

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Recreation Act of 1994 to clarify that implementation of the Department of Parks and Recreation’s nutritional requirements is not contingent upon promulgation of unrelated regulations concerning field and facility permitting.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Department of Parks and Recreation Fee-based Use Permit Authority Clarification Congressional Review Emergency Declaration Resolution of 2014”.

Sec. 2. (a) In December 2012, the Council enacted D.C. Law 19-280, the Department of Parks and Recreation Fee-based Use Permit Authority Amendment Act of 2012. This law authorized the Department of Parks and Recreation (“DPR”) to issue fee-based use permits, made other changes to DPR’s permitting process, and established nutritional standards for DPR facilities.

(b) Technical amendments made to this law inadvertently made the implementation of the nutritional standards contingent upon DPR’s adoption of an unrelated set of new regulations concerning permitting that DPR has not yet issued. During the fiscal year 2015 oversight process, DPR cited this language in explaining why it has not implemented its nutritional standards.

1 (c) This emergency legislation clarifies that the nutritional standards for DPR are not
2 contingent upon an unrelated set of rules concerning permitting.

3 (d) Further, this congressional review emergency legislation is necessary to ensure that
4 there is no gap between when the original emergency legislation expires and when the temporary
5 version of this legislation becomes effective.

6 Sec. 3. The Council of the District of Columbia determines that the circumstances
7 enumerated in section 2 constitute emergency circumstances making it necessary that the
8 Department of Parks and Recreation Fee-based Use Permit Authority Clarification Congressional
9 Review Emergency Amendment Act of 2014 be adopted after a single reading.

10 Sec. 4. This resolution shall take effect immediately.