's "sole discretion." The OP Report also found that there had been no substantial changes to the Comprehensive Plan since the Commission approved the Original Order. The OP Report did note that there had been changes to the Inclusionary Zoning Regulations

involving the median family income levels, as well as a report regarding the need for more family-sized units in the District. Finally, the OP Report recommended that, if the Commission did grant the extension, it be limited to one year.

ANC 8E

15. ANC 8E did not submit a written report to the case record.

Alabama Avenue/13<sup>th</sup> Street Tenants Association

16. The Alabama Avenue/13<sup>th</sup> Street Tenants Association did not submit any response to the Application.

Office of the Attorney General (“OAG”)

17. OAG, which was not a party to the original case, submitted a request for a waiver dated July 2, 2019, requesting that the Commission accept into the record a letter in opposition to the Applicant’s time extension request.<sup>1</sup> OAG’s opposition to the time extension request was based on three arguments:

- a. That the Applicant had full knowledge of Sanford Capital’s actions;
- b. That the Applicant violated the tenants’ TOPA rights; and
- c. That granting the time extension would not be in the public interest.

OAG noted that “[i]n the event the Commission does not deny the current PUD extension, OAG asks that the extension be limited to one year instead of the two years requested.” The Commission granted the waiver and accepted the letter into the record. (Ex. 5.)

18. On July 19, 2019, the Applicant responded to OAG’s opposition arguing that the information provided in OAG’s opposition was not relevant to the Commission’s determination of whether the Applicant has satisfied the standards for approval of a PUD time extension request. Nevertheless, the Applicant provided evidence rebutting OAG’s arguments regarding the Applicant’s relationship with Sanford Capital. In addition, the Applicant argued that approving the time extension request was in fact in the public interest because if the PUD expired, the development opportunity is lost for the Applicant and all of the benefits and offers to the tenants are lost as well. The Applicant also provided evidence of the support the project has in the surrounding community. (Ex. 9, 9A-9D.)

19. On July 26, 2019 and July 29, 2019, OAG submitted its response to the Applicant’s July 19, 2019 submission. OAG argued that the Applicant failed to satisfy the standards of Subtitle Z §705.2 in that it failed to demonstrate “good cause” for approval of the Application because material facts on which the original approval was based had changed

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<sup>1</sup> OAG screened off the Land Use Section Attorney who advised the Commission in this case and authorized her to exercise independent professional judgment in coordination with the General Counsel of the Office of Zoning in order to prevent any conflicts of interest.



and the reasons for the requested extension, the presence of litigation, were not beyond the Applicant's reasonable control. (Ex. 15, 15A-15B.)

20. On July 29, 2019, the Applicant submitted a letter into the record, which requested that the Commission defer action on the Application until October 21, 2019, to allow more time for the relevant parties to come to an agreement. The Commission granted this request. (Ex. 14.)
21. The Applicant responded to OAG's July 26, 2019 submission with a response on August 5, 2019, in which the Applicant continued to assert that the Application met the requirements for approval of a time extension under Subtitle Z § 705.2. (Ex. 16.)
22. On October 21, 2019, OAG requested another waiver from the Commission to allow an additional submission. In this submission, OAG requested that the Commission "continue the hearing set for October 21, 2019 in this matter for sixty (60) to ninety (90) days" to allow the Tenants Association additional time to negotiate with an alternative developer for the site. The Commission approved the waiver and accepted OAG's letter into the record, but the Commission did not grant the requested continuance. (Ex. 17, 17A.)

#### Additional Non-Party Submissions

23. The Commission approved three requests from non-parties to submit comments in support of the Application to the record:
  - a. An e-mail (with supporting materials) from Mr. David Conn, a Ward 8 resident, that posited that denying the Application would not be in the best interest of the surrounding community and would result in the continued blighted condition of the site; (Ex. 8, 8A-8A4.)
  - b. A letter in support of the Application from Ms. Stacy Smith, Mayoral appointee for the Workforce Investment Council and Chair of its Youth Committee; and (Ex. 12, 12A.)
  - c. A letter in support of the Application from Mr. Terrance Lynch. (Ex. 13, 13A.)

#### CONCLUSIONS OF LAW

1. Subtitle Z § 705.2 authorizes the Commission to extend the time period of an order approving a PUD upon determining that the time extension request demonstrated satisfaction of the requirements of Subtitle Z § 705.2 and compliance with the limitations of Subtitle Z §§ 705.3, 705.5, and 705.6.
2. The Commission concludes that the Applicant timely filed the Application on May 31, 2019, prior to the June 5, 2019 deadline to begin construction of the Approved PUD that the time extension seeks to extend.

3. Subtitle Z § 705.2(a) requires that an Applicant serve the extension request on all parties and that all parties are allowed 30 days to respond.
4. The Commission concludes that the Applicant has satisfied Subtitle Z § 705.2(a) by demonstrating that it had served all parties to the Original Order – ANC 8E and the Alabama Avenue/13<sup>th</sup> Street Tenants Association – and that all were given 30 days to respond from the May 31, 2019 date of service.
5. Subtitle Z § 705.2(b) requires that the Commission find that there is no substantial change in any of the material facts upon which the Commission based its original approval of the PUD that would undermine the Commission’s justification for approving the PUD.
6. The Commission concludes that the Application satisfied Subtitle Z § 705.2(b) based on the Application and the OP Report, which stated that no substantial change had occurred to the material facts upon which the Commission had relied in issuing the Original Order.
7. Subtitle Z § 705.2(c) requires that an application demonstrate with substantial evidence one or more of the following criteria:
  - (1) *An inability to obtain sufficient project financing for the development, following an applicant’s diligent good faith efforts to obtain such financing because of changes in economic and market conditions beyond the applicant’s reasonable control;*
  - (2) *An inability to secure all required governmental agency approvals for a development by the expiration date of the PUD order because of delays in the governmental agency approval process that are beyond the applicant’s reasonable control; or*
  - (3) *The existence of pending litigation or such other condition, circumstance, or factor beyond the applicant’s reasonable control that renders the applicant unable to comply with the time limits of the order.*
8. The Commission concludes that the Application met the standard of Subtitle Z § 705.2(c)(3) because the Applicant is subject to ongoing litigation concerning the Approved PUD that has impeded the Applicant’s ability to begin construction by the deadline specified in the Original Order. The Commission concludes that the litigation relates to the actions of a separate entity – Sanford Capital - and therefore its existence is beyond the Applicant’s reasonable control. Notwithstanding the foregoing, the Commission finds that the Applicant has made diligent efforts to resolve the litigation as expediently as possible.
9. While the Commission considered the various filings of OAG, it ultimately concludes that OAG is not a party to the case and the arguments raised in the filings are not germane to the Commission’s analysis. The Commission notes that pursuant to Subtitle Z § 705.3, it has the “sole discretion” to grant time extensions, provided that the Applicant has demonstrated “good cause.” The Commission also notes that the Zoning Regulations

specifically include the presence of pending litigation as a specific factor that it may consider as good cause. (Subtitle Z § 705.2(c)(3); *see also*, *Hotel Tabard Inn v. District of Columbia Zoning Commission*, 747 A.2d 1168, 1178-79 (2000).) Therefore, and as explained further above, the Commission concludes that the Applicant has demonstrated good cause for the approval of the Application. The Commission also does not find persuasive OAG's argument that the material facts underlying the Commission's original approval have changed.

10. The Commission does concur with OP's recommendation, as also supported by OAG, that the time extension be limited to one year.

#### **“Great Weight” to the Recommendations of OP**

11. The Commission is required to give “great weight” to the recommendation of OP pursuant to § 5 of the Office of Zoning Independence Act of 1990, effective September 20, 1990 (D.C. Law 8-163; D.C. Official Code § 6-623.04 (2018 Repl.)) and Subtitle Z § 405.8. (*Metropole Condo. Ass'n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016).)
12. The Commission considered OP's analysis and ultimately concurs with the OP Report's recommendation that the time extension be limited to one year.

#### **“Great Weight” to the Written Report of the ANC**

13. The Commission must give “great weight” to the issues and concerns raised in the written report of the affected ANC pursuant to § 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) (2012 Repl.)) and Subtitle Z § 406.2. To satisfy the great weight requirement, the Commission must articulate with particularity and precision the reasons why an affected ANC does or does not offer persuasive advice under the circumstances. (*Metropole Condo. Ass'n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016).) The District of Columbia Court of Appeals has interpreted the phrase “issues and concerns” to “encompass only legally relevant issues and concerns.” (*Wheeler v. District of Columbia Board of Zoning Adjustment*, 395 A.2d 85, 91 n.10 (1978) (citation omitted).)
14. The ANC did not submit a written report to the record, despite being given proper notice of the Application, and as such, there is nothing to which the Commission can give great weight.

### **DECISION**

In consideration of the case record and Findings of Fact and Conclusions of Law herein, the Commission concludes that the Applicant has satisfied its burden of proof and therefore **APPROVES** the Applicant's request for a Time Extension, to extend the deadline to begin construction of the PUD as granted by Z.C. Order No. 13-08 by one year to **June 5, 2020**.

**VOTE (October 21, 2019): 4-0-1** (Anthony J. Hood, Peter A. Shapiro, Robert E. Miller, and Michael G. Turnbull (by absentee ballot) to **APPROVE**; Peter G. May not present, voting)

In accordance with the provisions of Subtitle Z § 604.9 of the Zoning Regulations, this Order No. 13-08A shall become final and effective upon publication in the *D.C. Register*; that is, on April 17, 2020.

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.



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