

ENROLLED ORIGINAL

AN ACT  
**D.C. ACT 23-92**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
**JULY 22, 2019**

To enact and amend provisions of law necessary to support the Fiscal Year 2020 budget.

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

**TITLE I. GOVERNMENT DIRECTION AND SUPPORT**

**SUBTITLE A. CAPTIVE INSURANCE AGENCY**

Sec. 1001. Short title.

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

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

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

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

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

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

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

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

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

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

Sec. 1003. Applicability.

This subtitle shall apply as of September 30, 2019.

**SUBTITLE B. ADVISORY NEIGHBORHOOD COMMISSION  
ACCOUNTABILITY**

Sec. 1011. Short title.

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

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

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

**SUBTITLE C. DISCRETIONARY FUNDS CLARIFICATION**

Sec. 1021. Short title.

This subtitle may be cited as the "Discretionary Funds Clarification Amendment Act of 2019".

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

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

**SUBTITLE D. COUNCIL STUDENT LOAN PROGRAM**

Sec. 1031. Short title.

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

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

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

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

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

Sec. 1041. Short title.

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(4) Subsection (d) is repealed.

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

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

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

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

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

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

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

## **TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**

### **SUBTITLE A. NEGOTIATED EMPLOYEE AFFORDABLE HOME PURCHASE FUND**

Sec. 2001. Short title.

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

Sec. 2002. Negotiated Employee Affordable Home Purchase Fund.

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

(b) There shall be deposited into the Fund:

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

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

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

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

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

**SUBTITLE B. TAX INCREMENT FINANCING**

Sec. 2011. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

"Sec. 14. Expiration of issuance authority.

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

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

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

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

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

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

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

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

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

(c) Section 15 (D.C. Official Code § 2-1217.37n) is amended by striking the phrase “shall expire on March 1, 2019; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date” and inserting the phrase “, excluding Refunding Bonds, shall expire on March 1, 2020; provided, that the expiration of the authority shall have no effect on any Bonds issued prior to the expiration date or on the District’s ability to issue Refunding Bonds on a future date” in its place.

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

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

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

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

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

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

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

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

“Sec. 15. Expiration of issuance authority.

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

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

#### **SUBTITLE C. NEW COMMUNITIES BONDS ISSUANCES**

Sec. 2021. Short title.

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

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

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

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

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

Sec. 2031. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

(D) Paragraph (5) is repealed.

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

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

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

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

“(B) Estimated qualified personnel expenditures;

“(C) Estimated qualified job training expenditures; and

“(D) Estimated direct District expenditures.”.

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

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

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



**SUBTITLE E. CHIEF TENANT ADVOCATE SALARY**

Sec. 2041. Short title.

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

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

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

**SUBTITLE F. STREETSCAPE BUSINESS DEVELOPMENT RELIEF FUND**

Sec. 2051. Short title.

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

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

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

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

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

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

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

“(c) If the District undertakes a streetscape construction, capital infrastructure, or rehabilitation project, the Mayor, in the Mayor’s sole discretion, may make interest-free loans or issue grants from the Fund to any individual or entity that operates a retail business inside or adjoining the streetscape construction, capital infrastructure, or rehabilitation project. To obtain a loan or grant, a retail business shall submit an application in the form and with the information that the Mayor shall require. The Mayor shall determine the terms and conditions of each loan or grant based upon the application submitted by the retail business; provided, that the term of a

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loan or grant issued pursuant to this section shall not exceed 5 years after the termination of the streetscape construction, capital infrastructure, or rehabilitation project.”.

### **SUBTITLE G. COMMISSION ON FASHION ARTS AND EVENTS APPROVAL**

Sec. 2061. Short title.

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

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

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

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

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

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

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

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

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

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

### **SUBTITLE H. RETAIL PRIORITY AREA**

Sec. 2071. Short title.

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

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

“Lamont Street, N.W.; thence west on Lamont Street N.W., to 17th Street N.W.; then north on 17th Street N.W., to Piney Branch Road N.W.; thence northeast on Piney Branch Road N.W., to 16th Street N.W.; thence south on 16th Street N.W., to Spring Road N.W.; thence east on Spring Road N.W., to 10th Street N.W.; then south on 10th Street N.W., to Monroe Street N.W.; thence southeast on Monroe Street N.W., to Sherman Avenue N.W.; thence south on Sherman Avenue N.W., to Barry Place N.W.; thence west on Barry Place N.W. to 11th Street N.W.; thence south on 11th Street N.W., to the point of beginning” in its place.

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

Sec. 2081. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

“(e) The DOES shall:

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

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

#### **SUBTITLE J. WAGE AND HOUR EDUCATION GRANTS PROGRAM**

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

Sec. 2092. Definitions.

For the purposes of this subtitle:

(1) “DOES” means the Department of Employment Services.

(2) “Industry” means a distinct sector of the economy in which an employer operates.

(3) “Occupation” means a person’s usual work, including the type of work an unemployed person typically performs when employed or a person’s actual job title.

(4) “Program” means the Wage and Hour Education Grants Program established pursuant to this subtitle.

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

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

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

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

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

Sec. 2094. Program eligibility and review.

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

(1) Possess at least 3 years' experience conducting group trainings, organizing public awareness campaigns, or representing employees in administrative or legal proceedings;

(2) Demonstrate that the workshops prescribed by section 2095 will be supervised or implemented by one or more persons who each have at least 2 years' experience advocating for or representing workers' rights under District workplace laws for which administrative enforcement is conducted by DOES or under the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*); and

(3) Specify in its grant application the planned staff, schedule, format, and intended audience of its workshops, and provide a summary of the content of workshops that will be carried out during the grant period.

Sec. 2095. Grant requirements.

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

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

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

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

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

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

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

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

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

(A) Gender;

(B) Racial or ethnic group;

(C) Whether employed full-time, part-time, or unemployed;

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(D) Industry; and

(E) Occupation.

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

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

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

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

**Sec. 2096. Final reporting requirements.**

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

(1) The date;

(2) A summary of the workshop's content;

(3) The total number of attendees;

(4) The data the community-based organization compiled at each workshop in accordance with section 2095(d); and

(5) The grantee's summary of the primary or most common workplace concerns in the District according to the concerns or questions raised at the workshops.

(b) DOES shall:

(1) Post the information received pursuant to subsection (a) of this section on its website; and

(2) Upon any individual's request for the information received pursuant to subsection (a) of this section, provide the information within 5 business days.

**SUBTITLE K. TIPPED WAGE WORKERS FAIRNESS CLARIFICATION**

**Sec. 2101. Short title.**

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

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

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

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

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

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

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

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

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

(B) Subparagraph (A) is amended by striking the phrase "section;" and inserting the phrase "section and a telephone number or numbers for the offices within the Department of Employment Services and the Office of the Attorney General where an employee may file a complaint or obtain additional information about the employee's rights under the laws referenced in subsection (a)(1) of this section;".

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

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

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

(D) Subparagraph (C) is repealed.

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

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

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

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

"(6) All materials prepared and distributed in accordance with this subsection must contain a telephone number and internet website address for the Department of

Employment Services and the Office of the Attorney General where an employee can obtain additional information about the employee's workplace rights or file a complaint.”.

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

“(B-i) For the Internet component:

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

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

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

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

(b) Subparagraph (C) is repealed.

#### **SUBTITLE L. SHORT-TERM RENTAL ZONING ANALYSIS**

Sec. 2111. Short title. This subtitle may be cited as the “Short-Term Rental Zoning Analysis Amendment Act of 2019”.

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

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



**SUBTITLE M. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS**

Sec. 2121. Short title.

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

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

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

Sec. 2131. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

"Upon completion of the publicly accessible rent control housing database created pursuant to section 203c, a housing provider shall use the online housing provider portal

developed pursuant to section 203c(b)(1) to file all documents and data required to be filed pursuant to this title and all regulations promulgated pursuant to this title.”.

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

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

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

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

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

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

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

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

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

## **SUBTITLE O. EAST END AND OPPORTUNITY YOUTH CAREERS**

Sec. 2141. Short title.

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

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

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

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

“Sec. 2. Definitions.

**ENROLLED ORIGINAL**

“For the purposes of this act, the term:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

"(i) Opportunity Youth;

than 6 weeks;  
“(ii) Opportunity Youth who participated in the program for more  
weeks;  
“(iii) Opportunity Youth who participated in the program for 12  
or education;  
“(iv) Opportunity Youth who were referred to year-round training  
“(v) Placed with a host employer that employs registered  
apprentices; and

“(vi) Employed in supervisory positions;”.

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

“(C) Participants’ employment following the end of the program,  
including the number of:

“(i) Opportunity Youth employed who participated in the program  
for longer than 6 weeks; and

“(ii) Participants who entered a registered apprenticeship program  
following placement with a host employer that employs registered apprentices.”.

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

“(2) Beginning December 15, 2019, and annually thereafter, the Department of  
Employment Services shall publish the information collected pursuant to paragraph (1) of this  
subsection for the preceding summer; provided, that information responsive to paragraphs  
(1)(A-i) and (C)(i) and (ii) of this subsection first may be published in December 2020.”.

(d) Newly designated section 2d is amended as follows:

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

(A) Strike the date “June 1, 2011” and insert the date “December 1, 2019”  
in its place.

(B) Strike the phrase “the summer” and insert the phrase “the next year’s  
summer” in its place.

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

(A) Paragraph (5) is amended by striking the phrase “; and” and inserting  
a semicolon in its place.

(B) Paragraph (6) is amended by striking the period and inserting a  
semicolon in its place.

(C) New paragraphs (7) and (8) are added to read as follows:

“(7) The various types of soft skills training programs offered, including pre-  
program bootcamps, online modules, contracted services, and in-program instruction, to  
determine which models were most successful at imparting soft skills; and

“(8) The causes of participant attrition, including the impact of the program’s  
registration and documentation requirements on attrition.”.

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

**ENROLLED ORIGINAL**

(A) Strike the date "December 30, 2011" and insert the date "December 30, 2020" in its place.

(B) Strike the phrase "evaluation to the" and insert the phrase "evaluation conducted pursuant to subsection (a) of this section to the" in its place.

**SUBTITLE P. DC CENTRAL KITCHEN GRANT EXTENSION**

Sec. 2151. Short title.

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

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

**SUBTITLE Q. WALTER REED ACQUISITION AUTHORITY**

Sec. 2161. Short title.

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

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

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

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

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

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

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

"(b)(1) The provisions of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 90; D.C. Official Code § 50-2601 *et seq.*), shall not apply to the acquisition by the Mayor of property located on the Walter Reed Site or the use of such property as a parking facility.

## ENROLLED ORIGINAL

“(2) Notwithstanding the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and consistent with section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), the Mayor may enter into a contract with Children’s National at Walter Reed, LLC, or an affiliate thereof, for the operation and maintenance of property acquired pursuant to this section; provided, that the entity that contracts with the Mayor shall agree to be subject to the contracting and procurement requirements set forth in Subpart 2 of Part D of the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.41 *et seq.*), (“CBE Act”), and the employment and job creation requirements set forth in section 4 of the First Source Employment Agreement Act of 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.03).

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

### **SUBTITLE R. DIVERSE WASHINGTONIAN STATUE FUNDING**

Sec. 2171. Short title.

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

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

### **SUBTITLE S. HOUSING PRODUCTION TRUST FUND TARGET MODIFICATION**

Sec. 2181. Short title.

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

## ENROLLED ORIGINAL

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

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

### **SUBTITLE T. SAFE AT HOME CLARIFICATION**

Sec. 2191. Short title.

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

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

- (a) Subsection (b) is amended by striking the figure "\$10,000" and inserting the figure "\$6,000" in its place.
- (b) Subsection (c) is amended as follows:
  - (1) A new paragraph (4A) is added to read as follows:  
" (4A) Bathtub cuts;".
  - (2) Paragraph (5) is amended by striking the phrase "Stair lifts" and inserting the phrase "Chair lifts" in its place.
- (c) Subsection (d) is amended as follows:
  - (1) Paragraph (1) is amended by striking the phrase "Be a resident of the District of Columbia" and inserting the phrase "Be a resident of the District of Columbia who is at least 18 years of age" in its place.
  - (2) Paragraph (3) is amended by striking the phrase "; and" and inserting a semicolon in its place.
  - (3) Paragraph (4) is amended by striking the period and inserting the phrase "; and" in its place.
  - (4) A new paragraph (5) is added to read as follows:  
" (5) Complete an assessment, performed by a licensed occupational therapist approved by the Department of Aging and Community Living, designed to measure functional ability."
- (d) Subsection (e) is amended as follows:
  - (1) Paragraph (2) is amended by striking the semicolon and inserting the phrase "; and" in its place.
  - (2) Paragraph (3) is amended by striking the phrase "; and" and adding a period in its place.
  - (3) Paragraph (4) is repealed.



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

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

“(1) Household income eligibility;

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

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

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

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

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

Sec. 2201. Short title.

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

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

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

“Sec. 3. Definitions.

“For the purposes of this act, the term:

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

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

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

**ENROLLED ORIGINAL**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**ENROLLED ORIGINAL**

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

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

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

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

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

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

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

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

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

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

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

“(A) Supervise the staff of the Commission;

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

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

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

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

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

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

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

**ENROLLED ORIGINAL**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

“Section 6a. Arts and Humanities Fund.

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

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

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

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

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

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

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

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

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

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

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

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

“Section 6b. Humanities grant program.

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

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

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

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

“(c) Subgrants shall be:

“(1) Awarded on a competitive basis;

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

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

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

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

“Sec. 6c. Transfer provisions.

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

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

Sec. 2203. Conforming amendments.

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

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

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

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

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

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

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

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

“(28) For the Executive Director of the Commission on the Arts and Humanities, the personnel authority shall be the Commission on the Arts and Humanities, and for any other employee of the Commission on the Arts and Humanities the personnel authority shall be the Executive Director of the Commission on the Arts and Humanities.”.

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

(1) Section 47-2002(d) is amended by striking the phrase “shall be dedicated to the Commission on the Arts and Humanities, established by the Commission on the Arts and

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

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

#### **SUBTITLE V. REAL ESTATE GUARANTY**

Sec. 2211. Short title.

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

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

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

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

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

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

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

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

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

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

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

#### **SUBTITLE W. HPRB MEMBERSHIP CLARIFICATION**

Sec. 2221. Short title.

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



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

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

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

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

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

### SUBTITLE X. FUNDS FOR WARD 1 PUBLIC HOUSING PROPERTIES

Sec. 2231. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#### **SUBTITLE Y. SHORT-TERM RENTAL FUNDING**

Sec. 2241. Short title. This subtitle may be cited as the “Short-Term Rental Funding Act of 2019”.

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

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

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

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

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

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

“Sec. 301. Applicability.

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

“(1) October 1, 2019; or

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

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

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

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

Sec. 2244. Applicability.

This subtitle shall apply as of June 25, 2019.

### **TITLE III. PUBLIC SAFETY AND JUSTICE**

#### **SUBTITLE A. CRIMINAL CODE REFORM COMMISSION TERM EXTENSION**

Sec. 3001. Short title.

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

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

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

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

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

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

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

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

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

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### SUBTITLE B. SENIOR POLICE OFFICERS PROGRAM

Sec. 3011. Short title.

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

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

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

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

### SUBTITLE C. AUTOMATIC RENEWAL PROTECTIONS

Sec. 3021. Short title.

This subtitle may be cited as the "Automatic Renewal Protections Amendment Act of 2019".

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

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

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

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

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

"Section 301. Applicability.

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

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

**SUBTITLE D. CRIME VICTIMS COMPENSATION FUNERAL AND BURIAL EXPENSES**

Sec. 3031. Short title.

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

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

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

Sec. 3041. Short title.

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

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

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

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

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

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

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

(C) Paragraph (3) is amended by striking the phrase “progress; and” and inserting the phrase “progress, including whether they are employed in subsidized or unsubsidized

employment and any certifications or diplomas they have obtained while participating in the program;" in its place.

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

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

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

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

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

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

#### **SUBTITLE F. RETURNING CITIZENS OPPORTUNITY TO SUCCEED**

Sec. 3051. Short title.

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

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

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

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

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

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

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

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

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

#### **SUBTITLE G. MATERNAL MORTALITY REVIEW COMMITTEE**

Sec. 3061. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#### **SUBTITLE H. ATTORNEY GENERAL SUPPORT AND RESTITUTION FUNDS**

Sec. 3071. Short title.

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

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

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

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

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

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

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

“(C) Crime reduction and violence interruption programming.

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

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

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

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



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

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

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

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

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

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

“(1) The payment of restitution to individuals harmed by the conduct of persons or entities that are the subject of court orders, judgments or settlements in actions or investigations brought to enforce section 203a of the Criminal Abuse, Neglect, and Financial Exploitation of Vulnerable Adults and the Elderly Act of 2000, effective November 23, 2016 (D.C. Law 21-166; D.C. Official Code § 22-933.01); and

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

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

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

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

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

Sec. 3073. Applicability.

This subtitle shall apply as of September 30, 2019.

## **SUBTITLE I. OFFICE OF POLICE COMPLAINTS INDEPENDENT REVIEW**

Sec. 3081. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#### **SUBTITLE J. ESCHEATMENT FUND CLARIFICATION**

Sec. 3091. Short title.

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

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

“§ 19-701. Escheatment.

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

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

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

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

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

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

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

Sec. 3093. Applicability.

This subtitle shall apply as of September 30, 2019.

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

Sec. 3101. Short title.

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

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

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

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

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

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

**TITLE IV. PUBLIC EDUCATION**

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

Sec. 4001. Short title.

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

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

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

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

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

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

(1) Paragraph (11A) is repealed.

**ENROLLED ORIGINAL**

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

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

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

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

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

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

"Special Education Add-ons:

"Level/Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2020
"Level 1: Special Education	Eight hours or less per school week of specialized services	0.97	\$10,650

**ENROLLED ORIGINAL**

"Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$13,175
"Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$21,630
"Level 4: Special Education	More than 24 hours per school week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$38,318
"Special Education Compliance Funding	Weighting provided in addition to special education level add-on weightings on a per-student basis for special education compliance	0.099	\$1,087
"Attorney's Fees Supplement	Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney's fees	0.089	\$977
"Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$18,336

**"General Education Add-ons:**

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

**"Residential Add-ons:**

**ENROLLED ORIGINAL**

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

**ENROLLED ORIGINAL**

"LEP/NEP - Residential	Additional funding to support the after-hours limited- and non-English-proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.668	\$7,334
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"Special Education Add-ons for Students with Extended School Year ("ESY") Indicated in Their Individualized Education Programs ("IEPs"):

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



**ENROLLED ORIGINAL**

"Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,391	."
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(e) Section 108a (D.C. Official Code § 38-2907.01), is amended by adding a new subsection (a-1) to read as follows:

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

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

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

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

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

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

**SUBTITLE B. RECOVERY OF DELINQUENT NON-RESIDENT TUITION PAYMENTS**

Sec. 4011. Short title.

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

**ENROLLED ORIGINAL**

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

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

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

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

“(a-3) Beginning in Fiscal Year 2020 and for each fiscal year thereafter, funds collected and recovered by the Central Collection Unit arising out of non-resident student tuition delinquent debts transferred and referred to the Central Collection Unit by the Office of the State Superintendent of Education for collection, net of costs and fees, shall be deposited into the Student Residency Verification Fund established by section 15b of the District of Columbia Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official Code § 38-312.02), within 60 days.”.

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

**SUBTITLE C. OFFICE OF ADMINISTRATIVE HEARINGS JURISDICTION**

Sec. 4021. Short title.

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

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

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

Sec. 4031. Short title.

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

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

(a) For Fiscal Year 2020, the Deputy Mayor for Education shall have grant-making authority to provide a grant in an amount not to exceed \$300,000 for a study of the uniform per

student funding formula as recommended by the February 1, 2019 report of the Uniform Per Student Funding Formula Working Group.

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

**SUBTITLE E. STATEWIDE SPECIAL EDUCATION COMPLIANCE FUND**

Sec. 4041. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

**SUBTITLE F. DCPS CHANCELLOR SALARY**

Sec. 4051. Short title.

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

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

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

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

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

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

**SUBTITLE G. STUDENT FAIR ACCESS TO SCHOOL CLARIFICATION**

Sec. 4061. Short title.

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

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

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

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

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

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

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

"(c-1) Beginning October 1, 2019, and consistent with the recommendations in the Report of the Task Force on School Mental Health submitted March 26, 2018, the Department of Behavioral Health shall provide local education agencies and schools with non-instructional

personnel who have specialized expertise in behavioral health and trauma-informed educational settings to provide local education agencies and schools with broader mental health services, including reducing the use of exclusion by addressing the causes of student misconduct and being available for consultation regarding the development and revision of disciplinary plans.”.

**SUBTITLE H. DCPL PARTNERSHIPS AND SPONSORSHIPS**

Sec. 4071. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **SUBTITLE I. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDRAISING MATCH**

Sec. 4081. Short title.

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

Sec. 4082. (a) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1, up to a maximum of \$1.5 million, shall be transferred to the University of the

District of Columbia ("UDC") for every \$2 that UDC raises from private donations by April 1, 2020.

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

**SUBTITLE J. USE OF SCHOOL PERMIT FEES**

Sec. 4091. Short title.

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

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

**SUBTITLE K. SELF-OPERATED SCHOOL FOOD SERVICE**

Sec. 4101. Short title.

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

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

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

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

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

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

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

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

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

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

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

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

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

“(2) A description of the costs of the pilot, including a comparison of the costs of food services provided under the pilot and the costs of the food services provided at non-pilot public schools;

“(3) The cost savings created by the pilot due to changes to existing food service contracts entered into by the District;

“(4) An estimate of any federal reimbursements or other federal funding made available to the District through the implementation of a self-operated school food service model at participating schools;

“(5) A breakdown by each school of:

“(A) Meal type name;

“(B) Quantity of each meal type;

“(C) Unit cost of each meal type;

“(D) Total cost of each meal type;

“(E) Number of each meal type served at free, reduced, or paid; and

“(F) Total revenues, by revenue type, applied to each meal type;

“(6) An analysis of whether meals served through the pilot and meals served by non-pilot public schools complied with federal and local school meals nutrition standards and requirements; and

“(7) An analysis of what infrastructure and operating enhancements would be necessary for the District of Columbia Public School system to successfully administer self-operated school food services in all public schools, including whether the District should fund the central kitchen required to be established by section 204;

“(c)(1) The Mayor shall assist all eligible local educational agencies in deciding whether to elect the community eligibility provision described in 7 C.F.R. § 245.9(f) for the local educational agency or for a school or group of schools within the local educational agency.

“(2) For the purposes of this subsection, the terms “local educational agency” and “school” shall have the same meaning as provided in 7 C.F.R. § 245.2.”.



**SUBTITLE L. TRUANCY PREVENTION AND LITERACY PILOT PROGRAM**

Sec. 4111. Short title.

This subtitle may be cited as the "Truancy Prevention and Literacy Pilot Program Amendment Act of 2019".

Sec. 4112. The Community Schools Incentive Act of 2012, effective June 19, 2012 (D.C. Law 19-142; D.C. Official Code §§ 38-754.01 *et seq.*), is amended as follows:

(a) Section 402(4) (D.C. Official Code § 38-754.02(4)) is amended as follows:

(1) Subparagraph (L) is amended by striking the phrase "; or" and inserting a semicolon in its place.

(2) Subparagraph (M) is amended by striking the period and inserting the phrase "; or" in its place.

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

"(N) Programs that provide a full continuum of school-based, early literacy intervention services for all grades pre-K through 3, consisting of developmentally appropriate components for each grade, through a comprehensive intervention model."

(b) Section 403 (D.C. Code § 38-754.03) is amended by adding a new subsection (g) to read as follows:

"(g)(1) In Fiscal Year 2020, the Office of the State Superintendent of Education shall award, on a competitive basis, 2 one-year grants in the amount of \$300,000 each, to increase attendance and literacy support for students in grades kindergarten through 5, with priority given to eligible consortiums that include:

"(A) An elementary school with:

"(i) More than 25% of students in grades kindergarten through 5 who were chronically truant in the 2018-2019 school year; and

"(ii) More than 25% of students who scored at level 1 or level 2 on the state assessment for English language arts in the 2018-2019 school year; and

"(B) Three or more community partners that provide at least one of the eligible services described in section 402(4)(D), (G), and (N).

"(2) In Fiscal Year 2019, the Office of the State Superintendent of Education may solicit proposals and rank recipients in funding order for the expenditure of grant funds authorized in paragraph (1) of this subsection.

"(3) The goal of this pilot is to test whether additional resources concurrently focusing numerous community partners dealing with literacy intervention, parental engagement, and social-emotional issues with elementary school students will significantly improve attendance and state assessment outcomes."

**SUBTITLE M. UNIVERSITY OF THE DISTRICT OF COLUMBIA  
AFFORDABLE LAW FIRM PARTICIPATION**

Sec. 4121. Short title.

This subtitle may be cited as the “University of the District of Columbia Affordable Law Firm Participation Amendment Act of 2019”.

Sec. 4122. The District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1423; D.C. Official Code § 38-1201.01 *et seq.*), is amended by adding a new section 514 to read as follows:

“Sec. 514. Upon recommendation of the Dean of the University of the District of Columbia School of Law and approval of the President of the University, the University may enter into an agreement with a section 501(c)(3) not-for-profit organization to permit graduates of the University of the District of Columbia School of Law to serve as post-graduate legal fellows under the supervision of District of Columbia barred attorneys; provided, that such agreement shall be exempt from the requirements of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), not including any applicable requirements imposed pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).”.

**SUBTITLE N. SPECIAL NEEDS PUBLIC CHARTER SCHOOL FUNDING  
AUTHORIZATION**

Sec. 4131. Short title.

This subtitle may be cited as the “Special Needs Public Charter School Funding Authorization Act of 2019”.

Sec. 4132. (a)(1) Notwithstanding section 2401(b)(3)(B)(i) of the School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-136; D.C. Official Code § 38-1804.01(b)(3)(B)(i)), in Fiscal Year 2020, the Public Charter School Board (“PCSB”) shall transmit \$1.8 million to St. Coletta Special Education Public Charter School (“school”), which shall be in addition to any funds transmitted to the school pursuant to the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*).

(2) PCSB shall transfer the funds authorized pursuant to paragraph (1) of this subsection to a bank designated by the school within 30 days of the effective date of the Fiscal Year 2020 Local Budget Act of 2019, passed on second reading May 28, 2019 (Enrolled Version of Bill 23-208).

(3) Within 2 business days of transferring the funds authorized in subsection (a) of this section to the school, PCSB shall submit documentation to the Council showing that such transfer occurred.

(b)(1) PCSB shall require the school to submit to it a quarterly accounting of all expenditures made with the additional funds the school received pursuant to subsection (a) of this section.

(2) PCSB may consider the school's failure to submit the quarterly accounting required pursuant to paragraph (1) of this subsection as fiscal mismanagement.

**SUBTITLE O. HEALTHY SCHOOLS FUNDING CLARIFICATION**

Sec. 4141. Short title.

This subtitle may be cited as the "Healthy Schools Funding Clarification Amendment Act of 2019".

Sec. 4142. Section 102(f) of the Healthy Schools Act of 2010, effective July 2, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(f)), is amended to read as follows:

"(f) Beginning on October 1, 2019, an amount of \$5,110,000 from the revenues derived from the collection of the tax imposed upon all vendors by D.C. Official Code § 47-2002 shall be deposited annually into the Fund."

**TITLE V. HEALTH AND HUMAN SERVICES**

**SUBTITLE A. FLEXIBLE RENT SUBSIDY PROGRAM**

Sec. 5001. Short title.

This subtitle may be cited as the "Flexible Rent Subsidy Program Amendment Act of 2019".

Sec. 5002. Section 31c of the Homeless Services Reform Act of 2005, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 4-756.05), is amended by adding a new subsection (c-1) to read as follows:

"(c-1) The income eligibility requirements set forth in section 2(5B)(A) for individuals and families at risk of homelessness shall not apply to Program participants."

**SUBTITLE B. INTERAGENCY COUNCIL ON HOMELESSNESS CONSUMER MEMBER STIPENDS**

Sec. 5011. Short title.

This subtitle may be cited as the "Interagency Council on Homelessness Consumer Member Stipends Amendment Act of 2019".

## **ENROLLED ORIGINAL**

Sec. 5012. Section 1108 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08), is amended as follows:

(a) Subsection (b) is amended by striking the phrase “establish by rule and regulation the rates of compensation or reimbursement of expenses for members of any board or commission” and inserting the phrase “establish by rule and regulation the standards for, and rates of, compensation or reimbursement of expenses for members of any board or commission” in its place.

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

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

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

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

“(5) Each member of the Interagency Council on Homelessness (“Council”) appointed pursuant to section 4(b)(5) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-752.01(b)(5)), may receive compensation in the form of a stipend of not more than \$50 per meeting of the Council, meeting of a committee of the Council, or meeting of a formal working group of the Council, in accordance with standards the Mayor may establish by rulemaking.”.

### **SUBTITLE C. OFFICE OF VETERANS AFFAIRS GRANT-MAKING AUTHORITY**

Sec. 5021. Short title.

This subtitle may be cited as the “Office of Veterans Affairs Grant-Making Authority Amendment Act of 2019”.

Sec. 5022. Section 704 of the Office of Veterans Affairs Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 49-1003), is amended by adding a new paragraph (6A) to read as follows:

“(6A) Have the authority to issue grants to support the provision of services to veterans, their dependents, and their survivors;”.

### **SUBTITLE D. ADULT PROTECTIVE SERVICES TRANSFER**

Sec. 5031. Short title.

This subtitle may be cited as the “Adult Protective Services Transfer Amendment Act of 2019”.

## ENROLLED ORIGINAL

Sec. 5032. Section 2(6) of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901(6)), is amended by striking the phrase "Department of Human Services" and inserting the phrase "Department of Aging and Community Living" in its place.

Sec. 5033. Title III of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.01 *et seq.*), is amended by adding a new section 308 to read as follows:

"Sec. 308. Transfer of functions and duties from the Department of Human Services.

"All positions, personnel, property, records, equipment, and unexpended balances available or to be made available of appropriations, allocations, and other funds of the Department of Human Services dedicated to the implementation of the Adult Protective Services Act of 1984, effective March 14, 1985 (D.C. Law 5-156; D.C. Official Code § 7-1901 *et seq.*), are hereby transferred to the Department of Aging and Community Living."

### SUBTITLE E. FAMILIES FIRST DC

Sec. 5041. Short title.

This subtitle may be cited as the "Families First DC Program Implementation Act of 2019".

Sec. 5042. Families First DC.

(a) The Mayor may award grants to non-profit organizations to support the establishment and operation of Families First DC centers in District neighborhoods.

(b) In providing funding to support Families First DC success centers, priority shall be given to neighborhoods that have:

- (1) Disparities related to social determinants of health;
- (2) A need for community stabilization efforts; and
- (3) Disproportionate numbers of substantiated cases of child abuse and neglect.

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

(d) For the purposes of this section, the term "Families First DC" means a comprehensive neighborhood-based approach aimed at reducing social, economic, and health disparities among District residents and creating stronger, more resilient families, and supportive environments for children through focused access to District and private-sector services and resources based on neighborhood-specific needs and interests.

**SUBTITLE F. DEMENTIA SERVICES COORDINATOR**

Sec. 5051. Short title.

This subtitle may be cited as the “Dementia Services Coordinator Amendment Act of 2019”.

Sec. 5052. The Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731 *et seq.*), is amended by adding a new subtitle E to read as follows:

“Subtitle E. Dementia Services.

“Sec. 4948. Dementia Services Coordinator.

“There is established within the Department of Health the position of the Dementia Services Coordinator (“Coordinator”), who shall be a full-time employee of the District. The Coordinator shall be responsible for:

“(1) Organizing dementia services within the District;

“(2) Implementing and updating the District of Columbia State Plan on Alzheimer’s Disease;

“(3) Assessing and analyzing dementia-related data collected by the District;

“(4) Evaluating the District’s dementia services;

“(5) Identifying and supporting the development of dementia-specific trainings;  
and

“(6) Carrying out such other duties relevant to the support of individuals with dementia as may be assigned by the Director of the Department of Health.”.

**SUBTITLE G. CHILD AND FAMILY SERVICES AGENCY PREVENTION SERVICES GRANTS**

Sec. 5061. Short title.

This subtitle may be cited as the “Child and Family Services Agency Prevention Services Grants Act of 2019”.

Sec. 5062. The Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1303.01a *et seq.*), is amended by adding a new section 310 to read as follows:

“Sec. 310. Grants.

“In Fiscal Year 2020, the Agency shall award, on a competitive basis, grants to:

“(1) Support a program that provides targeted legal intervention services in matters involving child custody, child support, domestic violence, landlord-tenant issues, housing conditions, federally subsidized housing defense, and access to public benefits, for the purpose of preventing families from unnecessarily entering the child welfare system, in the

amount of \$200,000; provided, that the selected program shall have contracted with the Agency in Fiscal Year 2019 for the provision of such services;

“(2) Support a program that helps fathers gain the knowledge and skills necessary to improve their involvement and connection to their children through voluntary home visits, parenting support, child-development information and activities, health education and support, family goal planning, adult literacy, legal advocacy, access to community resources, and activities that promote bonding and healthy habits, in the amount of \$150,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Year 2018;

“(3) Support a program that provides services to youth between 11 and 24 years of age that have been, or are at risk of, becoming victims of sex trafficking, as that term is defined in section 103(12) of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(12)), that are not in the Agency’s care and custody, in the amount of \$150,000; and

“(4) Support a program that provides parenting group sessions and home visitation services to families, with an emphasis on services that assist mothers who are homeless, victims of domestic violence, and reuniting with their children following a period of incarceration, in the amount of \$160,000; provided, that the selected program shall have received Community-Based Child Abuse Prevention grant funding from the Agency in Fiscal Years 2018 and 2019.”.

#### **SUBTITLE H. DEPARTMENT OF HEALTH CARE FINANCE GRANT-MAKING**

Sec. 5071. Short title.

This subtitle may be cited as the “Department of Health Care Finance Grant-Making Amendment Act of 2019”.

Sec. 5072. Section 8a of the Department of Health Care Finance Establishment Act of 2007, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 7-771.07a), is amended as follows:

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

“(a-2) For Fiscal Year 2020, the Director shall:

“(1)(A) Award a competitive grant in an amount not to exceed \$150,000 to fund operating expenses associated with the provision of medical respite care services to individuals who are homeless; provided, that if such a grant is awarded to a Federally Qualified Health Center (“FQHC”), the amount of the grant shall not be offset against the FQHC’s expenses for the purpose of determining its allowable costs in accordance with section 4511.2 of Title 29 of the District of Columbia Municipal Regulations (29 DCMR § 4511.2).

“(B) At a minimum, the selected entity shall possess:

“(i) The staff capacity and expertise necessary to provide medical respite care, with a particular emphasis on care for women who are homeless; and

“(ii) The ability to provide case management services, including assistance in accessing permanent housing services.

“(C) By September 30, 2020, the Director shall submit a report to the Council that sets forth:

“(i) Recommendations for the establishment of medical respite care services for homeless individuals, through either:

“(I) An amendment to the District of Columbia Medicaid State Plan; or

“(II) A waiver pursuant to section 1115 of the Social Security Act, approved July 25, 1962 (76 Stat. 192; 42 U.S.C. § 1315), for home and community-based services

“(ii) The types of services that may be offered to homeless individuals through a medical respite care program; and

“(iii) An identification of any potential restrictions on the provision of services identified pursuant to sub-subparagraph (ii) of this subparagraph, including the use of prior authorization.

“(2)(A)(i) Award competitive grants in an amount not to exceed \$100,000 to community-based initiatives focused on addressing the social determinants of health in Wards 7 and 8.

“(ii) In establishing criteria for the award of grants pursuant to subparagraph (i) of this subparagraph, the Department shall prioritize community-based initiatives that utilize a cohort-based curriculum that incorporates design-thinking.

“(B) By November 1, 2019, the Department shall publish criteria in the District of Columbia Register governing the process for applying for and administering grants issued pursuant to subparagraph (A)(i) of this paragraph; provided, that the Department shall require grant applications to be submitted by January 15, 2020.

“(C) By March 1, 2020, the Department shall dispense final awards for all grants issued pursuant to subparagraph (A)(i) of this paragraph.”.

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

“(d-1) Funds appropriated for grants issued pursuant to subsection (a-2) of this section shall not be reprogrammed, unless the Council approves the reprogramming request by resolution.”.

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

(1) Paragraph (1) is redesignated as paragraph (1A).

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

“(1) “Design-thinking” means a structured, human-centered creative process that synthesizes multi-disciplinary ideas to address the social determinants of health.”.



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

“(2A) “Social determinants of health” means the conditions in the environment in which people are born, live, work, and age that have a significant impact on health outcomes, including socioeconomic status, education, physical environment, employment, social support networks, and access to health-care services.”.

**SUBTITLE I. MEDICAID HOSPITAL SUPPLEMENTAL PAYMENT**

Sec. 5081. Short title.

This subtitle may be cited as the “Medicaid Hospital Supplemental Payment Amendment Act of 2019”.

Sec. 5082. The Medicaid Hospital Outpatient Supplemental Payment Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.01 *et seq.*), is amended as follows:

(a) Section 5062(5) (D.C. Official Code § 44-664.01(5)) is amended by striking the phrase “ending between October 1, 2015, and September 30, 2016” and inserting the phrase “between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed” in its place.

(b) Section 5064(a) (D.C. Official Code § 44-664.03(a)) is amended as follows:

(1) The lead-in language is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

(2) Paragraph (1) is amended by striking the phrase “District Fiscal Year (“DFY”) 2019” and inserting the phrase “each District Fiscal Year” in its place.

(3) Paragraph (2) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

(c) Section 5065(b)(1) (D.C. Official Code § 44-664.04) is amended by striking the phrase “October 1, 2017” and inserting the phrase “October 1, 2018” in its place.

(d) Section 5066 (D.C. Official Code § 44-664.05) is amended as follows:

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

(A) Paragraph (1) is amended by striking the phrase “October 1, 2018” and inserting the phrase “October 1, 2019” in its place.

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

(i) Strike the phrase “DFY 2016” both times it appears and insert the phrase “District Fiscal Year” in its place.

(ii) Strike the phrase “District private hospital” and insert the phrase “District private hospital for the District fiscal year 3 years prior to the current fiscal year” in its place.

(C) Paragraph (3) is amended by striking the phrase “DFY 2019” and inserting the phrase “each District Fiscal Year” in its place.

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

(A) Paragraph (1) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1, 2019" in its place.

(B) Paragraph (3) is amended by striking the phrase "DFY 2019" and inserting the phrase "each District Fiscal Year" in its place.

(e) Section 5067(a)(2) (D.C. Official Code § 44-664.06(a)(2)) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1 of each year" in its place.

(f) Section 5070 (D.C. Official Code § 44-664.09) is amended by striking the phrase "September 30, 2019" and inserting the phrase "September 30, 2029" in its place.

Sec. 5083. The Medicaid Hospital Inpatient Rate Supplement Act of 2017, effective December 13, 2017 (D.C. Law 22-033; D.C. Official Code § 44-664.11 *et seq.*), is amended as follows:

(a) Section 5082(4) (D.C. Official Code § 44-664.11(4)) is amended by striking the phrase "ending between October 1, 2015, and September 30, 2016" and inserting the phrase "between October 1 and September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed" in its place.

(b) Section 5084 (D.C. Official Code § 44-664.13) is amended as follows:

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

(A) Paragraph (1) is amended by striking the phrase "October 1, 2017" and inserting the phrase "October 1, 2018" in its place.

(B) Paragraph (2) is amended by striking the phrase "\$8.6 million" and inserting the phrase "\$8,814,004" in its place.

(2) Subsection (c) is amended by striking the phrase "August 1, 2018" and inserting the phrase "August 1, 2019" in its place.

(c) Section 5085(b) (D.C. Official Code § 44-664.14(b)) is amended by striking the phrase "October 1, 2018" and inserting the phrase "October 1 of each District Fiscal Year" in its place.

(d) Section 5089 (D.C. Official Code § 44-664.18) is amended by striking the phrase "September 30, 2019" and inserting the phrase "September 30, 2029" in its place.

#### **SUBTITLE J. NOT-FOR-PROFIT HOSPITAL CORPORATION FISCAL OVERSIGHT AND TRANSITION PLANNING**

Sec. 5091. Short title.

This subtitle may be cited as the "Not-for-Profit Hospital Corporation Fiscal Oversight and Transition Planning Amendment Act of 2019".

**ENROLLED ORIGINAL**

Sec. 5092. The Not-For-Profit Hospital Corporation Establishment Amendment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 44-951.01 *et seq.*), is amended as follows:

(a) Section 5115 (D.C. Official Code § 44-951.04) is amended as follows:

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

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

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

“(A) The Corporation shall be governed by a Board of Directors, which shall consist of 13 members, 11 of whom shall be voting members and 2 of whom shall be non-voting members.”.

(ii) Subparagraph (D) is amended to read as follows:

“(D) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.”.

(2) New subsections (l) and (m) are added to read as follows:

“(l)(1) Subsections (a), (b), (c), (d), (e), and (f) of this section shall expire if:

“(A) By September 15, 2019, the Board does not adopt a revised budget for Fiscal Year 2020 that has been certified by the Chief Financial Officer of the District of Columbia as being balanced with a District operating subsidy of \$22.14 million or less;

“(B) At any time in Fiscal Year 2020, an annual subsidy of more than \$22.14 million is required; or

“(C) At any time after September 30, 2020, a District operating subsidy of more than \$15 million per year is required.

“(2) The Chief Financial Officer shall file written notice with the Office of the Secretary to the Council as to whether any of the conditions set forth in paragraph (1) of this subsection has been met.

“(m) If any of the conditions set forth in subsection (l)(1) of this section has been met:

“(1) The Corporation shall be governed by a Fiscal Management Board, which shall serve as a control board, consisting of 9 members, 7 of whom shall be voting members and 2 of whom shall be non-voting members.

“(2) Voting members of the Fiscal Management Board shall include:

“(A) The Chief Financial Officer of the District of Columbia, or his or her designee, who shall serve as chair of the Fiscal Management Board;

“(B) The Deputy Mayor for Health and Human Services, or his or her designee;

“(C) The Director of the Child and Family Services Agency, or his or her designee;

“(D) A citizen member from Ward 8, appointed by the Mayor;

“(E) A citizen member, appointed by the Mayor, who has experience serving as the City Administrator of the District of Columbia; and

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“(F) One representative from each of the two unions maintaining the largest collective bargaining units at United Medical Center.

“(3) The Chief Executive Officer of the Corporation and the Chief Medical Officer of the Corporation shall serve as non-voting ex officio members.

“(4) Members of the Fiscal Management Board shall serve until January 31, 2023.”.

(b) Section 5120 (D.C. Official Code § 44-951.09) is amended as follows:

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

(2) Newly designated subsection (a) is amended by striking the phrase “to the Mayor.” and inserting the phrase “to the Mayor. Prior to submission to the Mayor, the proposed operating budget must be certified by the Chief Financial Officer of the District of Columbia as being balanced.” in its place.

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

“(b)(1) If any of the conditions set forth in section 5115(l) has been met., the Fiscal Management Board shall meet no later than 30 days thereafter and approve an operating budget that supports the following services:

“(A) An emergency department;

“(B) Behavioral health (psychiatric) services; and

“(C) The inpatient, outpatient, and support services necessary to provide services pursuant to subparagraphs (A) and (B) of this paragraph, appropriately scaled to require a District operating subsidy equal to or less than \$22.14 million in Fiscal Year 2020 or equal to or less than \$15 million per year thereafter. .

“(2) No later than 15 days after the approval by the Fiscal Management Board of an operating budget pursuant to paragraph (1) of this subsection, the Chief Financial Officer of the District of Columbia shall determine whether the budget approved by the Financial Management Board can be certified as meeting the requirements set forth in paragraph (1) of this subsection.

“(3) The following requirements shall govern any reduction-in-force (“RIF”) necessitated by an operating budget adopted pursuant to paragraph (1) of this subsection:

“(A) Before implementing a RIF, the United Medical Center shall provide 30 days’ notice to the affected unions.

“(B) In structuring a RIF, the Financial Management Board shall make utmost efforts to ensure that front-line care givers and support staff are affected the least and that all reductions comply with any existing collective bargaining agreement.”.

(c) A new section 5130 is added to read as follows:

“Sec. 5130. Dissolution.

“(a) By December 31, 2022, the United Medical Center shall cease admitting new patients.

“(b) By January 31, 2023, the United Medical Center shall cease patient operations.

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“(c) On January 31, 2023, the Corporation shall dissolve. All of its assets (including cash, accounts receivable, reserve funds, real or personal property, and contract and other rights), positions, personnel, and records, and the unexpended balances of appropriations, allocations, and other funds available or to be made available to it, shall revert to the District.

“(d) The Office of the Chief Financial Officer shall ensure that the Fiscal Year 2023 year-end audit for the Not-for-Profit Hospital Corporation is executed properly.”.

Sec. 5093. The East End Health Equity Amendment Act of 2018, effective March 28, 2019 (D.C. Law 22-273; 66 DCR 1581), is repealed.

Sec. 5094. Section 8 of the Health Services Planning Program Re-establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-407), is amended as follows:

(a) Subsection (b) is amended by adding new paragraphs (18) and (19) to read as follows:

“(18) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a full-service, community hospital by the District on the St. Elizabeths Hospital Campus (“East End Hospital”) with 200 licensed beds.

“(19) Except as provided in subsection (k) of this section, the acquisition of equipment for, and the construction of, a skilled nursing facility in Ward 7 or 8 with up to 125 licensed beds that shall be constructed to accommodate the safe transition of patients who require skilled nursing from United Medical Center by December 31, 2021.”.

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

“(k) The provisions of subsection (b)(18) and (19) of this section shall apply upon the satisfaction of the following conditions:

“(1) The execution of a mutually agreed upon contract between the District and a hospital operator to operate and manage the East End Hospital that includes, without limitation, requirements to:

“(A) Provide a detailed workforce development plan that includes strategies to:

“(i) Prepare qualified District residents for employment at the East End Hospital;

“(ii) Train District residents for employment at the East End Hospital; and

“(iii) Provide preference in hiring for employment at the East End Hospital to:

“(I) Qualified employees of United Medical Center who meet the minimum standards for employment established by the hospital operator;; and

“(II) District residents, with a particular emphasis on the residents of Wards 7 and 8.

“(B) Hire a majority of the current non-supervisory employees of United Medical Center; and

“(C) Enter into a labor peace agreement with a labor organization that requests a labor peace agreement and which represents, or reasonably might represent, workers at the hospital; and

“(2)(A)(i) The filing, by the Mayor, with the Office of the Secretary to the Council of one or more academic affiliation agreements (including physician services agreements) between Howard University and one or more health care facilities to ensure that Howard University College of Medicine meets its applicable accreditation requirements to continue its academic mission.

“(ii) For the purposes of this subparagraph the term “health care facilities” shall not be limited to health care facilities in the District or existing health care facilities, and may include the East End Hospital; and

“(B) The submission of an academic affiliation agreement in accordance with subparagraph (A) of this paragraph that specifies accommodations for Howard University College of Medicine’s medical faculty, medical students, and medical residents; provided, that such an agreement may summarize or redact any confidential information negotiated between the contracting parties.”.

Sec. 5095. Applicability.

This subtitle shall apply as of July 1, 2019.

#### **SUBTITLE K. D.C. HEALTHCARE ALLIANCE REFORM**

Sec. 5101. Short title.

This subtitle may be cited as the “D.C. Healthcare Alliance Reform Amendment Act of 2019”.

Sec. 5102. Section 7b of the Health Care Privatization Amendment Act of 2001, effective December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407), is amended to read as follows:

“Sec. 7b. D.C. Healthcare Alliance recertification.

“(a) A D.C. Healthcare Alliance (“Alliance”) enrollee who enrolls in the Alliance before April 1, 2023, shall be required to recertify his or her enrollment every 6 months.

“(b) An Alliance enrollee who enrolls in the Alliance after March 31, 2023, shall be required to recertify his or her enrollment on an annual basis.

“(c) An enrollee may recertify in person with the Department of Human Services or, if the Alliance is incorporated into the D.C. Health Link program, with the District of Columbia Health Benefit Exchange Authority.”.

**SUBTITLE L. FORT DUPONT ICE ARENA CONSTRUCTION  
ACCELERATION**

Sec. 5111. Short title.

This subtitle may be cited as the “Fort Dupont Ice Arena Construction Acceleration Act of 2019”.

Sec. 5112. Fort Dupont Ice Arena Construction.

The Mayor is authorized to spend the funds in capital project QD738 to plan, design, and construct an ice arena at Fort Dupont; provided, that the process for doing so shall begin on October 1, 2019, or after \$1,300,000 is raised in private donations by the Friends of the Fort Dupont Ice Arena, whichever occurs later.

**SUBTITLE M. FIRST TIME MOTHERS HOME VISITING PROGRAM**

Sec. 5121. Short title.

This subtitle may be cited as the “Leverage for Our Future Amendment Act of 2019”.

Sec. 5122. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) A new section 105a is added to read as follows:

“Sec. 105a. First Time Mothers Home Visiting Pilot Program.

“(a)(1) DOH shall award a competitive grant in an amount not to exceed \$150,000 to a home visiting provider to support the development of a pilot program that provides evidence-based home visiting services exclusively to eligible first-time mothers in the District.

“(2) The grant issued in accordance with the subsection shall be limited to a home visiting provider that receives at least \$500,000 of its funding from private sources.”

“(b) For the purposes of this section, the term “eligible first-time mother” means a pregnant woman preparing to give birth to her first child who has enrolled in the pilot program prior to their 28th week of pregnancy and:

“(1) Has an individual income that is less than 60% of the area median income for the Washington, D.C. metropolitan area according to the statistics of the United States Department of Housing and Urban Development; or

“(2) Is eligible for Medicaid.”.

**SUBTITLE N. SENIOR STRATEGIC PLAN CLARIFICATION**

Sec. 5131. Short title

This subtitle may be cited as the “Senior Strategic Plan Clarification Amendment Act of 2019”.

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Sec. 5132. Section 307(b) of the District of Columbia Act on the Aging, effective October 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-503.07(b)) is amended as follows:

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

(1) Subparagraph (B) is amended by striking the phrase “of those populations; and” and inserting the phrase “of those populations, especially those with cognitive and other disabilities who cannot care for themselves without assistance;” in its place.

(2) A new subparagraph (B-i) is added to read as follows:

“(B-i) The number of aged residents, listed by Ward, who spend down assets in order to qualify for Medicaid, who forgo needed care because they cannot afford the care, and who spend a significant percentage of their income or assets on health care; and”.

(3) Subparagraph (C) is amended as follows:

(A) Sub-subparagraph (ii) is amended by striking the phrase “minorities; or” and inserting the phrase “minorities;” in its place.

(B) Sub-subparagraph (iii) is amended by striking the semicolon and inserting the phrase “; and” in its place.

(C) A new sub-subparagraph (iv) is added to read as follows:

“(iv) Are disabled;”.

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

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

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

“(9) Current licensing and training programs, administered by the Department of Health or the Department of Employment Services, for in-home healthcare workers and recommendations for improvements to licensing or training programs that would increase the number of in-home healthcare workers in the District.”.

**SUBTITLE O. BIRTH-TO-THREE FOR ALL DC CLARIFICATION**

Sec. 5141. Short title.

This subtitle may be cited as the “Birth-to-Three for All DC Clarification Amendment Act of 2019”.

Sec. 5142. The Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-651.01 *et seq.*), is amended as follows:

(a) Section 107(b) (D.C. Official Code § 4-651.07(b)) is amended by striking the phrase “DOH” and inserting the phrase “OSSE” in its place.

(b) Section 110(a) (D.C. Official Code § 4-651.10(a)) is amended to read as follows:



"(a) Beginning October 1, 2019, and annually thereafter until Fiscal Year 2023, DBH shall expand the number of child development centers participating in either Healthy Futures or another evidence-based program that provides behavioral health care services by an additional:

"(1) 75 child-care centers in FY 2020;

"(2) 75 child-care centers in FY 2021; and

"(3) 75 child-care centers in FY 2022."

(c) Section 301(a) is amended to read as follows:

"(a) Sections 102(g)(3), (4), and (5), 104, 106(b)(2), 107(b), 109(d), 110(a)(2) and (3), new amendatory sections 11b(a)(2) - (5), 11b(b), and 11c of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code §§ 4-410.02 and 4-410.03), within section 201(d), and sections 201(e) and 202(b), shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan."

Sec. 5143. Section 11b (a) of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-410.02(a)), is amended as follows:

"(a) OSSE shall establish payment rates for child development facilities providing care for infants and toddlers. The rate of payment shall be sufficient to provide a child development center and child development home with funding to operate based on a cost modeling analysis that incorporates costs incurred as a result of implementing the salary scale and schedule developed by OSSE pursuant to section 11a(b). Subject to appropriations, the cost of care and teacher salary scale shall be increased as follows:

"(1) By October 1, 2019, \$4,298,064 of the projected fiscal impact of the full cost of care and teacher salary scale;

"(2) By October 1, 2020, at least 25% of the projected fiscal impact of the full cost of care and teacher salary scale;

"(3) By October 1, 2021, at least 50% of the projected fiscal impact of the full cost of care and teacher salary scale;

"(4) By October 1, 2022, at least 75% of the projected fiscal impact of the full cost of care and teacher salary scale;

"(5) By October 1, 2023, and on an annual basis thereafter, OSSE shall reimburse providers at the cost of care as determined by its most recent cost modeling analysis; and

"(6) By October 1, 2024, and on a triennial basis thereafter, OSSE shall revise the payment rates based on the updated cost of care and teacher salary scale developed pursuant to section 11a(b)."

**TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT**

**SUBTITLE A. HALF STREET, SE, IMPROVEMENT GRANT**

Sec. 6001. Short title.

This subtitle may be cited as the "Half Street Improvement Amendment Act of 2019".

Sec. 6002. Section 3(c) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(c)), is amended by adding a new paragraph (4) to read as follows:

"(4) Notwithstanding paragraph (1) of this subsection, the Director may issue grants, including grants in excess of \$1 million, for the purpose of improving the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E., to the Capitol Riverfront Business Improvement District or to an owner of real property adjacent to the portion of Half Street, S.E., between N Street, S.E., and M Street, S.E.".

**SUBTITLE B. DDOT MASTER CAPITAL PROJECTS**

Sec. 6011. Short title.

This subtitle may be cited as the "Master Transportation Capital Projects Amendment Act of 2019".

Sec. 6012. Section 3(e) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(e)), is amended as follows:

(a) Paragraph (1) is amended by striking the phrase "directly from capital projects" and inserting the phrase "directly from Master capital projects" in its place.

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

(1) Strike the phrase "each capital project created in fiscal year 2012 or later" and insert the phrase "each capital project" in its place.

(2) Strike the phrase "created in Fiscal Year 2018 or later." and insert a period in its place.

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

(1) Strike the phrase "capital project created in Fiscal Year 2012 or later" and insert the phrase "capital project" in its place.

(2) Strike the phrase "created in Fiscal Year 2018 or later." and insert a period in its place.

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

(1) Subparagraph (A) is amended by striking the phrase "to the applicable Master local transportation capital project created in Fiscal Year 2018 or later" and inserting the phrase "to an applicable Master local transportation capital project" in its place.

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

“(B) For the purposes of this paragraph, the term “associated project” means a Related Project with a current fund balance.”.

(3) Subparagraph (C) is repealed.

**SUBTITLE C. DEPARTMENT OF FOR-HIRE VEHICLES AMENDMENT**

Sec. 6021. Short title.

This subtitle may be cited as the “Department of For-Hire Vehicles Amendment Act of 2019”.

Sec. 6022. The Department of For-Hire Vehicles Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code § 50-301.01 *et seq.*), is amended as follows:

(a) Section 8(f) (D.C. Official Code § 50-301.07(f)) is repealed.

(b) Section 20a(k) (D.C. Official Code § 50-301.20(k)), is amended by striking the phrase “monthly revenue reports on the Fund by the 15th of every month” and inserting the phrase “a quarterly revenue report on the Fund by the 15th of the month following the end of each quarter” in its place.

**SUBTITLE D. PARKING ENFORCEMENT AUTHORITY**

Sec. 6031. Short title.

This subtitle may be cited as the “Parking Enforcement When a Motor Vehicle Operator Leaves the Site of a Violation Amendment Act of 2019”.

Sec. 6032. Section 303(c-1) of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2303.03(c-1)), is amended by striking the phrase “When a violation is detected by an automated parking enforcement system, the Mayor shall” and inserting the phrase “When a violation is detected by an automated parking enforcement system, or when the operator of a motor vehicle leaves the site of a violation before personal service or service by affixing the notice to the vehicle can be effectuated, the Mayor may” in its place.

**SUBTITLE E. TRANSIT SUBSIDIES CLARIFICATION**

Sec. 6041. Short title.

This subtitle may be cited as the “Student, Foster Youth, Summer Youth Employee, and Adult Learner Transit Subsidies Act of 2019”.

Sec. 6042. Definitions.

For the purposes of this subtitle, the term “public transit services operated by the District government” means the D.C. Circulator bus system and the District’s streetcar system.

Sec. 6043. Transit subsidy agreement.

To accomplish the mandates of this subtitle, the Mayor may enter into one or more agreements with the Washington Metropolitan Area Transit Authority for the transportation of elementary and secondary school students, adult learners, foster youth, and summer youth employees at subsidized or free fares.

Sec. 6044. Kids Ride Free transit subsidy program.

(a) The Mayor may establish a subsidy program, to be known as Kids Ride Free ("Kids Ride Free Program"), under which District elementary and secondary school students shall receive free fares on the Metrorail system, Metrobus system, and public transit systems operated by the District government.

(b) To be eligible for the Kids Ride Free Program, a student shall be:

(1) A resident of the District under 22 years of age; and

(2) Enrolled in one of the following:

(A) A traditional District of Columbia public school or public charter school;

(B) An alternative, adult, or special education District of Columbia public school or public charter school;

(C) A private school, including a parochial school, in the District;

(D) An education program operated by the Office of the State Superintendent of Education; or

(E) Homeschooling in the District.

(c) The Mayor may require each student, student's parent or guardian, or student's school to file an application on behalf of the student to participate in the Kids Ride Free Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Kids Ride Free Program and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration of the Kids Ride Free Program.

Sec. 6045. Transit subsidy for youth in the District's foster care system.

(a) The Mayor may establish a program ("Foster Youth Program") to allow youth in the District's foster care system to receive free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Foster Youth Program, a foster youth must be under 21 years of age.

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(c) The Mayor may require each foster youth, or the foster youth's parent, guardian, or custodian to file an application on behalf of the foster youth to participate in the Foster Youth Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may establish standards for eligibility to participate in the Foster Youth Program, and may impose such other restrictions on eligibility and the use of free fares, including limiting the use of free fares to educational and employment purposes, that the Mayor deems appropriate for the proper operational and fiscal administration and of the Foster Youth Program.

**Sec. 6046. Summer Youth Employment Program transit subsidy.**

(a)(1) The Mayor shall establish a program ("SYEP Program") to allow participants in the Summer Youth Employment Program ("SYEP") administered by the Mayor pursuant to section 2(a)(1) of the Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241(a)(1)), to travel at subsidized or free fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(2) The total subsidy provided to an individual pursuant to paragraph (1) of this subsection shall at least equal the cost of a roundtrip regular Metrobus fare for every program day of the SYEP.

(b) To be eligible to participate in the SYEP Program, an SYEP participant:

(1) Must be 24 years of age or younger; and

(2) May not receive a subsidy pursuant to section 6044 or 6045 during the individual's SYEP participation.

(c) The Mayor may require each SYEP participant or the SYEP participant's parent or guardian to file an application on the SYEP participant's behalf to participate in the SYEP Program.

(d) The Mayor may impose a fee for the issuance or replacement of a transit card.

(e) The Mayor may:

(1) Establish standards for eligibility to participate in the SYEP Program;

(2) Limit the use of subsidized fares to transportation to and from SYEP employment, internships, and related activities; and

(3) Impose such other restrictions on eligibility and the use of subsidized or free fares that the Mayor deems appropriate for the proper operational and fiscal administration of the SYEP Program.

**Sec. 6047. Adult learners transit subsidy.**

(a) Subject to available funds, the Mayor shall establish a program ("Adult Learners Program") for students of adult learning programs to receive subsidized fares on the Metrorail system, Metrobus system, and public transit services operated by the District government.

(b) To be eligible to participate in the Adult Learners Program, a student shall be:

- (1) Eighteen years of age or older;
- (2) A District resident;
- (3) Not eligible for a free fare pursuant to section 6044 or 6045; and
- (4) Enrolled in an adult learning program that is operated by or receives funding

from:

- (A) A local education agency in the District, including the District of Columbia Public Schools or a public charter school;
- (B) The District of Columbia Public Library;
- (C) The Office of the State Superintendent of Education; or
- (D) The University of the District of Columbia Workforce Development and Lifelong Learning Program.

(c) Beginning in Fiscal Year 2020, an eligible student shall receive a subsidy equal to at least \$70 per month for each month the student is enrolled in an adult learning program.

**Sec. 6048. Rules.**

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

**Sec. 6049.** An Act To provide for the regulation of fares for the transportation of schoolchildren in the District of Columbia, approved August 9, 1955 (69 Stat. 616; D.C. Official Code § 35-232 *et seq.*), is repealed.

**SUBTITLE F. CLEANENERGY DC IMPLEMENTATION**

**Sec. 6051. Short title.**

This subtitle may be cited as the “CleanEnergy Implementation Amendment Act of 2019”.

**Sec. 6052.** Section 210(c)(12)(A) of the Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)(12)(A)), is amended as follows:

(a) Sub-subparagraph (ii) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Sub-subparagraph (iii) is amended by striking the period and inserting a semicolon in its place.

(c) New sub-subparagraphs (iv) and (v) are added to read as follows:

“(iv) Support the implementation of the transportation emission reduction initiative required by section 6(j)(1A) of the District of Columbia Traffic Act, 1925,

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approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(j)(1A)), including by covering the costs incurred by other District agencies to implement the initiative; and

“(v) Support the implementation of the energy retrofit program required by section 303(1) of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; D.C. Official Code § 8-1772.22), including by covering the costs incurred by other District agencies to implement the program.”.

### **SUBTITLE G. CRIAC ASSISTANCE FUND**

Sec. 6061. Short title.

This subtitle may be cited as the “Clean Rivers Impervious Area Charge Assistance Fund Amendment Act of 2019”.

Sec. 6062. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 113a to read as follows:

“Sec. 113a. CRIAC Assistance Fund.

“(a) There is established as a special fund the Clean Rivers Impervious Area Charge Assistance Fund (“Fund”), which shall be administered by the Mayor in accordance with subsection (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Such amounts as may be appropriated to the Fund; and

“(2) Any amounts appropriated in Fiscal Year 2019 for the implementation of the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b), that remain unspent at the end of that fiscal year.

“(c) Money in the Fund shall be used to pay for the costs of implementing the financial assistance programs authorized by section 216b of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 34-2202.16b).

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

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

Sec. 6063. Applicability.

This subtitle shall apply as of September 30, 2019.

**SUBTITLE H. RESIDENTIAL PARKING PERMIT**

Sec. 6071. Short title.

This subtitle may be cited as the "Residential Parking Permit Amendment Act of 2019".

Sec. 6072. Section 2415.3 of Title 18 of the District of Columbia Municipal Regulations is amended to read as follows:

"2415.3 The fee for a one-year residential permit parking sticker shall be \$50 annually for the 1st vehicle permitted per legal-mailing address, \$75 for the 2nd vehicle permitted per legal-mailing address, \$100 for the 3rd vehicle permitted per legal-mailing address, and \$150 for any vehicle beyond the 1st 3 vehicles permitted per legal-mailing address, except permits issued to residents 65 years of age or older shall be \$35 annually for the 1st vehicle permitted per legal-mailing address."

**SUBTITLE I. DRIVING WHILE USING A MOBILE TELEPHONE MINOR PROHIBITION AMENDMENT**

Sec. 6081. Short title.

This subtitle may be cited as the "Driving While Using a Mobile Telephone Minor Prohibition Amendment Act of 2019".

Sec. 6082. The Distracted Driving Safety Act of 2004, effective March 30, 2004 (D.C. Law 15-124; D.C. Official Code § 50-1731.01 *et seq.*), is amended as follows:

(a) Section 5(b) (D.C. Official Code § 50-1731.05(b)) is amended by striking the phrase "A person who holds a learner's permit" and inserting the phrase "A person who holds a learner's permit or is under the age of 18" in its place.

(b) Section 6(a) (D.C. Official Code § 50-1731.06(a)) is amended by striking the phrase "that the fine" and inserting the phrase "that, for a violation of section 4, the fine" in its place.

**SUBTITLE J. OFFICE OF URBAN AGRICULTURE ESTABLISHMENT**

Sec. 6091. Short title.

This subtitle may be cited as the "Office of Urban Agriculture Establishment Amendment Act of 2019".

Sec. 6092. The District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01 *et seq.*), is amended by adding a new section 109a to read as follows:

"Sec. 109a. Office of Urban Agriculture establishment.

"(a) There is established an Office of Urban Agriculture ("Office") within DOEE.

"(b) The mission of the Office shall be to encourage and promote urban, indoor, and other emerging agriculture practices in the District, including:



- “(1) Community gardens and farms;
- “(2) Rooftop farms, indoor farms, and greenhouses;
- “(3) Hydroponic, aeroponic, and aquaponic farm facilities; and
- “(4) Other innovations in urban agricultural production.

“(c) The duties of the Office shall include:

“(1) Developing and implementing District-wide policies and programs to promote urban farming and agriculture, including the Urban Farming Land Lease Program under section 3a of the Food Production and Urban Gardens Program Act of 1986, effective April 30, 2015 (D.C. Law 20-248; D.C. Official Code § 48-402.01), the tax abatements under D.C. Official Code § 47-868, and the Sustainable Urban Agriculture Apiculture Act of 2012, effective April 20, 2013 (D.C. Law 19-262; D.C. Official Code § 8-1825.01 *et seq.*);

“(2) Collaborating with and providing guidance to other District agencies implementing urban agriculture programs;

“(3) Engaging in outreach to share best practices, provide mentorship, and offer technical assistance with urban agriculture programs; and

“(4) Applying for and accepting agriculture grants on behalf of DOEE.”.

Sec. 6093. Section 2(1) of the Food Production and Urban Gardens Program Act of 1986, effective February 28, 1987 (D.C. Law 6-210; D.C. Official Code § 48-401(1)), is amended by striking the phrase “Department of General Services” and inserting the phrase “Department of Energy and Environment” in its place.

Sec. 6094. Section 2a(b)(4)(B) of the Division of Park Services Act of 1988, effective March 16, 1988 (D.C. Law 7-209; D.C. Official Code § 10-166.01(b)(4)(B)), is repealed.

Sec. 6095. Section 47-868(d)(1) of Title 47 of the District of Columbia Official Code is amended by striking the phrase “Department of General Services” and inserting the phrase “Department of Energy and Environment” in its place.

#### **SUBTITLE K. TEMPORARY VISITOR PARKING PERMIT PROGRAM TRANSFER**

Sec. 6101. Short title

This subtitle may be cited as the “Temporary Visitor Parking Permit Program Transfer Regulation Amendment Act of 2019”.

Sec. 6102. Section 2414.5 of Title 18 of the District of Columbia Municipal Regulations is amended by striking the phrase “Chief of Police” both times it appears and inserting the phrase “Director of the District Department of Transportation” in its place.

Sec. 6103. Applicability.

This subtitle shall apply as of January 1, 2020.

**SUBTITLE L. CONGESTION PRICING STUDY AMENDMENT**

Sec. 6111. Short title.

This subtitle may be cited as the “Congestion Pricing Study Amendment Act of 2019”.

Sec. 6112. Subsection (c)(4)(A) of the text under the heading “ASSESSMENT AND PERMIT WORK” of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for fiscal year ending June thirtieth, eighteen hundred and ninety-five, and for other purposes, approved August 7, 1894 (28 Stat. 247; D.C. Official Code § 9-401.06(c)(4)(A)), is amended by striking the phrase “provided,” and inserting the phrase “provided, that in Fiscal Year 2020, an agreement to conduct a congestion pricing study shall not exceed \$500,000; provided further,” in its place.

Sec. 6113. Section 9m of the Department of Transportation Establishment Act of 2002, effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 50-921.21), is amended as follows:

(a) The section heading is amended by striking the word “study” and inserting the word “studies” in its place.

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

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

“(b) By July 1, 2020, the District Department of Transportation, in consultation with the Office of the Chief Financial Officer, other District agencies, or organizations such as DC Sustainable Transportation, as needed, shall make publicly available a study that evaluates and makes recommendations regarding the potential benefits of congestion pricing on the District, including:

“(1) An analysis of the effect of intra-district tolls;

“(2) An analysis of the effect of tolls for vehicles entering the District via the District’s bridges;

“(3) An analysis of the effect of different pricing strategies;

“(4) An analysis of how different pricing strategies would be compatible with the introduction of autonomous vehicles;

“(5) An analysis of the effect on demographic, geographical, and income-level equity, as well as the effect on District residents and non-residents;

“(6) An analysis of the potential to raise revenue; and

“(7) An analysis of the potential benefits of regional collaboration.”.

**SUBTITLE M. LEAD SERVICE LINE REPLACEMENT**

Sec. 6121. Short title.

This subtitle may be cited as the "Lead Service Line Replacement Amendment Act of 2019".

Sec. 6122. Section 6019b of the Lead Service Line Priority Replacement Assistance Act of 2004, effective March 13, 2019 (D.C. Law 22-241; D.C. Official Code § 34-2159), is amended as follows:

(a) Subsection (a) is amended by striking the phrase "on public property is not a lead water service line" and inserting the phrase "on public property is not a lead water service line, whether in whole or in part" in its place.

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

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

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

"(2) DC Water may use funding provided pursuant to this section to pay for administrative costs incurred in administering the Program."

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

"(i)(1) There is established as a special fund the Lead Service Line Replacement Fund ("Fund"), which shall be administered by the Mayor in accordance with paragraph (3) of this subsection.

"(2) Revenue from the following sources shall be deposited in the Fund:

"(A) Such amounts as may be appropriated to the Fund; and

"(B) Any amounts appropriated in Fiscal Year 2020 for the implementation of the Program that remain unspent at the end of Fiscal Year 2020.

"(3) Money in the Fund shall be used to pay the costs of implementing the Program.

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

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

**TITLE VII. FINANCE AND REVENUE**

**SUBTITLE A. KEEP CHILD CARE AFFORDABLE TAX CREDIT**

Sec. 7001. Short title.

This subtitle may be cited as the "Keep Child Care Affordable Tax Credit Amendment Act of 2019".

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Sec. 7002. Chapter 18 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the phrase “§ 47-1806.15. Early learning tax credit.” and inserting the phrase “§ 47-1806.15. Keep child care affordable tax credit.” in its place.

(b) Section 47-1806.15 is amended as follows:

(1) The heading is amended to read as follows:

“§ 47-1806.15. Keep child care affordable tax credit.”.

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

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

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

(ii) The newly designated subparagraph (A) is amended by striking the period and inserting the phrase “and licensed pursuant to § 7-2034 unless exempt pursuant to § 7-2033(5).” in its place.

(iii) A new subparagraph (B) is added to read as follows:

“(B) This paragraph shall apply for tax years beginning on or after January 1, 2018.”.

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

“(1) “Base year” means the calendar year beginning January 1, 2018, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a deduction or exemption shall become effective, whichever is later.”.

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

“(2) “Consumer Price Index” means the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.”.

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

“(2A) “Cost-of-living adjustment” means an amount, for any calendar year, equal to the dollar amount set forth in this section multiplied by the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.”.

(3) Subsection (b)(2) is amended to read as follows:

“(2)(A) The amount of the credit shall be the lesser of:

“(i) The total amount of all eligible child care expenses paid by the taxpayer in the taxable year; or

“(ii) The limit per eligible child, as set forth in subparagraph (B) of this paragraph, multiplied by the number of the taxpayer’s eligible children.

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“(B)(i) For the taxable years beginning on January 1, 2018, and January 1, 2019, the limit per eligible child shall be \$1,000.

“(ii) For each taxable year beginning after December 31, 2019, the limit per eligible child set forth in sub-subparagraph (i) of this subparagraph shall be increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$5, rounded down to the next multiple of \$5).”.

(4) Subsection (d)(5) is amended to read as follows:

“(5) The taxpayer's District taxable income for the taxable year exceeds the following amounts and increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100):

“(A) For the taxable year ending December 31, 2018:

“(i) Single and head of household: \$750,000;

“(ii) Married filing jointly: \$750,000; or

“(iii) Married filing separately: \$375,000.”

“(B) For taxable years beginning on or after January 1, 2019:

“(i) Single and head of household: \$150,000;

“(ii) Married filing jointly: \$150,000; or

“(iii) Married filing separately: \$75,000.”.

(5) Subsection (f) is repealed.

Sec. 7003. Applicability.

This subtitle shall apply as of January 1, 2019.

**SUBTITLE B. KEEP HOUSING AFFORDABLE INCREASED TAX RELIEF**

Sec. 7011. Short title.

This subtitle may be cited as the “Keep Housing Affordable Increased Property Tax Relief Amendment Act of 2019”.

Sec. 7012. Section 47-1806.06 of the District of Columbia Official Code is amended as follows:

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

(1) Paragraph (1) is amended by striking the phrase “a total of \$1,000” and inserting the phrase “the maximum credit amount” in its place.

(2) Paragraph (2) is amended by adding a new subparagraph (D) to read as follows:

“(D) For taxable years beginning after December 31, 2018, the percentage required under paragraph (1) of this subsection to be determined for all claimants other than eligible senior claimants shall be the percentage specified in the following table:

“If adjusted gross income is: Tax credit equals:

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3.0% of adjusted gross income of the tax filing unit	"\$0 - 24,999	100% of property tax* exceeding
4.0% of adjusted gross income of the tax filing unit	"\$25,000 - \$51,999	100% of property tax* exceeding
5.0% of adjusted gross income of the tax filing unit	"\$52,000 - \$55,000	100% of property tax* exceeding

\*or rent paid constituting property tax (20% of rent).".

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

(1) Paragraph (9) is amended by striking the figure "\$60,000" and inserting the phrase "the eligibility income threshold amount" in its place.

(2) New paragraphs (10), (11), (12), (13), and (14) are added to read as follows:

"(10) The term "base year" means the calendar year beginning January 1, 2015, or the calendar year beginning one calendar year before the calendar year in which the new dollar amount of a maximum credit amount or eligibility income threshold amount shall become effective, whichever is later.

"(11) The term "Consumer Price Index" means, for any calendar year, the average of the Consumer Price Index for All Urban Consumers for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such successor metropolitan statistical area that includes the District), or any successor index, as of the close of the 12-month period ending on July 31 of such calendar year.

"(12) The term "cost-of-living adjustment" means, for any calendar year, the difference between the Consumer Price Index for the preceding calendar year and the Consumer Price Index for the base year, divided by the Consumer Price Index for the base year.

"(13) The term "eligibility income threshold amount" means:

"(A) For the taxable year beginning January 1, 2015, \$60,000 for eligible senior claimants and \$40,000 for all other claimants;

"(B) For the taxable year beginning January 1, 2016, \$60,000 for eligible senior claimants and \$40,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100); and

"(C) For the taxable year beginning January 1, 2019, \$75,000 for eligible senior claimants and \$55,000 for all other claimants, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$100, rounded down to the next multiple of \$100).

"(14) The term "maximum credit amount" means:

"(A) For the taxable year beginning January 1, 2015, \$1,000;

"(B) For the taxable year beginning January 1, 2016, \$1,000, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25); and

“(C) For the taxable year beginning January 1, 2019, \$1,200, increased annually pursuant to the cost-of-living adjustment (if the adjustment does not result in a multiple of \$25, rounded down to the next multiple of \$25).”.

(c) Subsection (j)(1) is amended by striking the phrase “income tax return. The tax filing unit also includes any other persons who would be claimed as dependents on that tax return.” and inserting the phrase “income tax return.” in its place.

(d) Subsection (r) is repealed.

(e) A new subsections (s) is added to read as follows:

“(s) A claimant who is not required to file a return pursuant to § 47-1805.02 may file an alternative form prescribed by the Chief Financial Officer to claim the credit under this section. Notwithstanding § 47-1805.01(a), for taxable years beginning after December 31, 2019, claimants filing an alternative form may file it electronically in a manner prescribed by the Chief Financial Officer.”.

Sec. 7013. Applicability.

This subtitle shall apply as of January 1, 2019.

#### **SUBTITLE C. RECORDATION AND TRANSFER TAXES**

Sec. 7021. Short title.

This subtitle may be cited as the “Recordation and Transfer Taxes Amendment Act of 2019”.

Sec. 7022. Section 303 of the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103), is amended as follows:

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

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

(A) The lead-in language is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(B) Subparagraph (A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(2) Paragraph (2) is amended by striking the phrase “shall be 2.2%.” and inserting the phrase “shall be 2.2%; provided further, that, beginning October 1, 2019, at the time it is submitted for recordation, a deed that evidences a transfer of an economic interest in real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813 (except for a deed solely transferring an economic interest relating to a residential unit within a cooperative housing association), shall be taxed at the rate of 5.0% of the consideration allocable to the real property if the value of the consideration allocable to the real property is \$2 million or more; provided further, that for the purposes of the foregoing provision, a deed shall be

considered to evidence a transfer of an economic interest in Class 2 Property if any portion of the building or structure in which the interest in real property being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to the execution of the deed, the majority ownership of the economic interest being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect).”.

(3) Paragraph (3)(A) is amended by striking the phrase “subsection (a-4)” and inserting the phrase “subsections (a-4) and (a-5)” in its place.

(b) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Fund Act of 1988, effective March 18, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

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

“(a-5)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a:

“(A) Deed that is subject to the tax under subsection (a)(1) of this section if:

“(i) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(ii) The taxed or imputed consideration for the deed is \$2 million or more.

“(B)(i) Security interest instrument that is subject to the tax under subsection (a)(3) of this section if the security interest instrument:

“(I) Encumbers real property any part of which is classified as Class 2 Property under D.C. Official Code § 47-813; and

“(II) Secures a debt of \$2,000,000 or greater and only to the extent any part thereof exceeds an exemption from taxation under this chapter.

“(ii) For the purposes of this subparagraph, debts in security interest instruments recorded on the same day and pertaining to the same real property shall be aggregated to determine whether the \$2,000,000 threshold has been met; in the case in which such threshold is met, the tax under this subsection shall apply to each such security interest instrument regardless of the amount of debt secured by such security interest instrument.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property and a security interest instrument shall be considered to encumber Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument is classified as Class 2 Property, regardless of whether that portion is transferred in the deed or encumbered by the security interest instrument, if, prior to execution of the deed or security



interest instrument, the majority ownership of the real property (or interest in real property) being transferred by the deed or encumbered by the security interest instrument and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under D.C. Official Code § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within such deed.”.

(d) Subsection (e)(1) is amended by striking the phrase “(a) and (a-4)” and inserting the phrase “(a), (a-4), and (a-5)” in its place.

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

“(h) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the remainder shall be deposited in the General Fund of the District of Columbia.”.

Sec. 7023. Section 47-903 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a-4) is amended by striking the phrase “of this section. Of the funds collected under this subsection, 15% shall be deposited in § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia” and inserting the phrase “of this section” in its place.

(b) A new subsection (a-6) is added to read as follows:

“(a-6)(1) Beginning October 1, 2019, an additional tax of 1.05%, in addition to the additional tax imposed by subsection (a-4) of this section, is imposed upon a deed that is subject to the tax under subsection (a)(1) of this section if:

“(A) The deed transfers real property (or an interest in real property) any part of which is classified as Class 2 Property under § 47-813; and

“(B) The taxed or imputed consideration for such deed is \$2 million or more.

“(2) For the purposes of this subsection, a deed shall be considered to transfer Class 2 Property if any portion of the building or structure in which the real property (or interest in real property) being transferred by the deed is located is classified as Class 2 Property, regardless of whether that portion is transferred in the deed, if, prior to execution of the deed, the majority ownership of the real property (or interest in real property) being transferred by the deed and a portion of the building or structure that is classified as Class 2 Property was common (whether direct or indirect); provided, that this paragraph shall not apply to a deed solely transferring real property for which the homestead deduction is applied for under § 47-850, if the homestead deduction is applied for simultaneously with the recordation of the deed and the deduction is granted or to an accessory lot included within the deed.”.

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

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“(f) Of the funds collected under this section, 15% shall be deposited in the Housing Production Trust Fund established by § 42-2802 and the remainder shall be deposited in the General Fund of the District of Columbia.”.

Sec. 7024. Sunset.

This subtitle shall expire on September 30, 2023.

**SUBTITLE D. FISCAL YEAR 2019 INTERNET SALES TAX REVENUE**

Sec. 7031. Short title.

This subtitle may be cited as the “Internet Sales Tax Revenue Amendment Act of 2019”.

Sec. 7032. Section 47-812(b-9)(2)(D)(ii) of the District of Columbia Official Code is amended to read as follows:

“(ii) IST revenue collected during the period beginning on January 1, 2019 and ending on September 30, 2019, shall be directed to the unassigned balance of the General Fund for purposes consistent with the Fiscal Year 2019 Revised Local Budget Emergency Act of 2019, passed on May 28, 2019 (Enrolled version of Bill 23-205).”.

Sec. 7033. Applicability.

This subtitle shall apply as of December 31, 2018.

**SUBTITLE E. COMMERCIAL PROPERTY TAX RATE**

Sec. 7041. Short title.

This subtitle may be cited as the “Internet Sales Tax Commercial Property Tax Rate Amendment Act of 2019”.

Sec. 7042. Section 47-812(b-9)(2) of the District of Columbia Official Code is amended as follows:

(a) Subparagraph (C)(iii) is amended by striking the phrase “Except as provided in subparagraph (D) of this paragraph, \$1.89” and inserting the figure “\$1.89” in its place.

(b) Subparagraph (D)(i) is repealed.

**SUBTITLE F. SPORTS WAGERING REVENUE**

Sec. 7051. Short title.

This subtitle may be cited as the “Sports Wagering Revenue Amendment Act of 2019”.

Sec. 7052. Title III of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019 (D.C. Law 22-312; D.C. Official Code § 36-621.01 *et seq.*), is amended as follows:

(a) Section 305(g)(3) (D.C. Official Code § 36-621.05(g)(3)) is amended to read as follows:

“(3) Obtains a waiver from DSLBD of the contracting or joint venture requirements of the CBE act; provided, that if DSLBD neither approves nor denies the request for waiver within 30 days after the submission of the request, the waiver shall be deemed approved as a matter of law.”.

(b) Section 306 (D.C. Official Code § 36-621.06) is amended as follows:

(1) Subsection (b)(3)(A) is amended by striking the figure “\$250,000” and inserting the figure “\$500,000” in its place.

(2) Subsection (c)(4)(A) is amended by striking the figure “\$50,000” and inserting the figure “\$100,000” in its place.

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

“(e) Notwithstanding section 4(c)(20), a Class A operator may apply to operate sports wagering conducted over the internet, through mobile applications, or through other digital forms, but not through a physical location, outside of the physical confines of its approved sports wagering facility, within 2 blocks of its designated facility; provided, that the sports wagering conducted by a Class A operator over the internet, through mobile applications, or through other digital forms may not function within the physical confines of a different Class A operator’s designated facility.”.

(c)(1) Section 315(c)(2) (D.C. Official Code § 36-621.15(c)(2)) is repealed.

(2) This subsection shall apply as of January 30, 2019.

## **SUBTITLE G. HEALTHY KIDS REVENUE**

Sec. 7061. Short title.

This subtitle may be cited as the “Healthy Kids Revenue Amendment Act of 2019”.

Sec. 7062. Chapter 20 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-2001(r-1)(1) is amended as follows:

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

“(A) At least 50% milk, including soy, rice, or similar milk substitutes;”.

(2) Subparagraph (B) is repealed.

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

“(C) 100% fruit or vegetable juice; or”.

(4) Subparagraph (D) is repealed.

(b) Section 47-2002(a) is amended by adding a new paragraph (8) to read as follows:

“(8) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(c) Section 47-2002.02(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

(d) Section 47-2202(a) is amended by adding a new paragraph (5) to read as follows:

“(5) The rate of tax shall be 8% of the gross receipts from the sale of or charges for soft drinks.”.

(e) Section 47-2202.01(2)(A) is amended by striking the phrase “as described in § 47-2001(n)(1)(A)” and inserting the phrase “as described in § 47-2001(n)(1)(A)(i)” in its place.

#### **SUBTITLE H. WASHINGTON PARKS & PEOPLE EQUITABLE REAL PROPERTY TAX RELIEF**

Sec. 7071. Short title.

This subtitle may be cited as the “Washington Parks & People Equitable Real Property Tax Relief Act of 2019”.

Sec. 7072. Chapter 10 of Title 47 of the District of Columbia Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.”.

(b) A new section 47-1099.04 is added to read as follows:

“§ 47-1099.04. Washington Parks & People; Lots 841, 847, 848, and 851, Square 2841.

“(a) The real property located in Lots 841, 847, 848, and 851 in Square 2841 shall be exempt from real property taxation so long as the real property is owned by Washington Parks & People, a District of Columbia nonprofit corporation, and is used as a park by the public generally, as a community garden, or as a children's playground, and is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009 as if the exemption had been granted administratively under this chapter.

“(b) All real property taxes, special assessments, liens of the District of Columbia (including Clean Cities liens), interest, penalties, fees, and other related charges assessed against real property located in Lots 841, 847, 848, and 851 in Square 2841 for the period beginning with tax year 1998 and continuing through to the end of the month during which the Washington Parks & People Equitable Real Property Tax Relief Act of 2019, as approved by the Committee of the Whole on May 14, 2019 (Committee Print of Bill 23-209), becomes effective shall be forgiven and any payments made during this period shall be refunded.”.

#### **SUBTITLE I. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING MATCH**

Sec. 7081. Short title.

This subtitle may be cited as the “National Cherry Blossom Festival Fundraising Match Act of 2019”.

**Sec. 7082. National Cherry Blossom Festival Fundraising.**

(a) There is established a matching grant program to support the 2020 National Cherry Blossom Festival ("Program"), which shall be administered by the Washington Convention and Sports Authority ("Events DC"). Under the Program, a matching grant shall be awarded to a nonprofit organization that organizes and produces an event or events as part of the official, month-long National Cherry Blossom Festival ("Festival") of up to \$1,000,000 for every dollar above \$1,000,000 that the organization has raised in corporate donations by March 31, 2020.

(b) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account, \$1,000,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of this section.

(c) A grant awarded pursuant to this section shall be in addition to any other grant awarded by Events DC in support of the Festival.

**SUBTITLE J. SENIOR RESIDENTS REAL PROPERTY TAX CAP**

**Sec. 7091. Short title.**

This subtitle may be cited as the "Senior Residents Real Property Tax Cap Clarification Amendment Act of 2019".

**Sec. 7092.** Section 47-864 of the District of Columbia Official Code is amended as follows:

(a) Subsection (b) is amended by striking the phrase "real property receiving the homestead deduction under § 47-850 and the tax relief deduction provided under § 47-863, the multiplier shall be 105%" both times it appears and inserting the phrase "real property receiving in whole or in part the homestead deduction under § 47-850 or § 47-850.01 and the tax relief deduction provided under § 47-863, the multiplier shall be 105% relative to that whole or part" in its place.

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

"(g) For that part of a housing cooperative receiving the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863, the credit under this section attributable to the assessment exceeding 105% up to 110% of the prior tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year) shall be an additional benefit to be passed on to the eligible household in the same manner as the deduction under § 47-863(c)(2)(C). No such credit attributable to such assessment increase shall be passed on unless the entire housing cooperative qualifies for a credit under this section. The part of the housing cooperative that does not qualify for both the homestead deduction under § 47-850.01 and the tax relief deduction provided under § 47-863 shall only receive the credit under this section attributable to the assessment exceeding 110% of the prior

tax year's taxable assessment (or the current tax year's taxable assessment if the credit was not received in the prior tax year).".

Sec. 7093. Applicability.

This subtitle shall apply as of October 1, 2018.

**SUBTITLE K. SPECIAL FUNDS REPEAL**

Sec. 7101. Short title.

This subtitle may be cited as the "Special Funds Repeal Amendment Act of 2019".

Sec. 7102. Section 1402 of the Productivity Bank Fund Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 1-325.01), is repealed.

Sec. 7103. Section 1152 of the Fee Collection Incentive Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.61), is repealed.

Sec. 7104. Section 7314 of the Internet Sales Tax, Homelessness Prevention, and WMATA Momentum Fund Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.241), is repealed.

Sec. 7105. Section 7154 of the IPW Fund, Destination DC Marketing Fund, and WMATA Momentum Support Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.311), is repealed

**SUBTITLE L. EXPENDITURE COMMISSION ESTABLISHMENT**

Sec. 7121. Short title.

This subtitle may be cited as the "Expenditure Commission Establishment Act of 2019".

Sec. 7122. Expenditure Commission – Establishment.

(a)(1) There is established an Expenditure Commission ("Commission") with the purpose of reviewing the District's current budget structure, including expenditures and revenues, and preparing comprehensive recommendations to the Council and the Mayor on future budgets.

(2) The recommendations shall:

(A) Provide the vision for an expenditure regime that could withstand economic downturns without jeopardizing core government services;

(B) Assess sources of fiscal risks facing the District and strengths it may draw from;

(C) Identify the economic growth necessary to support the growing fiscal needs of the District; and

(D) Propose a plan to advance the District's fiscal and economic standing and competitiveness in the region.

(3) The recommendations may not include spending or revenue caps.

(b) Specific functions of the Commission shall include the following:

(1) Analyzing the District's budget expenditures for the current fiscal year and previous 5 fiscal years, including:

(A) Historic sources of growth or decline in spending;

(B) Whether the growth or decline is attributable to policy or external factors;

(C) Sources of risk in the current expenditure regime;

(2) Analyzing the District's revenues for the current fiscal year and previous 5 fiscal years, including:

(A) Changes in tax policy;

(B) Comparison of tax rates with nearby jurisdictions; and

(C) Sources or risk in the current tax structure.

(3) Reviewing General Fund growth trends, including examining the growth in personnel, non-personnel, and subsidies;

(4) Identifying the cost drivers for expenditure increases, including both internal drivers, such as policy changes, and external drivers, such as demographic changes and inflation;

(5) Identifying the drivers of revenue growth, including both internal drivers, such as tax policy changes, and external drivers, such as economic growth, change in federal tax laws, or other sources;

(6) Recommending changes to practices that could result in efficiencies within the District's budget, including simulations with different cost-driver assumptions; and

(7) Recommending benchmarks for measuring the current and future fairness and competitiveness of tax policy changes.

(c)(1) The Commission shall focus on structural changes to operations that could result in efficiencies in spending, rather than specific policy areas.

(2) Information on policy decisions identified as budget cost-drivers pursuant to subsection (b)(4) of this section may be shared with the Mayor and Council for consideration in the annual budget process.

(d) The Commission shall submit its recommendations in the form of a report or reports similar in form and scope as those transmitted by the Tax Revision Commission, established pursuant to D.C. Official Code § 47-462. The report or reports shall be accompanied by draft legislation or other specific steps for implementing the recommendations.

(e) The Commission shall submit to the Council and the Mayor its final report no later than December 31, 2020.

Sec. 7123. Expenditure Commission – Composition; selection of Director.

(a) The Commission shall be composed of 11 members, including a Chairperson.

(b) The members of the Commission shall be appointed as follows:

(1) The Mayor shall appoint 5 members, of whom:

(A) Two shall be from the Executive branch, including the City Administrator, or his or her designee;

(B) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(C) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(D) One shall be a representative from the research community with a focus on local government finance.

(2) The Chairman of the Council shall appoint 5 members, of whom:

(A) One shall be the Council Budget Director, or his or her designee;

(B) One shall be the D.C. Auditor, or his or her designee;

(C) One shall be a community representative, such as a leader of a local advocacy group or public-interest group, labor union, civic association, or a tenant or housing association, with consideration for those with a housing, education, health, social-welfare, or social-justice focus;

(D) One shall be a representative of one or more important sectors of the business community, such as real estate, retail, or a business improvement district; and

(E) One shall be a representative from the research community with a focus on local government finance.

(3) The Chief Financial Officer, or his or her designee, shall be an ex officio member of the Commission.

(4) The Chairman of the Council shall appoint one member of the Commission as the Commission Chairperson.

(c) All appointments shall be made no later than 30 days of the effective date of the Fiscal Year 2020 Budget Support Act of 2019, passed on 1st reading on May 14, 2019 (Engrossed version of Bill 23-209). A vacancy shall be filled in the same manner in which the initial appointment was made.

(d) The Chairman of the Council shall select a Director who shall perform the duties required for the day-to-day functioning of the Commission as considered necessary by the members, including coordination with the Mayor and Chairman of the Council on appointment of Commission members, management of startup and operations of the Commission, appointment of staff, selection of consultants, and the administration of meetings and report production.

(e) Each member of the Commission shall serve without compensation. Each member may be reimbursed for actual expenses pursuant to section 1108 of the District of Columbia



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Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08).

(f) Members of the Commission shall act with the utmost integrity and professionalism. Each member shall avoid conflicts of interest and may seek the advice of the Board of Ethics and Government Accountability, established pursuant to section 202 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2012, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.02), to ensure that his or her duties are being discharged ethically.

**Sec. 7124. Expenditure Commission — Authority.**

(a) The Chairperson of the Commission, or his or her designated representative, who must be a member of the Commission, shall convene all meetings of the Commission. Six members of the Commission shall constitute a quorum. Voting by proxy shall not be permitted.

(b) The Commission shall have the authority to create and operate under its own rules of procedure, consistent with this subtitle and the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Official Code § 2-501 *et seq.*).

(c) All recommendations and reports prepared and submitted by the Commission shall be a matter of public record.

(d) The Commission, or committees thereof, may, for the purpose of carrying out the provisions of this subtitle, hold hearings, and shall sit and act at such times and places and administer oaths as required.

(e) The Commission shall have the authority to request directly from each department, agency, or instrumentality of the District Government, and each department, agency, or instrumentality is hereby authorized to furnish directly to the Commission upon its request, any information reasonably considered necessary by the Commission to carry out its functions under this subtitle.

(f) The Commission is authorized to use space and supplies owned or rented by the District government. The Chairperson of the Commission is further authorized to request from the Mayor or Chairman of the Council the use of staff loaned from the Council or detailed by the Mayor for such purposes consistent with this subtitle as the Commission may determine.

(g) The Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), and its implementing regulations, shall not apply to the Commission.

(h) The Commission's operations shall be funded by annual appropriations.

**Sec. 7125.** Section 105(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.05(c)), is amended as follows:

(a) Paragraph (19) is amended by striking the phrase "; and" and inserting a semicolon in its place.

(b) Paragraph (20) is amended by striking the period and inserting the phrase "; and" in its place.

(c) A new paragraph (21) is added to read as follows:

"(21) The Expenditure Commission."

Sec. 7126. Applicability.

This subtitle shall apply as of September 1, 2019.

**SUBTITLE M. NONPROFIT WORKFORCE HOUSING TAX EXEMPTION**

Sec. 7131. Short title.

This subtitle may be cited as the "Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019".

Sec. 7132. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties."

(b) A new section 47-1005.03 is added to read as follows:

"47-1005.03. Nonprofit Workforce Housing Properties.

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

"(1) "Adjusted median income" means:

"(A) For a household of one, 70% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(B) For a household of 2, 80% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(C) For a household of 3, 90% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(D) For a household of 4, 100% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined;

"(E) For a household of 5, 108% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of

Housing and Urban Development most recently prior to the date such household income was determined;

“(F) For a household of 6 or more, 116% of the median income for a household of 4 in the Washington Metropolitan Statistical Area as published by the U.S. Department of Housing and Urban Development most recently prior to the date such household income was determined.

“(2) “Nonprofit owner” means an entity that:

“(A) Provides rental housing in land and buildings that it owns; and

“(B)(i) Is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code; or

“(ii) Is a limited liability company, the sole member of which is an entity that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code.

“(b) Subject to subsection (d) of this section, land and buildings used by a nonprofit owner to provide rental housing shall be exempt from District of Columbia real property taxation as of the date of acquisition by the nonprofit owner; provided, that beginning no later than 12 months following the date of such acquisition, each of the following requirements has been certified as having been met pursuant to subsection (f) of this section, and thereafter on an annual basis are recertified as having been met pursuant to subsection (f) of this section:

“(1) Not fewer than 50% of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 80% of the adjusted median income;

“(2) The remainder of the occupied units are occupied by tenants with household incomes, for the year preceding the later of the date of acquisition by the nonprofit owner or initial occupancy by such tenants, not in excess of 120% of the adjusted median income;

“(3) Rents charged to the tenants described in paragraph (1) of this subsection are not in excess of 30% of 80% of the adjusted median income; and rents charged to tenants described in paragraph (2) of this subsection are not in excess of 30% of 120% of the adjusted median income; provided, that the total rent paid to the non-profit landlord for any individual unit shall not exceed the Housing Choice Voucher Program submarket rent established annually by the District of Columbia Housing Authority;

“(4) Increases to the rents charged to the tenants described in paragraphs (1) and (2) of this subsection are limited to the levels permissible in units subject to rent control;

“(5) The nonprofit owner of the property maintains a policy to retain as residents those tenants described in paragraphs (1) and (2) of this subsection who become unable to pay their rent because of financial hardship, and such policy is supported by an indigency reserve set at an amount reasonably determined to provide short-term assistance to tenants maintained by such nonprofit owner or by a nonprofit affiliate thereof; and

“(6) Such nonprofit owner, or its sole member if the nonprofit owner is disregarded for income tax purposes, is the subject of a Determination Letter issued by the

Internal Revenue Service providing for recognition under Section 501(c)(3) of the Internal Revenue Code.

“(c) A tenant described in paragraph (1) or (2) whose income rises after initial occupancy shall be deemed to continue to have income below the limit set forth in paragraph (1) or (2), respectively; provided, that if the tenant’s prior year income exceeds 140% of the adjusted median income, the nonprofit owner shall rent the next unit of comparable size that becomes vacant to a tenant with prior year income not in excess of the income limit set forth in paragraph (1) or (2) that previously was applicable to the tenant whose income now exceeds 140% of the adjusted median income;

“(d) In the event that a rental unit in a building owned by a nonprofit owner is occupied by a tenant whose prior year income exceeds the income limit set forth in subsection (b)(5) of this section as of the date of acquisition by the nonprofit owner or initial occupancy by such tenant, or by a tenant whose income increases above 140% of adjusted median income during the course of his or her tenancy, that fact shall not render the remainder of the land or building where the rental unit is situated ineligible for exemption from District of Columbia real property taxation pursuant to this section; provided, that the rental unit itself occupied by such tenant shall not be exempt from such taxation.

“(e) Deeds to property for which a certification as to both the property and owner has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1101 *et seq*), and the transfer of any of property by a nonprofit owner for which a certification has been made pursuant to subsection (f)(1) of this section, shall be exempt from the tax imposed by Chapter 9 of Title 47. Unless waived by regulation, a copy of the certification shall accompany the deed at the time it is submitted for recordation in order to claim an exemption.

“(f)(1) The non-profit owner shall cause an independent compliance monitor to certify under penalty of perjury, to the Department of Housing and Community Development and to the Office of Tax and Revenue (“OTR”) each property eligible for an exemption under this section. The certification to OTR shall identify:

“(A) The property to which the certification applies by square and lot, or parcel or reservation number;

“(B) The full legal name of the owner, including taxpayer identification number, that is eligible;

“(C) The tax or taxes to which the certification applies;

“(D) The number of units in the property that are eligible;

“(E) The effective date of the exemption, which shall be the date on which the organization acquired the parcel, or October 1, 2019, whichever is later; and

“(F) Any other information OTR shall require to administer the exemption.

“(2) For purposes of the certification required under paragraph (1) of this subsection, a determination of whether a particular property or unit is eligible for an exemption under this section shall be based upon income certification or similar information provided by the applicable tenants.

“(3)(A) OTR shall administer the exemption from District of Columbia real property taxation provided under this section using the same procedures as are used for the exemptions provided under § 47-1002.

“(B) Properties exempted from District of Columbia real property taxation under this section shall be subject to §§ 47-1007 and 47-1009, except that an owner shall not be required to file an application with OTR to qualify for an exemption.

“(4) Properties exempted from District of Columbia real property taxation under this section shall not be subject to § 47-1005 to the extent leased to entities otherwise entitled to exemption under this chapter if such leasehold were owned by such tenant.

“(g)(1) The grant of a tax exemption as provided in this section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other source applicable to either the real property or its owner.

“(2) A tax exemption granted pursuant to this section shall be available from the date initially exempted; provided, that the property owner remains eligible for such exemption.

“(h) This section shall apply for real property tax years beginning after September 30, 2019.

“(i)(1) Notwithstanding any eligibility for an exemption from the rent stabilization program pursuant to section 205(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(a)), any property covered by this section shall be subject to the requirements of sections 205(f) through 219 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05(f) et seq.), after the expiration or termination of a tax exemption provided by this section.

“(2) Upon the expiration or termination of the tax exemption, rent charged for a unit may not exceed one of the following:

“(A) If a unit is not vacant, the rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption; or

“(B) If the unit is vacant, the maximum rent charged shall be the rent charged on the date of the expiration or termination of the tax exemption, plus a single vacancy increase authorized by section 213(a) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.13(a)).

“(3) For the purposes of this section, “rent charged” shall have the same definition as in section 103(29A) of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.03(29A)).”.

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Sec. 7133. Section 205 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.05), is amended by adding a new subsection (a-2) to read as follows:

“(a-2) Any rental unit that is subject to a tax exemption pursuant to section 7132 of the Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019, passed on 1<sup>st</sup> reading on May 14, 2019 (Engrossed version of Bill 23-209), shall be subject to the requirements of sections 205(f) through 219 after the expiration or termination of the tax exemption, notwithstanding whether the rental unit would otherwise be eligible for an exemption under subsection (a) of this section.”.

### **SUBTITLE N. SUBJECT-TO-APPROPRIATIONS REPEALS AND MODIFICATIONS**

Sec. 7141. Short title.

This subtitle may be cited as the “Subject-to-Appropriations Amendment Act of 2019”.

Sec. 7142. Sections 3 and 4 of the Naval Lodge Building, Inc. Real Property Tax Relief Act of 2015, effective October 21, 2015 (D.C. Law 21-30; D.C. Official Code § 47-1097, note), are repealed.

Sec. 7143. Section 4 of the Safe at Home Act of 2016, effective November 26, 2016 (D.C. Law 21-168; D.C. Official Code § 7-551.01, note), is repealed.

Sec. 7144. Section 3 of the Feminine Hygiene and Diaper Sales Tax Exemption Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-201; D.C. Official Code § 47-2005, note), is repealed.

Sec. 7145. Section 3 of the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-269; D.C. Official Code § 1-309.01, note), is repealed.

Sec. 7146. Section 6(a) of the Senior Dental Services Program Act of 2018, effective June 5, 2018 (D.C. Law 22-108; D.C. Official Code § 7-533.05(a)), is amended by striking the phrase “This act” and inserting the phrase “Starting in Fiscal Year 2021, this act” in its place.

Sec. 7147. Section 4 of the Office of Administrative Hearings Jurisdiction Expansion Amendment Act of 2018, effective June 9, 2018 (D.C. Law 22-112; 65 DCR 4600), is repealed.

Sec. 7148. Section 4 of the Accessible and Transparent Procurement Amendment Act of 2018, effective July 3, 2018 (D.C. Law 22-121; 65 DCR 5083), is repealed.

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Sec. 7149. Section 3 of the Study of Mental Health and Substance Abuse in Immigrant Communities Act of 2018, effective July 17, 2018 (D.C. Law 22-141; 65 DCR 5973), is repealed.

Sec. 7150. Section 3 of the Public Housing Credit-Building Pilot Program Amendment Act of 2018, effective August 22, 2018 (D.C. Law 22-154; 65 DCR 7146), is repealed.

Sec. 7151. Section 4 of the Student Fair Access to School Amendment Act of 2018, effective August 25, 2018 (D.C. Law 22-157; 65 DCR 9890), is repealed.

Sec. 7152. Section 3 of the Healthy Parks Amendment Act of 2018, effective November 27, 2018 (D.C. Law 22-186; 65 DCR 11408), is repealed.

Sec. 7153. Section 35 of the Revised Uniform Law on Notarial Acts Act of 2018, effective December 4, 2018 (D.C. Law 22-189; 65 DCR 11606), is repealed.

Sec. 7154. Section 3 of the Rental Housing Affordability Re-establishment Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-202; 65 DCR 12333), is repealed.

Sec. 7155. Section 10 of the Access to Treatment for Anaphylaxis Act of 2018, effective February 22, 2019 (D.C. Law 22-207; 65 DCR 12365), is repealed.

Sec. 7156. Section 4 of the Pathways to District Government Careers Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-211; 65 DCR 12603), is repealed.

Sec. 7157. Section 3 of the Vacancy Increase Reform Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-223; 66 DCR 185), is repealed.

Sec. 7158. Section 3 of the Daytime School Parking Zone Act of 2018, effective February 22, 2019 (D.C. Law 22-226; 66 DCR 195), is repealed.

Sec. 7159. Section 4 of the Study of Long-Term Care Facilities and Long-Term Care Services Act of 2018, effective March 13, 2019 (D.C. Law 22-238; 66 DCR 594), is repealed.

Sec. 7160. Section 3 of the Healthy Students Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-240; 66 DCR 912), is repealed.

Sec. 7161. Section 5 of the Lead Water Service Line Replacement and Disclosure Amendment Act of 2018, effective March 13, 2019 (D.C. Law 22-241; 66 DCR 923), is repealed.

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Sec. 7162. Section 5 of the Foreign Government Owned Vacant and Blighted Building Amendment 24 Act of 2018, effective March 22, 2019 (D.C. Law 22-254; 66 DCR 1335), is repealed.

Sec. 7163. Section 4 of the Women, Infants, and Children Program Expansion Act of 2018, effective March 22, 2019 (D.C. Law 22-255; 66 DCR 1339), is repealed.

Sec. 7164. Section 601 of the CleanEnergy DC Omnibus Amendment Act of 2018, effective March 22, 2019 (D.C. Law 22-257; 66 DCR 1344), is repealed.

Sec. 7165. Section 16 of the Rhode Island Avenue (RIA) Tax Increment Financing Act of 2018, effective March 22, 2019 (D.C. Law 22-263; 66 DCR 1378), is repealed.

Sec. 7166. Section 5 of the Public Restroom Facilities Installation and Promotion Act of 2018, effective April 11, 2019 (D.C. Law 22-280; 66 DCR 1595), is repealed.

Sec. 7167. Section 4 of the Employment Protections for Victims of Domestic Violence, Sexual Offenses, and Stalking Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-281; 66 DCR 1601), is repealed.

Sec. 7168. Section 501 of the Opioid Overdose Treatment and Prevention Omnibus Act of 2018, effective April 11, 2019 (D.C. Law 22-288; 66 DCR 1656), is repealed.

Sec. 7169. The Safe Fields and Playgrounds Act of 2018, effective April 11, 2019 (D.C. Law 22-293; 66 DCR 1701), is amended by adding a new section 8a to read as follows:

“Sec. 8a. Applicability.

“(a) Sections 5 and 6 shall apply upon the date of inclusion of their fiscal effect in an approved budget and financial plan.

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

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

“(2) The date of publication of the notice of the certification shall not affect the applicability of the provisions identified in subsection (a) of this section.”.

Sec. 7170. Section 501 of the School Safety Omnibus Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-294; 66 DCR 1707), is repealed.



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Sec. 7171. Section 3 of the Economic Development Return on Investment Accountability Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-295; 66 DCR 2005), is repealed.

Sec. 7172. Section 3 of the Wage Garnishment Fairness Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-296; 66 DCR 2008), is amended to read as follows:

“Sec. 3. Applicability.

“Section 2(b) shall not apply to a writ of attachment issued before the effective date of this act.”.

Sec. 7173. Section 3 of the Performing Arts Promotion Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-297; 66 DCR 2014), is repealed.

Sec. 7174. Section 4 of the DC Water Consumer Protection Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-299; 66 DCR 2020), is repealed.

Sec. 7175. Section 3 of the Hyacinth's Place Equitable Real Property Tax Relief Act of 2018, effective April 11, 2019 (D.C. Law 22-301; 66 DCR 2028), is repealed.

Sec. 7176. Section 9 of the Students in the Care of D.C. Coordinating Committee Act of 2018, effective April 11, 2019 (D.C. Law 22-303; 66 DCR 2037), is repealed.

Sec. 7177. Section 5(a) of the Sports Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; 66 DCR 1402), is amended by striking the phrase “This act” and inserting the phrase “The amendatory section of 316(d) of section 2(e) of this act” in its place.

### **SUBTITLE O. COUNCIL PERIOD 23 RULE 736 REPEALS**

Sec. 7181. Short title.

This subtitle may be cited as the “Council Period 23 Rule 736 Amendment Act of 2019”.

Sec. 7182. The Incarceration to Incorporation Entrepreneurship Program Act of 2016, effective October 8, 2016 (D.C. Law 21-159; 63 DCR 10771), is repealed.

Sec. 7183. The Improving Access to Identity Documents Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-195; 63 DCR 15016), is repealed.

Sec. 7184. The Enhanced Penalties for Distracted Driving Amendment Act of 2016, effective February 18, 2017 (D.C. Law 21-196; 63 DCR 15027), is repealed.

## ENROLLED ORIGINAL

Sec. 7185. The Notice in Case of Emergency Amendment Act of 2016, effective April 1, 2017 (D.C. Law 21-225; 64 DCR 154), is repealed.

Sec. 7186. Sections 3 and 4 of the Vehicle-for-Hire Accessibility Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-242; 64 DCR 1608), are repealed.

### **SUBTITLE P. EVENTS DC GRANT-MAKING AUTHORITY**

Sec. 7191. Short title.

This subtitle may be cited as the “Events DC Grant-Making Authority Amendment Act of 2019”.

Sec. 7192. Title II of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 201 (D.C. Official Code § 10-1202.01) is amended by adding a new paragraph (3A) to read as follows:

“(3A) “Cultural institution” means a nonprofit organization in the arts, including a museum or theater, incorporated under the laws of the District.”.

(b) Section 202(b) (D.C. Official Code § 10-1202.02(b)) is amended as follows:

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

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

(3) A new paragraph (11) is added to read as follows:

“(11) Promote and support cultural institutions operating in the District of Columbia.”.

(c) Section 203 (D.C. Official Code § 10-1202.03) is amended by adding a new paragraph (10K) to read as follows:

“(10K) To issue large capital grants pursuant to section 208(g) to support cultural institutions operating in the District of Columbia.”.

(d) Section 208 (D.C. Official Code § 10-1202.08) is amended by adding a new subsection (g) to read as follows:

“(g) For Fiscal Year 2020, the Authority shall issue not less than \$10 million in grants from the Convention Center Fund to support cultural institutions operating in the District of Columbia; provided, that funds are available for such purpose and that the Authority first satisfy its current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.”.

Sec. 7193. Any unobligated proceeds from the sale of the Marriot Marquis leasehold shall be held by the Authority and shall be set aside for large capital grants to be issued pursuant to section 203(10K) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.03(10K)); provided, that the proceeds first be used to satisfy the Authority's current liabilities and legally required reserves, which shall not include the elective purchase or redemption of outstanding indebtedness.

**SUBTITLE Q. DOWNLOADING LOST REVENUES AMENDMENT ACT OF  
2019**

Sec. 7211. Short title.

This subtitle may be cited as the "Downloading Lost Revenues Amendment Act of 2019".

Sec. 7212. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Chapter 18 is amended as follows:

(1) Section 47-1817.03 is amended as follows:

(A) Subsection (a) is amended by striking the date "December 31, 2000" and inserting the phrase "December 31, 2000, and ending on December 31, 2019" in its place.

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

"(a-1) Except as provided in subsection (b) of this section, for taxable years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against the tax imposed by § 47-1817.06 equal to 5% of the wages paid during the first 24 calendar months of employment to a qualified employee hired after December 31, 2017."

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

(i) The lead-in language is amended by striking the phrase "under subsection (a)" and inserting the phrase "under subsections (a) and (a-1)" in its place.

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

"(1) To exceed, for each qualified employee:

"(A) \$5,000 in a taxable year for the credit under subsection (a) of this section.

"(B) \$3,000 in a taxable year for the credit under subsection (a-1) of this section."

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

"(c) A credit allowable under this section may be carried forward for 10 years if:

"(1) The amount of the credit allowable under this section exceeds the tax otherwise due from a Qualified High Technology Company; and

"(2) The amount of the credit allowable under this section was obtained for wages of a qualified employee hired before October 1, 2019."

(2) Section 47-1817.06(a) is amended as follows:

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

“(1)(A) Notwithstanding any other provision of this chapter and for tax years ending on or before December 31, 2019, and in lieu of the tax on taxable income imposed by § 47-1807.2, subject to the credits applicable thereto, a tax on taxable income at a rate of 6% shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraph (2) of this subsection.

“(B) Notwithstanding any other provision of this chapter and, for tax years beginning after December 31, 2019, the tax on taxable income imposed by § 47-1807.02 shall be imposed upon Qualified High Technology Companies which are corporations, except as provided for in paragraphs (2) and (3) of this subsection.”.

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

“(3) For tax years beginning after December 31, 2019, a Qualified High Technology Company shall be allowed a credit against taxes imposed by § 47-1807.02 as follows:

“(A) The credit shall be allowed in an amount equal to the lesser of:

“(i) \$250,000 per taxable year; or

“(ii) The difference between the amount of tax that would otherwise be due based on the applicable rate of tax imposed by § 47-1807.02 and the reduced rate of 6%.

“(B) The credit shall be allowed for 5 taxable years from the later of:

“(i) The tax year ending December 31, 2019; or

“(ii) The last tax year the Qualified High Technology Company is eligible to receive an exemption under paragraph (2) of this subsection.”.

(b) Chapter 20 is amended as follows:

(1) Section 47-2001(n)(2)(G) is repealed.

(2) Section 47-2005(31) is repealed.

## **SUBTITLE R. WASHINGTON CONVENTION AND SPORTS AUTHORITY EXCESS CASH**

Sec. 7221. Short title

This subtitle may be cited as the “Washington Convention Center and Sports Authority Excess Cash Amendment Act of 2019”.

Sec. 7222. Section 213(a) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.13(a)), is amended by striking the phrase “General Fund of the District.” and inserting the phrase “General Fund of the District; provided, that at the end of Fiscal Year 2019, 50% of the excess shall be transferred, in cash, not to the General Fund of the District but instead to the DCHA

Rehabilitation and Maintenance Fund, established by section 3(c-1) of the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)).” in its place.

Sec. 7223. Section 3(1) of the Washington Convention Center Authority Dedicated Tax Revenue Bond Resolution of 1998, effective August 12, 1998 (Res. 12-591; 45 DCR 4877), is repealed.

Sec. 7224. Applicability.

This subtitle shall apply as of July 1, 2019.

**SUBTITLE S. EVENTS DC EXPENDITURE AUTHORITY**

Sec. 7231. Short title.

This subtitle may be cited as the “Events DC Expenditure Authority Amendment Act of 2019”.

Sec. 7232. The Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 204 (D.C. Official Code § 10-1202.04) is amended by adding a new subsection (m) to read as follows:

“(m) The Authority shall not obligate or expend funds in Fiscal Year 2019 or Fiscal Year 2020 to do the following:

“(1) Purchase all or a portion of the property comprising the Robert F. Kennedy Memorial Stadium, as that term is defined by section 11 of the District of Columbia Stadium Act of 1957, approved September 7, 1957 (71 Stat. 622; D.C. Official Code § 3-330); or

“(2) Induce a National Football League team to locate in the District.”.

(b) Section 206(g) (D.C. Official Code § 10-1202.06(g)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “, cash resources and uses, and capital-improvements expenditures and financing” and inserting the phrase “, and cash resources and uses” in its place.

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

“(1A) A multiyear capital improvements plan (“CIP”) that shall include:

“(A) The name, status, estimated period of usefulness, and total cost of each capital project on a full funding basis for which the Authority plans to expend funds in the forthcoming fiscal year and at least 4 fiscal years thereafter, including an explanation of any change in total cost in excess of 5% for a capital project included in the CIP the Authority submitted in the previous fiscal year;

“(B) An analysis that includes:

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- “(i) A description of each capital project;  
“(ii) An explanation of why the Authority plans to expend funds for each capital project;  
“(iii) An explanation of whether each capital project includes plans to design or construct a facility that the Authority will lease to another entity and the name of the entity with which the Authority plans to enter into a lease;  
“(iv) The name of any entity that will contribute funds for each capital project; and  
“(v) A description of the expected sources and amount of revenue the Authority expects to collect from each capital project and the fiscal year during which the Authority expects to collect the revenue;  
“(C) Identification of the years and amounts in which bonds would have to be issued, loans made, and costs actually incurred on each capital project; and  
“(D) Appropriate maps or other graphics.”.

Sec. 7233. Applicability.

This subtitle shall apply as of July 1, 2019.

**TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS**

Sec. 8001. Short title.

This subtitle may be cited as the “Designated Fund Transfer Act of 2019”.

Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 the following amounts from certified fund balances and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

<b>Agency</b>	<b>Fund Detail</b>	<b>Fund Detail Title</b>	<b>FY 2020</b>
AT0	0613	UNCLAIMED PROPERTY CONTINGENCY FUND	30,642
AT0	0619	DC LOTTERY REIMBURSEMENT	106,581
CR0	6030	GREEN BUILDING FUND	79,801
HT0	0632	BILL OF RIGHTS-(GRIEVANCE & APPEALS)	22,991
KT0	6082	SOLID WASTE DISPOSAL FEE FUND	57,672
KT0	6591	CLEAN CITY FUND	60,509
LQ0	6017	ABC - IMPORT AND CLASS LICENSE FEES	301,171

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PO0	4010	DC SURPLUS PERSONAL PROPERTY SALES OPER.	39,011
SR0	2100	HMO ASSESSMENT	22,815
SR0	2800	CAPTIVE INSURANCE	133,230
TC0	2400	PUBLIC VEHICLES FOR HIRE CONSUMER SERVIC	302,277
		<b>Total</b>	<b>\$1,156,700</b>

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

Sec. 8003. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2020 and each fiscal year through Fiscal Year 2023 the following amounts from recurring vacancy savings from certified funds and other revenue in the identified accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency	Fund Detail	Fund Detail Title	FY20 - FY23 Total
SR0	2200	Insurance Assessment Fund	571,130
SR0	2350	Securities and Banking Fund	832,218
<b>GRAND TOTAL</b>			<b>\$1,403,348</b>

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

**TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

Sec. 9001. Applicability.

Except as otherwise provided, this act shall apply as of October 1, 2019.


Sec. 9002. Fiscal impact statement.

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

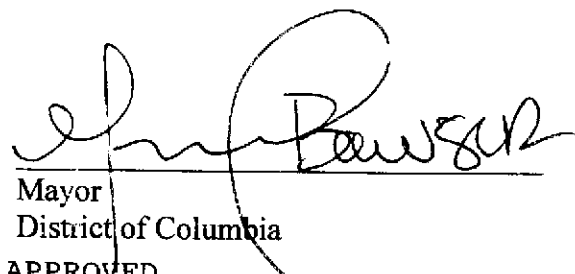
**ENROLLED ORIGINAL**

Sec. 9003. Effective date.

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



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia  
APPROVED  
July 22, 2019





**COUNCIL OF THE DISTRICT OF COLUMBIA  
WASHINGTON, D.C. 20004**

Docket No. **B22-0209**

[ ] ITEM ON CONSENT CALENDAR

[X] ACTION & DATE

**ADOPTED FIRST READING, 5/14/2019**

[X] VOICE VOTE

RECORDED VOTE ON REQUEST

**APPROVED**

ABSENT

[ ] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Mendelson	X				Gray	X				Silverman	X			
Allen	X				Grosso	X				T. White			X	
Bonds	X				McDuffie	X				Todd	X			
Cheh	X				Nadeau	X								
Evans	X				R. White	X								

X – Indicate Vote

AB – Absent

NV – Present, Not Voting

CERTIFICATION RECORD

Secretary to the Council

Date

[ ] ITEM ON CONSENT CALENDAR

[X] ACTION & DATE

**ADOPTED FINAL READING, 6/18/19**

[X] VOICE VOTE

RECORDED VOTE ON REQUEST

**APPROVED**

ABSENT

[ ] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Mendelson	X				Gray	X				Silverman	X			
Allen	X				Grosso	X				T. White	X			
Bonds	X				McDuffie	X				Todd	X			
Cheh	X				Nadeau	X								
Evans	X				R. White	X								

X – Indicate Vote

AB – Absent

NV – Present, Not Voting

CERTIFICATION RECORD

Secretary to the Council

Date

[ ] ITEM ON CONSENT CALENDAR

[ ] ACTION & DATE

[ ] VOICE VOTE

RECORDED VOTE ON REQUEST

ABSENT

[ ] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Mendelson					Gray					Silverman				
Allen					Grosso					T. White				
Bonds					McDuffie					Todd				
Cheh					Nadeau									
Evans					R. White									

X – Indicate Vote

AB – Absent

NV – Present, Not Voting

CERTIFICATION RECORD

Secretary to the Council

Date