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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of law necessary to support the Fiscal Year 2017 budget.

Table of Contents

TITLE I. GOVERNMENT DIRECTION AND SUPPORT 5

 SUBTITLE A. BONUS AND SPECIAL PAY 5

 SUBTITLE B. BEGA LOBBYIST FEE AND NOMINEE REVIEW PERIOD
 AMENDMENT..... 9

 SUBTITLE C. EMPLOYEES’ COMPENSATION FUND AMENDMENT 10

 SUBTITLE D. CAPTIVE INSURANCE AGENCY BUDGET TECHNICAL AMENDMENT
 11

 SUBTITLE E. PUBLIC-PRIVATE PARTNERSHIPS..... 13

 SUBTITLE F. OIG BUDGET PROCESS CLARIFICATION AMENDMENT 14

 SUBTITLE G. USE OF OFFICIAL VEHICLES DURING AN EMERGENCY..... 15

 SUBTITLE H. BALLOT ACCESS MODERNIZATION 16

 SUBTITLE I. DIRECTOR OF THE OFFICE OF COMMUNITY AFFAIRS GRANT-
 MAKING 19

 SUBTITLE J. NEW COLUMBIA STATEHOOD COMMISSION DISCRETIONARY
 FUNDING..... 20

 SUBTITLE K. PDS CREDITABLE SERVICE CLARIFICATION 21

 SUBTITLE L. RETIREMENT SURVIVOR EQUITY BENEFIT 21

 SUBTITLE M. ARCHIVES EMINENT DOMAIN AUTHORITY 22

 SUBTITLE N. ADVISORY NEIGHBORHOOD COMMISSIONS SIGN-LANGUAGE
 INTERPRETERS PILOT PROGRAM. 23

 SUBTITLE O. HISTORIC DISTRICT FEES 24

39	SUBTITLE P. CONSTITUENT SERVICES EXPENDITURE LIMIT	25
40	TITLE II. ECONOMIC DEVELOPMENT AND REGULATION	25
41	SUBTITLE A. QHTC DIGITAL MEDIA AND BOUNDARY AMENDMENT	25
42	SUBTITLE B. INAUGURAL CELEBRATION AMENDMENT	27
43	SUBTITLE C. REIMBURSABLE DETAIL SUBSIDY PROGRAM AMENDMENT	27
44	SUBTITLE D. WALTER REED DEVELOPMENT OMNIBUS.....	28
45	SUBTITLE E. DMPED GRANT-MAKING AUTHORITY AMENDMENT	29
46	SUBTITLE F. ENTERTAINMENT AND MEDIA PRODUCTION AMENDMENT	30
47	SUBTITLE G. DMPED PROCUREMENT EXEMPTION CLARIFICATION	32
48	SUBTITLE H. BUSINESS IMPROVEMENT DISTRICTS CHARTER RENEWAL	33
49	SUBTITLE I. PREGNANT WORKERS PROTECTION	34
50	SUBTITLE J. ACCRUED SICK AND SAFE LEAVE AMENDMENT	34
51	SUBTITLE K. ADULT CAREER PATHWAYS IMPLEMENTATION.....	35
52	SUBTITLE L. UNEMPLOYMENT BENEFITS MODERNIZATION	35
53	SUBTITLE M. TOPA APPLICATION-ASSISTANCE PILOT PROGRAM.....	37
54	SUBTITLE N. RETAIL PRIORITY AREA AMENDMENT	39
55	SUBTITLE O. WORKFORCE INVESTMENT COUNCIL MEMBERSHIP	41
56	SUBTITLE P. ARTS AND HUMANITIES COMPETITIVE GRANTS	41
57	SUBTITLE Q. WORKERS’ COMPENSATION LIEN RECONCILIATION.....	42
58	SUBTITLE R. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING MATCH. 42	
59	TITLE III. PUBLIC SAFETY AND JUSTICE	43
60	SUBTITLE A. COG PROCUREMENT AUTHORIZATION.....	43
61	SUBTITLE B. RECIPROCAL AGREEMENTS FOR MUTUAL AID AMENDMENT	44
62	SUBTITLE C. PUBLIC SAFETY EXECUTIVE PAY SCHEDULE AMENDMENT	45
63	SUBTITLE D. ANATOMICAL BOARD REPEAL.....	48
64	SUBTITLE E. FIRE OFFICIALS SERVICE LONGEVITY AMENDMENT.....	49
65	SUBTITLE F. FEMS PRESUMPTIVE DISABILITY IMPLEMENTATION	49
66	SUBTITLE G. FEMS APPARATUS MAINTENANCE.....	51
67	SUBTITLE H. EMS TRANSPORT CONTRACT AUTHORITY	53
68	SUBTITLE I. COMMUNITY PARAMEDICINE TASK FORCE.....	58
69	SUBTITLE. J. OAG LITIGATION SUPPORT FUND AND AUTHORITY	
70	CLARIFICATION	62
71	SUBTITLE K. PUBLIC SAFETY TECHNICAL AMENDMENTS	65
72	SUBTITLE L. CPR EMERGENCY MEDICAL APPLICATION	66
73	SUBTITLE M. ESTABLISHMENT OF CRIMINAL CODE REFORM COMMISSION	68

74	SUBTITLE N. DOC INMATE AND RETURNING CITIZEN ASSISTANCE	76
75	TITLE IV. PUBLIC EDUCATION	76
76	SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC	
77	SCHOOLS AND PUBLIC CHARTER SCHOOLS AMENDMENT	76
78	SUBTITLE B. DCPS CONTRACTING AND SPENDING FLEXIBILITY AMENDMENT	81
79	SUBTITLE C. CLASSROOM ANIMAL FOR EDUCATIONAL PURPOSES	82
80	SUBTITLE D. HEALTHY TOTS ACT AMENDMENTS.....	83
81	SUBTITLE E. NATIONAL EXTERNAL DIPLOMA PROGRAM	84
82	SUBTITLE F. FOSTER CARE EXTENDED ELIGIBILITY	84
83	SUBTITLE G. PUBLIC CHARTER SCHOOL ADVANCE PAYMENT ADJUSTMENT...	85
84	SUBTITLE H. MY SCHOOL DC EDFEST SPONSORSHIP AND ADVERTISING AND	
85	COMMON LOTTERY BOARD AMENDMENT.....	86
86	SUBTITLE I. SCHOOL IMMUNIZATION REQUIREMENTS ENFORCEMENT PERIOD	
87	AMENDMENT.....	87
88	SUBTITLE J. PUBLIC CHARTER SCHOOL AT-RISK AND LIMITED ENGLISH	
89	PROFICIENT PAYMENT AMENDMENT	88
90	SUBTITLE K. HIGHER EDUCATION LICENSURE COMMISSION CLARIFICATION .	89
91	SUBTITLE L. TRAFFIC CONTROL INVESTIGATIONS FOR NEW SCHOOLS	
92	AMENDMENT.....	92
93	SUBTITLE M. EXCESS SCHOOL FACILITIES EXISTING TENANT PREFERENCE	94
94	SUBTITLE N. EDUCATION OMBUDSMAN AND OFFICE OF THE STUDENT	
95	ADVOCATE AMENDMENT.....	95
96	SUBTITLE O. EDUCATION REPORTING REQUIREMENTS	96
97	SUBTITLE P. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDRAISING	
98	MATCH	100
99	TITLE V. HEALTH AND HUMAN SERVICES	100
100	SUBTITLE A. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES AMENDMENT	100
101	SUBTITLE B. DHCF AND DDS MEDICAL ASSISTANCE PROGRAM AMENDMENTS	
102	101
103	SUBTITLE C. CONTRIBUTION TO COST OF SUPPORTS FUND.....	102
104	SUBTITLE D. PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL	
105	DISABILITIES RENT INCREASE RELIEF	104
106	SUBTITLE E. COMMISSION ON HEALTH EQUITY	105
107	SUBTITLE F. TEEN PREGNANCY PREVENTION FUND AMENDMENT.....	109
108	SUBTITLE G. MEDICAID HOSPITAL OUTPATIENT SUPPLEMENTAL PAYMENT ..	112
109	SUBTITLE H. MEDICAID HOSPITAL INPATIENT SUPPLEMENTAL PAYMENT	119

110	SUBTITLE I. PROGRAM ON WORK, EMPLOYMENT, AND RESPONSIBILITY	
111	(POWER) AMENDMENT.....	124
112	SUBTITLE J. YOUTH SERVICES COORDINATION TASK FORCE	124
113	SUBTITLE K. SUPPORTING NORMALCY, EMPOWERING FOSTER CHILDREN, AND	
114	ENCOURAGING PLACEMENT WITH SIBLINGS.....	126
115	SUBTITLE L. NOT-FOR-PROFIT HOSPITAL CORPORATION CERTIFICATE OF NEED	
116	EXEMPTION AMENDMENT ACT OF 2016	129
117	SUBTITLE M. DEPARTMENT OF HEALTH FUNCTIONS CLARIFICATION	129
118	SUBTITLE N. DCHA REHABILITATION AND MAINTENANCE FUND	131
119	SUBTITLE O. LRSP AMENDMENT	134
120	SUBTITLE P. FLEXIBLE RENT SUBSIDY PILOT.....	134
121	TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT.....	135
122	SUBTITLE A. WILDLIFE PROTECTION ENFORCEMENT	135
123	SUBTITLE B. AIR QUALITY RULEMAKING AMENDMENT	136
124	SUBTITLE C. ENERGY INNOVATION AND SAVINGS AMENDMENT	137
125	SUBTITLE D. PRODUCT STEWARDSHIP PROGRAM AMENDMENT	138
126	SUBTITLE E. CLEAN AND AFFORDABLE ENERGY AMENDMENT.....	142
127	SUBTITLE F. STREETCAR AUTHORIZATION AMENDMENT.....	146
128	SUBTITLE G. PUBLICATION OF SAFETY ENHANCEMENT RECOMMENDATIONS	
129	146
130	SUBTITLE H. BID PARKING ABATEMENT FUND AMENDMENT.....	147
131	SUBTITLE I. COMMUNITY RENEWABLE ENERGY CREDIT RATE CLARIFICATION	
132	AMENDMENT.....	148
133	SUBTITLE J. COMPETITIVE GRANTS	148
134	SUBTITLE K. COMPOST DROP-OFF PROGRAM.....	149
135	SUBTITLE L. ENVIRONMENTAL LITERACY PROGRAM AMENDMENT.....	150
136	SUBTITLE M. SELF-SERVICE EXHAUST EMISSIONS TESTING PILOT PROGRAM	151
137	SUBTITLE N. WAIVER OF PUBLIC SPACE PERMIT FEES FOR CIVIC	
138	ASSOCIATIONS.....	152
139	SUBTITLE O. KINGMAN ISLAND AND HERITAGE ISLAND STUDY.....	154
140	TITLE VII. FINANCE AND REVENUE.....	155
141	SUBTITLE A. SUBJECT TO APPROPRIATIONS AMENDMENTS.....	155
142	SUBTITLE B. OMNIBUS BUDGET SUPPORT CLARIFICATION AMENDMENT	156
143	SUBTITLE C. COMBINED REPORTING AMENDMENT	166
144	SUBTITLE D. FRANCHISE TAX RETURN DUE DATE	166
145	SUBTITLE E. COLLEGE SAVINGS PROGRAM AMENDMENT	167

146	SUBTITLE F. D.C. LOTTERY AMENDMENT.....	168
147	SUBTITLE G. OIG AUDIT AMENDMENT	181
148	SUBTITLE H. PARKSIDE PARCEL E AND J TAX ABATEMENT	181
149	SUBTITLE I. SCHEDULE H CONSUMER PRICE INDEX AMENDMENT	183
150	SUBTITLE J. TAX SALE RESOURCE CENTER AND DEED CLARIFICATION	184
151	SUBTITLE K. TAX REVISION COMMISSION IMPLEMENTATION.....	185
152	SUBTITLE L. LIHTC PILOT PROGRAM AMENDMENT	185
153	SUBTITLE M. FISCAL STABILIZATION RESERVE AMENDMENT	186
154	SUBTITLE N. SPECIAL BUDGET PROVISION REFORM.....	186
155	SUBTITLE O. VAULT TAX EXPANSION	188
156	SUBTITLE P. WALKER JONES REAL PROPERTY TAX ABATEMENT.....	188
157	SUBTITLE Q. JUBILEE ONTARIO APARTMENTS REAL PROPERTY TAX	
158	ABATEMENT	188
159	TITLE VIII. CAPITAL BUDGET	189
160	SUBTITLE A. FY 2017 CAPITAL PROJECT FINANCING REALLOCATION APPROVAL	
161	189
162	SUBTITLE B. CAPITAL PROJECT REVIEW AND RECONCILITATION AMENDMENT	
163	192
164	SUBTITLE C. CAPITAL PROJECT RESCISSIONS	193
165	TITLE IX. SPECIAL PURPOSE AND DEDICATED REVENUE FUND AMENDMENTS	
166	AND TRANSFERS	194
167	SUBTITLE A. DESIGNATED FUND TRANSFERS	194
168	SUBTITLE B. FIXED COST COMMODITY RESERVE AMENDMENT	196
169	TITLE X. APPLICABILTY; FISCAL IMPACT; EFFECTIVE DATE	197

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173 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
174 act may be cited as the “Fiscal Year 2017 Budget Support Act of 2016”.

175 **TITLE I. GOVERNMENT DIRECTION AND SUPPORT**

176 **SUBTITLE A. BONUS AND SPECIAL PAY**

177 Sec. 1001. Short title.

178 This subtitle may be cited as the “Bonus and Special Pay Act of 2016”.

179 Sec. 1002. Bonus and special pay; generally.

180 (a) Unless authorized pursuant to this subtitle, no funds shall be used to support the
181 categories of bonus pay or special awards pay. The prohibition on the use of funds under this
182 subtitle shall include funds transferred by the District to a quasi-governmental agency or entity
183 and to funds transferred by the District through a grant.

184 (b) Notwithstanding subtitle (a) of this section, an agency or entity may use funds to
185 support the categories of bonus pay or special awards pay if the agency or entity establishes a
186 program as required by section 1003 and meets the other requirements as provided by this
187 subtitle.

188 Sec. 1003. Bonus and special pay; Performance Based Rewards Program.

189 (a) In order to use funds for bonus pay or special awards pay, a District agency, office, or
190 entity must establish a Performance Based Rewards Program (“Program”) that is approved by
191 the personnel authority for the relevant agency, office, or entity.

192 (b) A Program established pursuant to this subtitle must include detailed regulations for
193 the payment of bonus pay or special pay awards to employees that contain, at a minimum, the
194 following requirements:

195 (1) Limits the authorization period for bonus pay and special pay awards to within
196 the fourth quarter of the fiscal year;

197 (2) Limits the issuance of bonus pay or special awards pay to a one-time basis,
198 without any promise or suggestion of continuing payments;

199 (3) Limits the issuance of bonus pay or special awards pay to employees on an
200 individual basis, and not to a group or class of employees unless each of the employees in the
201 group or class individually warrants such payment;

202 (4) Requires any issuance of bonus or special awards pay to be based on
203 performance, with the employee exceeding expectations of the supervisor or employer;

204 (5) Requires that an employee have had a performance evaluation no more than
205 90 days prior to the issuance of a bonus pay or special award pay;

206 (6) Requires written justification for the bonus pay or special awards pay by the
207 employees immediate supervisor or the head of the agency or office

208 (7) Caps the amount of bonus pay or special awards pay that can be received at 10
209 percent of the employee’s base rate of pay or, for an employee paid at an hourly rate, does not
210 exceed 10 percent of the employee’s wages for the 12 months preceding the award; and

211 (8) Limits the availability of any bonus pay or special awards pay to once per
212 calendar year and prohibits an employee from receiving a bonus payment and special pay award
213 within the same calendar year.

214 (c) Any Program for an Executive branch agency or independent agency shall be
215 approved by the District of Columbia Human Resources Department prior to implementation.

216 Sec. 1004. Bonus and special pay; reporting requirements.

217 In addition to any other requirements under this subtitle, any bonus pay or special awards
218 pay made under section 1002(b) of this section shall be followed, within 60 days of the payment,
219 by notification in writing to the relevant personnel authority of the issuance of a bonus payment
220 or special awards payment and a description of that award that includes the employee’s name,
221 title, salary, award amount, and detailed justification for the award.

222 Sec. 1005. Bonus or special pay; subordinate agency heads ineligible.

223 Any authorization under this subtitle for the use of funds to support the categories of
224 bonus pay or special awards pay shall not extend to a subordinate agency head in the Executive

225 Service established by subchapter X-A of the District of Columbia Comprehensive Merit
226 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
227 610.51 et seq.).

228 Sec. 1006. Bonus or special pay; exceptions to prohibition.

229 (a) Notwithstanding the prohibition in section 1002, funds may be used to pay:

230 (1) Retirement awards;

231 (2) Hiring bonuses for difficult-to-fill positions;

232 (3) Additional income allowances for difficult-to-fill positions;

233 (4) Agency awards or bonuses funded by private grants or donations;

234 (5) Employee awards pursuant to section 1901 of the District of Columbia Government

235 Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C.

236 Official Code § 1-619.01);

237 (6) Safe-driving awards;

238 (7) Gainsharing incentives in the Department of Public Works;

239 (8) Suggestion or invention awards;

240 (9) Quality steps;

241 (10) Salary incentives negotiated through collective bargaining; or

242 (11) Any other award or bonus required by an existing contract or collective bargaining

243 agreement that was entered into before the effective date of this subtitle.

244 (b) Notwithstanding the prohibition in section 1002 or any other provision of law, no

245 restrictions on the use of funds to support the categories of special awards pay (comptroller

246 subcategory 0137) or bonus pay (comptroller subcategory 0138) shall apply to employees of the

247 District of Columbia Public Schools who are based at a local school or who provide direct
248 services to individual students.

249 (c) Notwithstanding the prohibition in section 1002 or any other provision of law,
250 the Office of the Attorney General shall pay employees of the Office of the Attorney General all
251 performance allowance payments to which they are entitled or may become entitled under any
252 approved compensation agreement negotiated between and executed by the Mayor and
253 Compensation Unit 33 of the American Federation of Government Employees, Local 1403,
254 AFL-CIO for the period from October 1, 2013, through September 30, 2017. These payments
255 are necessary to satisfy the requirements of section 857 of the District of Columbia Government
256 Comprehensive Merit Personnel Act of 1978, effective April 20, 1999 (D.C. Law 12-260; D.C.
257 Official Code § 1-608.57), which requires the Attorney General’s performance management
258 system to link pay to performance.

259 (d) Notwithstanding the prohibition in section 1002, the Office of the Attorney General
260 and the subordinate agencies shall pay their employees all performance allowance payments to
261 which they are entitled.

262 **SUBTITLE B. BEGA LOBBYIST FEE AND NOMINEE REVIEW PERIOD**

263 **AMENDMENT**

264 Sec. 1011. Short title.

265 This subtitle may be cited as the “BEGA Lobbyist Fee and Nominee Review Period
266 Amendment Act of 2016”.

267 Sec. 1012. The Board of Ethics and Government Accountability Establishment and
268 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-
269 124; D.C. Official Code § 1-1162.01 *et seq.*), is amended as follows:

270 (a) Section 203 (D.C. Official Code § 1-1162.03) is amended as follows:

271 (1) Subsection (b)(1) is amended by striking the phrase “45-day” both times it
272 appears and inserting the phrase “90-day” in its place.

273 (2) Subsection (c) is amended by striking the phrase “Chairman of the Ethics
274 Board” and inserting the phrase “Chairperson of the Ethics Board” in its place.

275 (b) Section 205 (D.C. Official Code § 1-1162.05) is amended by striking the word
276 “Chairman” both times it appears and inserting the word “Chairperson” in its place.

277 (c) Section 227(b)(2) (D.C. Official Code § 1-1162.27(b)(2)), is amended to read as
278 follows:

279 “(2) The registration fee for lobbyists who lobby solely for nonprofit
280 organizations shall be \$50. For the purposes of this paragraph, the term “nonprofit organization”
281 means an organization exempt from taxation under section 501(c)(3) of the Internal Revenue
282 Code of 1986, approved October 22, 1986 (68A Stat. 163; 26 U.S.C. § 501(c)(3)).”.

283 **SUBTITLE C. EMPLOYEES’ COMPENSATION FUND AMENDMENT**

284 Sec. 1021. Short title.

285 This subtitle may be cited as the “Employees’ Compensation Fund Clarification
286 Amendment Act of 2016”.

287 Sec. 1022. Section 2342 of the District of Columbia Government Comprehensive Merit
288 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
289 623.42), is amended as follows:

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

291 (1) Paragraph (1) is repealed.

292 (2) Paragraph (2) is amended by striking the phrase “expenses, except
293 administrative expenses, authorized by this title or any extension or application thereof, except as
294 otherwise provided by this subtitle or other statute.” and inserting the phrase “expenses incurred
295 to implement the provisions of this act.” in its place.

296 (3) Paragraph (3) is repealed.

297 (b) Subsection (b) is repealed.

298 Sec. 1023. Section 1022(a) shall apply as of October 1, 2008.

299 **SUBTITLE D. CAPTIVE INSURANCE AGENCY BUDGET TECHNICAL**

300 **AMENDMENT**

301 Sec. 1031. Short title.

302 This subtitle may be cited as the “Captive Insurance Agency Budget Technical
303 Amendment Act of 2016”.

304 Sec. 1032. The Captive Insurance Agency Establishment Act of 2008, effective July 18,
305 2008 (D.C. Law 17-196; D.C. Official Code § 1-307.81 *et seq.*), is amended as follows:

306 (a) Section 3 (D.C. Official Code § 1-307.82) is amended as follows:

307 (1) Subsection (b)(2) is amended to read as follows:

308 “(2) Provide insurance for District real property assets and District personal
309 property assets.”.

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

311 “(c) The liability of the Agency for medical malpractice liability, property insurance
312 policies, and any other policies provided for pursuant to this act shall be limited to the funds in
313 the Captive Trust Fund.”.

314 (b) Section 4(a) (D.C. Official Code § 1-307.83(a)) is amended as follows:

315 (1) Paragraph (1) is amended by striking the phrase “By delegation from the
316 Mayor, to exercise” and inserting the word “Exercise” in its place.

317 (2) Paragraph (4A) is amended by striking the word “property”.

318 (c) Section 6(i)(2A) (D.C. Official Code § 1-307.85(i)(2A)) is amended by striking the
319 word “property”.

320 (d) Section 8(b)(4A) (D.C. Official Code § 1-307.87(b)(4A)) is amended to read as
321 follows:

322 “(4A) Establish procedures for the offering of insurance for District real property
323 assets and District personal property assets;”.

324 (e) Section 11(a)(2) (D.C. Official Code § 1-307.90(a)(2)) is amended to read as follows:

325 “(2) Insurance for the benefit of the District for District real property assets and
326 District personal property assets consistent with coverage offered in the market.”.

327 (f) Section 12(b) (D.C. Official Code § 1-307.91(b)) is amended as follows:

328 (1) Paragraph (5) is amended by striking the word “and” at the end.

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

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

332 “(7) Beginning with payments made from the Fund on or after December 1, 2014,
333 the purchase of insurance on behalf of the District of Columbia government.”.

334 (g) Section 13 (D.C. Official Code § 1-307.92) is amended to read as follows:

335 “Sec. 13. Exemption from certain laws:

336 “The Agency shall not be subject to the:

337 “(1) Small and Certified Business Enterprise Development and Assistance Act of
338 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et seq.*);

339 “(2) Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C.
340 Law 18-371; D.C. Official Code § 2-351.01 *et seq.*); or

341 “(3) District of Columbia Government Comprehensive Merit Personnel Act of
342 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*).”.

343 Sec. 1033. Section 40 of the Fire and Casualty Act, approved October 9, 1940 (54 Stat.
344 1080; D.C. Official Code § 31-2502.40), is amended by adding a new subsection (c) to read as
345 follows:

346 “(c)(1) Each agent or broker engaged by the District of Columbia government to procure
347 insurance on its behalf shall be exempt from the requirement, as set forth in subsection (a) of this
348 section, to pay the 2 per centum of the amount of the gross premiums upon all kinds of policies
349 procured by the agent or broker on behalf of the District of Columbia government.

350 “(2) To claim this exemption, the agent or broker shall include a statement
351 identifying, for each item enumerated in the affidavit required by subsection (a) of this section,
352 the portion allocated to policies procured on behalf of the District of Columbia government.

353 “(3) The exemption provided in this subsection shall not be construed to exempt
354 any agent or broker from any other requirement imposed by this section.”.

355 **SUBTITLE E. PUBLIC-PRIVATE PARTNERSHIPS**

356 Sec 1041. Short title.

357 This subtitle may be cited as the “Public-Private Partnerships Amendment Act of 2016”.

358 Sec. 1042. The Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C.
359 Law 20-228; D.C. Official Code § 2-271.01 *et seq.*), is amended as follows:

360 (a) Section 105(c) (D.C. Official Code § 2-272.04(c)) is amended by striking the phrase
361 “sections 107 and 109” and inserting the phrase “this act” in its place.

362 (b) Section 108(f) (D.C. Official Code § 2-273.03(f)) is amended by striking the phrase
363 “response period” and inserting the phrase “evaluation period as part of the report submitted to
364 the Council pursuant to section 114(a)(1)” in its place.

365 (c) Section 109(b)(2) (D.C. Official Code § 2-273.04(b)(2)) is amended by striking the
366 phrase “the unsolicited proposal.” and inserting the phrase “notice of the favorable evaluation of
367 the unsolicited proposal, including a link to where a copy of the proposal may be publicly
368 accessed on the Internet,” in its place.

369 (d) Section 301(a) (D.C. Official Code § 2-274.01(a)) is amended as follows:

370 (1) Paragraph (1) is amended by striking the phrase “projects; and” and inserting
371 the phrase “projects;” in its place.

372 (2) Paragraph (2) is amended by striking the phrase “agreement.” and inserting
373 the phrase “agreement; and” in its place.

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

375 “(3) Rules to address surety and bonding requirements of public-private
376 partnership projects, including consistent baseline requirements across projects.”.

377 Sec. 1043. Section 105(c)(19) of the Procurement Practices Reform Act of 2010,
378 effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.05(c)(19)), is amended by
379 striking the phrase “titles VII and X” and inserting the phrase “title X” in its place.

380 **SUBTITLE F. OIG BUDGET PROCESS CLARIFICATION AMENDMENT**

381 Sec. 1051. Short title.

382 This subtitle may be cited as the “Office of the Inspector General Budget Process
383 Clarification Amendment Act of 2016”.

384 Sec. 1052. Section 208(a)(2)(A) of the District of Columbia Procurement Practices Act
385 of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 1-
386 301.115a(a)(2)(A)), is amended as follows:

387 (a) Strike the phrase “without revision but subject to recommendations.” and insert the
388 phrase “without revision but subject to recommendations, including recommendations on
389 reallocating any funds from the Inspector General’s estimates to other items in the District
390 budget.” in its place.

391 (b) Strike the phrase “Notwithstanding any other provision of such Act, the Council may
392 comment or make recommendations concerning such estimates, but shall have no authority to
393 revise such estimates.”.

394 Sec. 1053. Applicability.

395 This subtitle shall apply as of March 24, 2016.

396 **SUBTITLE G. USE OF OFFICIAL VEHICLES DURING AN EMERGENCY**

397 Sec. 1061. Short title.

398 This subtitle may be cited as the “Use of Official Vehicles During an Emergency
399 Amendment Act of 2016”.

400 Sec. 1062. Section 3602 of the Restrictions on the Use of Official Vehicles Act of 2000,
401 effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 50-204), is amended by
402 adding a new subsection (e) to read as follows:

403 “(e)(1) Notwithstanding any other provision of this section, during an emergency
404 declared pursuant to section 5 of the District of Columbia Public Emergency Act of 1980,

405 effective March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2304), the Mayor may
406 authorize an officer or employee of the Executive Office of the Mayor, the Office of the City
407 Administrator, the Homeland Security and Emergency Management Agency, or the Metropolitan
408 Police Department to use an official vehicle; provided, that the officer or employee may use the
409 official vehicle only in the performance of the officer’s or employee’s duties and only to conduct
410 official business.

411 “(2) Authorization provided pursuant to this subsection shall expire after 15 days
412 or the end date of the declared emergency, whichever occurs later.

413 “(3) No later than 60 days after the end date of a declared emergency, the Mayor
414 shall submit to the Council a report listing the following information for each officer or
415 employee whom the Mayor authorized to use an official vehicle pursuant to this subsection:

416 “(A) The officer or employee’s name;

417 “(B) The officer or employee’s title and agency;

418 “(C) The length of time for which the Mayor authorized the officer or
419 employee to use an official vehicle; and

420 “(D) A detailed justification of the necessity for the officer or employee to
421 have access to and use an official vehicle.”.

422 **SUBTITLE H. BALLOT ACCESS MODERNIZATION**

423 Sec. 1071. Short title.

424 This subtitle may be cited as the “Ballot Access Modernization Amendment Act of
425 2016”.

426 Sec. 1072. The District of Columbia Election Code of 1955, approved August 12, 1955
427 (69 Stat. 699; D.C. Official Code § 1-1001.01 *et seq.*), is amended as follows:

428 (a) Section 2 (D.C. Official Code § 1-1001.02) is amended by adding new paragraphs
429 (29) and (30) to read as follows:

430 “(29) “Mobile application” means specialized software, designed for a mobile
431 device, in which electronic signatures are collected on an electronic petition.

432 “(30) “Mobile device” means a handheld, portable, wireless computing device,
433 including a tablet computer or mobile phone.”.

434 (b) Section 5(a) (D.C. Official Code § 1-1001.05(a)) is amended as follows:

435 (1) Paragraph (17) is amended by striking the phrase “; and” and inserting a
436 semicolon in its place.

437 (2) Paragraph (18) is amended by striking the period and adding the phrase “;
438 and” in its place.

439 (3) A new paragraph (19) is added to read as follows:

440 “(19)(A) Obtain or develop a mobile application that:

441 “(i) Connects the user to the Board’s computerized voter
442 registration list to immediately confirm that a petition signer is a registered qualified elector;

443 “(ii) Maintains an up-to-date count of the number of
444 electronic signatures collected; and

445 “(iii) Allows signed petitions to be printed out for
446 submission to the Board;

447 “(B) No later than October 1, 2017, implement a pilot program that
448 provides a limited number, as determined by the Board, of candidates, qualified petition
449 circulators, and proposers with the option to use a mobile application, in addition to the paper

450 circulation process, to gather electronic signatures on a mobile device registered with the Board
451 for the June 2018 Primary Election;

452 “(C) For the November 2018 General Election, and all subsequent
453 elections, make a mobile application available to all candidates, qualified petition circulators,
454 and proposers to install on a mobile device registered with the Board;

455 “(D) Issue rules to implement the use of a mobile application for all
456 elections, including how to register a mobile device with the Board in order to utilize the mobile
457 application, provided that such rules shall require signed petitions from the mobile application to
458 be printed out and submitted to the Board.”.

459 (4) A new subsection (l) is added to read as follows:

460 “(l) For purposes of implementing the duties under subsection (a)(19) of this section, the
461 Board is authorized to loan a mobile device to a candidate, qualified petition circulator, or
462 proposer to utilize the mobile application. The Board is authorized to charge a reasonable
463 refundable deposit for the use of the mobile device.”.

464 (c) Section 16(g) (D.C. Official Code § 1-1001.16(g)) is amended as follows:

465 (1) Strike the phrase “same size as the original.” and insert the phrase “same size
466 as the original or shall utilize the mobile application made available under section 5(19).” in its
467 place.

468 (2) Strike the phrase “ward numbers, and shall have printed on it, in a manner
469 prescribed by the Board, the following:” and insert the phrase “ward numbers.” in its place.

470 (3) A new sentence is added at the end to read as follows:

471 “Each petition sheet shall have printed on it, and each mobile application shall
472 electronically display, the following information:”.

473 (d) Section 17(e) (D.C. Official Code § 1-1001.17(e)) is amended as follows:

474 (1) Strike the phrase “as the original” and insert the phrase “as the original or
475 shall utilize the mobile application made available under section 5(19)” in its place.

476 (2) Strike the phrase “ward numbers, and shall have printed on it the following:”
477 and insert the phrase “ward numbers.” in its place.

478 (3) A new sentence is added at the end to read as follows:

479 “Each petition sheet shall have printed on it and each mobile application
480 shall electronically display the following information:”.

481 Sec. 1073. Subsection 1603.8 of Chapter 16 of Title 3 of the District of Columbia
482 Municipal Regulations is repealed.

483 **SUBTITLE I. DIRECTOR OF THE OFFICE OF COMMUNITY AFFAIRS**

484 **GRANT-MAKING**

485 Sec. 1081. Short title.

486 This subtitle may be cited as the “Mayor’s Office of Community Affairs Limited Grant-
487 making Amendment Act of 2016”.

488 Sec. 1082. (a) In Fiscal Year 2017, the Director of the Office of Community Affairs
489 (“Director”) shall have grant-making authority for the purpose set forth in subsection (b) of this
490 section.

491 (b)(1) In Fiscal Year 2017, the Director shall award a grant of \$75,405 to provide
492 housing-related assistance to members of the Caribbean population of the District.

493 (2) Before issuing the grant, the Director shall consult with the Mayor’s Advisory
494 Commission on Caribbean Community Affairs regarding grant solicitation.

495 **SUBTITLE J. NEW COLUMBIA STATEHOOD COMMISSION**

496 **DISCRETIONARY FUNDING**

497 Sec. 1091. Short title.

498 This subtitle may be cited as the “New Columbia Statehood Commission Discretionary
499 Fund Amendment Act of 2016”.

500 Sec. 1092. The District of Columbia Statehood Constitutional Convention Initiative of
501 1979, effective May 2, 2015 (D.C. Law 20-271; D.C. Official Code § 1-129.31 *et seq.*), is
502 amended to read as follows:

503 (a) Section 32(c) (D.C. Official Code § 1-129.32(c)) is amended as follows:

504 (1) Designate the existing text as paragraph (1).

505 (2) Insert a new paragraph (2) to read as follows:

506 “(2)(A) Except as provided under subparagraph (B) under this paragraph, the
507 Commission is authorized to provide for the expenditure of up to \$24,000 per year from the Fund
508 for the purposes provided in section 35(a) of this act.

509 “(B) For Fiscal Year 2016, the Commission is authorized to provide for
510 the expenditure of up to \$12,000.”.

511 (b) Section 35(a) (D.C. Official Code § 1-129.35(a)) is amended to read as follows:

512 “(a) Except as provided in subsection (b) of this section, a member of the Statehood
513 Delegation shall use New Columbia Statehood Fund monies for:

514 “(1) Any expense closely and directly related to the operation of his or her office;

515 and

516 “(2) Any expense that the Commission deems necessary for appropriate purposes;
517 provided, that the Commission’s determination of necessity shall be final and conclusive, and its

518 certificate shall be sufficient voucher for the expenditure of appropriations made pursuant to this
519 section.”.

520 **SUBTITLE K. PDS CREDITABLE SERVICE CLARIFICATION**

521 Sec. 1101. Short title.

522 This subtitle may be cited as the “Public Defender Service Creditable Service
523 Clarification Amendment Act of 2016”.

524 Sec. 1102. Section 2604(1) of the District of Columbia Government Comprehensive
525 Merit Personnel Act of 1978, effective October 1, 1987 (D.C. Law 7-27, D.C. Official Code § 1-
526 626.04(1)), is amended by adding a new subparagraph (C) to read as follows:

527 “(C)(i) For purposes of vesting pursuant to section 2610(b), and
528 notwithstanding any other provision of law or any prior agreement with the Public
529 Defender Service for the District of Columbia, creditable service with the District for
530 employees of the Public Defender Service of the District of Columbia hired on or after
531 October 1, 1987 and before September 16, 1991 shall be calculated to include service
532 beginning as of the commencement of employment.

533 “(ii) This subparagraph shall apply as of October 1, 1987.”.

534 **SUBTITLE L. RETIREMENT SURVIVOR EQUITY BENEFIT**

535 Sec. 1111. Short title.

536 This subtitle may be cited as the “Equity in Survivor Benefits Clarification Amendment
537 Act of 2016”.

538 Sec. 1112. Section 4 of the District of Columbia Spouse Equity Act of 1988, effective
539 March 16, 1989 (D.C. Law 7-214; D.C. Official Code § 1-529.03), is amended by adding a new
540 subsection (f) to read as follows:

541 “(f) The Mayor is not obligated to comply with a qualifying court order issued after an
542 employee’s death.”.

543 **SUBTITLE M. ARCHIVES EMINENT DOMAIN AUTHORITY**

544 Sec. 1121. Short title.

545 This subtitle may be cited as the “Archives Eminent Domain Authority Act of 2016”.

546 Sec. 1122. Findings.

547 The Council finds that:

548 (1) The District of Columbia Office of Public Records and Archives (“the
549 Archives”) is currently headquartered at 1300 Naylor Court, N.W.

550 (2) The Fiscal Year 2017 Budget Local Portion Adoption Act of 2016, as
551 introduced on March 24, 2016 (Bill 21-668), provides funding to allow the Archives to relocate
552 to a site that meets several criteria outlined in a report commissioned by the Department of
553 General Services, which found that the preferred alternative would be a stand-alone, purpose-
554 built, new facility requiring approximately 135,000 gross building square feet.

555 (2) The Archives building is to be a mix of high-quality, environmentally
556 controlled storage space, and several thousand square feet of space for the public to access the
557 Archives, office space, and meeting space.

558 (3) The District desires to relocate the Archives to a new facility to be developed
559 on Lots 36, 41, and 802 in Square 3942 and Parcels 0143/107 and 0143/110 (“W Street Site”)
560 that, combined, comprise approximately 147,000 square feet.

561 (4) The W Street Site is currently occupied by a private trash transfer station.

562 (5) The trash transfer station is a blighting factor in Brentwood and its
563 surrounding communities.

564 (6) Residents of Brentwood and the surrounding communities have concerns
565 regarding the noxious fumes that emanate from the trash transfer station and pervasive vermin,
566 and have complained that there is an increased incidence of health concerns.

567 (7) The W Street Site trash transfer station continues to operate as an open-air
568 trash transfer station which allows its pungent odors to reach much farther than they would if the
569 facility were closed.

570 (8) Since August 2012, the District Department of the Environment has conducted
571 at least 37 inspections and issued 8 notices of infractions to the W Street Site trash transfer
572 station.

573 (9) The W Street Site will provide an opportunity to construct and establish a
574 state-of-the-art archival government facility centrally located within the District of Columbia in
575 close proximity to Metrorail and Metrobus service.

576 Sec. 1123. Exercise of eminent domain.

577 The Mayor may exercise eminent domain in accordance with the procedures set forth in
578 subchapter II of Chapter 13 of Title 16 of the District of Columbia Official Code to acquire Lots
579 36, 41, and 802 in Square 3942 and Parcels 0143/107 and 0143/110 for the purposes set forth in
580 section 2.

581 **SUBTITLE N. ADVISORY NEIGHBORHOOD COMMISSIONS SIGN-**
582 **LANGUAGE INTERPRETERS PILOT PROGRAM.**

583 Sec. 1131. This subtitle may be cited as the “Advisory Neighborhood Commissions
584 Access to Sign-Language Interpreters Amendment Act of 2016”.

585 Sec. 1132. Section 18 of the Advisory Neighborhood Commissions Act of 1975,
586 effective June 27, 2000 (D.C. Law 13-135; D.C. Official Code § 1-309.15), is amended by
587 adding a new subsection (d) to read as follows:

588 “(d)(1) Beginning October 1, 2016, the Office shall conduct a one-year pilot program to
589 provide sign-language interpreters, upon request, for Commission meetings and subcommittee
590 meetings.

591 “(A) The Office shall establish a procedure for Commissions to submit
592 requests.

593 “(B) The provision of interpreters shall be subject to available funding.

594 “(2) On April 1, 2017, the Office shall submit a mid-year report to the Council
595 that includes:

596 “(A) The number of interpreters requested;

597 “(B) The number of requests approved;

598 “(C) The average length of time the interpreters were needed;

599 “(D) The average hourly cost of interpreters;

600 “(E) The total amount spent on the pilot through the date of submission;

601 and

602 “(F) An assessment of the effectiveness of the pilot, including
603 recommendations on its future.”.

604 **SUBTITLE O. HISTORIC DISTRICT FEES**

605 Sec. 1141. Short title.

606 This subtitle may be cited as the “Historic District Fees Act of 2016”.

607 Sec. 1142. Notwithstanding any other provision of law, a building permit shall not be
608 required for the proposed erection, construction, conversion, or alteration of any structure in a
609 historic district if it would not be required to perform the same work on an identical structure in a
610 non-historic district.

611 **SUBTITLE P. CONSTITUENT SERVICES EXPENDITURE LIMIT**

612 Sec. 1151. Short title.

613 This subtitle may be cited as the “Constituent Services Expenditures Limit Amendment
614 Act of 2016”.

615 Sec. 1152. Section 338(a) Board of Ethics and Government Accountability Establishment
616 and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012; D.C.
617 Official Code § 1-1163.38(a)), is amended by striking the phrase “expend a maximum of
618 \$40,000” and inserting the phrase “expend a maximum of \$60,000” in its place.

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

620 **SUBTITLE A. QHTC DIGITAL MEDIA AND BOUNDARY AMENDMENT**

621 Sec. 2001. Short title.

622 This subtitle may be cited as the “Qualified High Technology Company Boundary and
623 Media Clarification Amendment Act of 2016”.

624 Sec. 2002. Section 47-4665(a) of Title 47 of the District of Columbia Official Code is
625 amended as follows:

626 (a) Paragraph (1) is amended by striking the phrase “Qualified High Technology
627 Company” and inserting the phrase “Qualified High Technology Company or Qualified Digital
628 Media Company” in its place.

629 (b) Paragraph (3) is amended by striking the phrase “Qualified High Technology
630 Company” and inserting the phrase “Qualified High Technology Company or Qualified Digital
631 Media Company” in its place.

632 (c) A new paragraph (6A) is added to read as follows:

633 “(6A)(A) “Qualified Digital Media Company” means:

634 “(i) An individual or entity organized for profit and leasing or
635 owning an office in the District of Columbia;

636 “(ii) Having 2 or more qualified employees in the District; and

637 “(iii) Deriving at least 51% of its gross revenues earned in the
638 District from media production; provided, that those revenues are derived from the sale or
639 advertising of original media content that the individual or entity:

640 “(I) Produces within a facility that it leases or owns inside
641 the District and that includes permitted production space utilized by the individual or entity
642 specifically for the creation of original media content; and

643 “(II) Transmits digitally, including via digital transmission,
644 the electromagnetic spectrum, or Internet streaming.

645 “(B) “Qualified Digital Media Company” shall not include:

646 “(i) An individual or entity that derives 51% or more of its gross
647 revenues from the operation in the District of:

648 “(I) An on-line or brick and mortar retail store;

649 “(II) An electronic equipment facility that is primarily
650 occupied, or intended to be occupied, by electronic and computer equipment that provides

651 electronic data switching, transmission, or telecommunication functions between computers,
652 both inside and outside the facility; or

653 “(III) A building or construction company; or

654 “(ii) A professional athletic team as defined in section 47-
655 2002.05(a)(3).”.

656 (d) Paragraph (9) is amended to read as follows:

657 “(9) “Tenant” means a Qualified High Technology Company or Qualified Digital
658 Media Company that executes a lease or a sublease for at least 50,000 square feet of net rentable
659 area of eligible premises within the District, including within the “DC Ballpark TIF Area” as
660 defined in section 12a of the Tax Increment Financing Authorization Act of 1998, effective April
661 8, 2005 (D.C. Law 15-320; D.C. Official Code § 2-1217.12), for a minimum term of 12 years,
662 under which the tenant, or a directly related entity, occupies and uses the eligible premises, or
663 will occupy and use the eligible premises, on or after the lease commencement date.”.

664 **SUBTITLE B. INAUGURAL CELEBRATION AMENDMENT**

665 Sec. 2011. Short title.

666 This subtitle may be cited as the “Inaugural Celebration Amendment Act of 2016”.

667 Sec. 2012. Section 25-723(e)(1) of the District of Columbia Official Code is amended by
668 striking the phrase “designated “Inaugural Week.”” and inserting the phrase “designated
669 “Inaugural Week”; except, that in 2017, January 14 through January 22 shall be designated
670 “Inaugural Week.”” in its place.

671 **SUBTITLE C. REIMBURSABLE DETAIL SUBSIDY PROGRAM AMENDMENT**

672 Sec. 2021. Short title.

673 This subtitle may be cited as the “Reimbursable Detail Subsidy Program Amendment Act
674 of 2016”.

675 Sec. 2022. Title 25 of the District of Columbia Official Code is amended as follows:

676 (a) Section 25-211(b)(3) is amended as follows:

677 (1) Designate the existing text as subparagraph (A).

678 (2) A new subparagraph (B) is added to read as follows:

679 “(B) For the purposes of this paragraph, the term “pub crawls” means an
680 organized group of establishments within walking distance of one another that offer discounted
681 alcoholic drinks during a specified time period.”.

682 (b) Section 25-798 is amended as follows:

683 (1) Subsection (a) is amended by adding a new paragraph (2A) to read as follows:

684 “(2A) “Pub crawl” means an organized group of establishments within walking
685 distance of one another that offer discounted alcoholic drinks during a specified time period.”.

686 (2) Subsection (b) is amended by striking the phrase “or in a group,” and
687 inserting the phrase “or in a group, or a pub crawl organizer” in its place.

688 **SUBTITLE D. WALTER REED DEVELOPMENT OMNIBUS**

689 Sec. 2031. Short title.

690 This subtitle may be cited as the "Walter Reed Development Omnibus Amendment Act
691 of 2015".

692 Sec. 2032. Section 7(d) of the Walter Reed Development Omnibus Act of 2016, enacted
693 on March 25, 2016 (D.C. Act 21-357; 63 DCR 4678), is amended to read as follows:

694 “(d) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
695 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), the Office of the Deputy

696 Mayor for Planning and Economic Development shall have the authority to make grants from the
697 Fund to the Developer for the purposes set forth in subsection (c) of this section.”.

698 **SUBTITLE E. DMPED GRANT-MAKING AUTHORITY AMENDMENT**

699 Sec. 2041. Short title.

700 This subtitle may be cited as the “Deputy Mayor for Planning and Economic
701 Development Limited Grant-Making Authority Amendment Act of 2016”.

702 Sec. 2042. Section 2032 of the Deputy Mayor for Planning and Economic Development
703 Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168;
704 D.C. Official Code § 1-328.04), is amended as follows:

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

706 (1) Paragraph (1) is repealed.

707 (2) Paragraph (2) is repealed.

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

709 “(d) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
710 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), the Deputy Mayor shall
711 have grant-making authority for the purpose of providing:

712 “(1) Funds as may be necessary to implement projects that are part of the New
713 Communities Initiative, as that term is defined in section 3(b)(11)(B) of the Housing Production
714 Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-
715 2802(b)(11)(B)); provided, that such funds are included in the approved operating budget for the
716 New Communities Initiative program or the approved capital budget for the New Communities
717 Initiative project;

718 “(2) Funds to the Washington Convention Center Marketing Fund established by
719 section 208a of the Washington Convention Center Authority Act of 1994, effective September
720 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.08a), to supplement funds included in
721 an approved budget for marketing-service contracts pursuant to sections 208a(e) or 208a(e-1) of
722 that act; and

723 “(3) Funds to the Washington DC Economic Partnership; provided, that such
724 funds are included in an approved budget and designated for the Washington DC Economic
725 Partnership.

726 “(e) In addition to the grant-making authority provided in subsection (d)(3) of this
727 section, the Deputy Mayor shall have the authority to transfer funds to Events DC pursuant to a
728 Memorandum of Agreement or Memorandum of Understanding between the Deputy Mayor and
729 Events DC.”.

730 **SUBTITLE F. ENTERTAINMENT AND MEDIA PRODUCTION AMENDMENT**

731 Sec. 2051. Short title.

732 This subtitle may be cited as the “Office of Cable Television, Film, Music, and
733 Entertainment Clarification Amendment Act of 2016”.

734 Sec. 2052. The Office of Cable Television, Film, Music, and Entertainment Amendment
735 Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1251.01 *et*
736 *seq.*), is amended as follows:

737 (a) Section 201 (D.C. Official Code § 34-1252.01) is amended as follows:

738 (1) Subsection (a)(3) is amended as follows:

739 (A) The lead-in language is amended by striking the phrase “an
740 entertainment industry in the District” and inserting the phrase “a sustainable creative economy,
741 entertainment, and media industry in the District” in its place.

742 (B) Subparagraph (E) is amended by striking the phrase “television
743 shows and films” and inserting the phrase “entertainment industry projects” in its place.

744 (C) Subparagraph (F) is amended by striking the phrase “,
745 television shows and films”.

746 (2) Subsection (e) is amended by striking the word “Programming” and inserting
747 the phrase “Programming, or an equivalent position,” in its place.

748 (b) Section 202 (D.C. Official Code § 34-1252.02) is amended as follows:

749 (1) Paragraph (8A) is amended as follows:

750 (A) The lead-in text is amended by striking the phrase “studios and
751 equipment” and inserting the phrase “studios, facilities, and equipment” in its place.

752 (B) Subparagraph (A) is amended by striking the phrase “studios
753 or” and inserting the phrase “studios, facilities, or” in its place.

754 (2) Paragraph (16) is amended by striking the phrase “funds from nonprofit and”
755 and inserting the phrase “funds from private, nonprofit, and” in its place.

756 (3) Paragraph (19) is amended by striking the word “and” at the end.

757 (4) Paragraph (20) is amended by striking the period and inserting the phrase “;
758 and” in its place.

759 (5) A new paragraph (21) is added to read as follows:

760 “(21) Establish written formal, collaborative arrangements (sometimes called
761 partnerships) with private and nonprofit entities to implement the purposes of this act.”.

762 (c) Section 203 (D.C. Official Code § 34-1252.03) is amended as follows:

763 (1) The heading is amended by striking the phrase “Cable Television” and
764 inserting the phrase “OCTFME” in its place.

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

766 (A) Strike the phrase “Cable Television” both times it appears and insert
767 the phrase “OCTFME”.

768 (B) Strike the phrase “operation of a cable system” and insert the phrase
769 “operation of the industries under this act” in its place.

770 (3) Subsection (d) is amended as follows:

771 (A) Paragraph (3) is amended by striking the word “and” at the end.

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

773 “(3A) Fees derived from film permits applied for or issued pursuant to section 2d
774 of the Film DC Economic Incentive Act of 2006, effective March 3, 2010 (D.C. Law 18-111;
775 D.C. Official Code § 2-1204.11d);

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

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

779 “(5) All interest earned on all deposits.”.

780 Sec. 2053. Section 2e of the Film DC Economic Incentive Act of 2006, effective March
781 3, 2010 (D.C. Law 18-111; D.C. Official Code § 2-1204.11e), is repealed.

782 **SUBTITLE G. DMPED PROCUREMENT EXEMPTION CLARIFICATION**

783 Sec. 2061. Short title.

784 This subtitle may be cited as the “DMPED Procurement Exemption Clarification
785 Amendment Act of 2016”.

786 Sec. 2062. Section 201 of the National Capital Revitalization Corporation and Anacostia
787 Waterfront Corporation Reorganization Act of 2008, effective March 26, 2008 (D.C. Law 17-
788 138; D.C. Official Code § 2-1225.11), is amended by adding a new subsection (b-1) to read as
789 follows:

790 “(b-1) Any contract between the Deputy Mayor for Planning and Economic Development
791 and a developer for the development of Square 3128 related to Zoning Commission Order No.
792 Z.C. 13-14, or amendment to that order, shall not be subject to titles IV, V, and VI, and sections
793 702 and 1101 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C.
794 Law 18-371; D.C. Official Code § 2-351.01 *et seq.*).”.

795 **SUBTITLE H. BUSINESS IMPROVEMENT DISTRICTS CHARTER RENEWAL**

796 Sec. 2071. Short title.

797 This subtitle may be cited as the “Business Improvement Districts Charter Renewal
798 Amendment Act of 2016”.

799 Sec. 2072. The Business Improvement Districts Act of 1996, effective May 29, 1996
800 (D.C. Law 11-134; D.C. Official Code § 2-1215.01 *et seq.*), is amended as follows:

801 (a) Section 19(a)(1)(B) (D.C. Official Code § 2-1215.18(a)(1)(B)), is amended by
802 striking the phrase “The Board and membership approve a BID plan for the next 5 years of BID
803 operations and submit that plan to the Mayor; and” and inserting the phrase “The BID submits a
804 plan for the next 5 years of BID operations to the Mayor; and” in its place.

805 (b) Section 24(b) (43 DCR 1698) is repealed.

806 **SUBTITLE I. PREGNANT WORKERS PROTECTION**

807 Sec. 2081. Short title.

808 This subtitle may be cited as the “Protecting Pregnant Workers Fairness Amendment Act
809 of 2016”.

810 Sec. 2082. The Protecting Pregnant Workers Fairness Act of 2014, effective March 3,
811 2015 (D.C. Law 20-168; D.C. Official Code § 32-1231.01 *et seq.*), is amended as follows:

812 (a) Section 2(2) (D.C. Official Code § 32-1231.01(2)) is amended as follows:

813 (1) Subparagraph (F) is amended by striking the word “or”.

814 (2) Subparagraph (G) is amended by striking the period and inserting the phrase “;
815 or” in its place

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

817 “(H) Time off due to pre-birth complications.”.

818 (b) Section 4 (D.C. Official Code § 32-1231.03) is amended as follows:

819 (1) Paragraph (4) is amended by striking the word “or” at the end.

820 (2) Paragraph (5) is amended by striking the period and inserting the phrase “; or”
821 in its place.

822 (3) A new paragraph (6) is added to read as follows:

823 “(6) Take an adverse action against an employee who has been absent from work
824 as a result of a pregnancy related condition, including a pre-birth complication.”.

825 **SUBTITLE J. ACCRUED SICK AND SAFE LEAVE AMENDMENT**

826 Sec. 2091. Short title.

827 This subtitle may be cited as the “Accrued Sick and Safe Leave Amendment Act of
828 2016”.

829 Sec. 2092. The Accrued Sick and Safe Leave Act of 2008, effective May 13, 2008 (D.C.

830 Law 17-152; D.C. Official Code § 32-131.01 *et seq.*), is amended as follows:

831 (a) Section 6(b)(1) (D.C. Official Code §32-131.05(b)(1)) is amended by striking the
832 phrase “(3); or” and inserting the phrase “(3); and” in its place.

833 (b) Section 7(b) (D.C. Official Code § 32-131.06(b)) is amended by striking the phrase
834 “agreement.” and inserting the phrase “agreement that expressly waives the requirements in clear
835 and unambiguous terms.” in its place.

836 **SUBTITLE K. ADULT CAREER PATHWAYS IMPLEMENTATION**

837 Sec. 2101. Short title.

838 This subtitle may be cited as the "Adult Career Pathways Implementation Amendment
839 Act of 2016".

840 Sec. 2102. Section 14(d)(2)(D) of the District of Columbia Unemployment
841 Compensation Act, approved August 28, 1935 (49 Stat. 947; D.C. Official Code § 51-
842 114(d)(2)(D)), is amended by striking the phrase “Administrative Fund may be used” and
843 inserting the phrase “Administrative Fund, or other sources of workforce development funding,
844 may be used” in its place.

845 **SUBTITLE L. UNEMPLOYMENT BENEFITS MODERNIZATION**

846 Sec. 2111. Short title.

847 This subtitle may be cited as the “Unemployment Benefits Modernization Amendment
848 Act of 2016”.

849 Sec. 2112. The District of Columbia Unemployment Compensation Act, approved
850 August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-101 *et seq.*), is amended as follows:

851 (a) Section 1(5) (D.C. Official Code § 51-101(5)) is amended as follows:

852 (1) Strike the figure “80%” and insert the figure “66%” in its place.

853 (2) Strike the figure “\$20” and insert the figure “\$50” in its place.

854 (b) Section 7 (D.C. Official Code § 51-107) is amended as follows:

855 (1) Subsection (a) is amended by striking the last sentence.

856 (2) Subsection (b) is amended to read as follows:

857 “(b)(1) An individual’s weekly benefit amount is equal to one twenty-sixth

858 (computed to the next higher multiple of \$1) of their total wages for insured work paid during the

859 quarter of their base period in which such total wages were highest, with such other following

860 limitations.

861 “(2) Effective October 1, 2016, the maximum weekly benefit amount shall

862 be \$425.

863 “(3)(A) Effective January 1, 2018, and for each calendar year thereafter,

864 the maximum weekly benefit amount shall be determined by the Director of the Department of

865 Employment Services by using the Department of Labor State Benefit Financing Model.

866 “(B) The Director shall consider the Consumer Price Index for Urban

867 Consumers in the Washington Metropolitan Statistical Area, published the United States

868 Department of Labor’s Bureau of Labor Statistics, in making a determination.

869 “(C) The recommended maximum weekly benefit amount shall not

870 worsen the condition of the District Unemployment Compensation Trust Fund.

871 “(D) The Director shall recommend the maximum weekly benefit amount

872 which shall become the maximum weekly benefit amount for the next calendar year, unless the

873 Council passes a resolution disapproving the Director’s recommendation within 45 days after its

874 receipt.

875 “(E) If the Council passes a resolution of disapproval, the maximum
876 weekly benefit amount then in effect shall continue in effect for the next calendar year.”.

877 (3) Subsection (d) is amended by striking the phrase “or 50% of the wages for
878 employment paid to such individual by employers during his base period whichever is the
879 lesser”.

880 (4) Subsection (e) is amended as follows:

881 (A) Strike the figure “80%” and insert the figure “66%” in its place.

882 (B) Strike the figure “\$20” and insert the figure “\$50” in its place.

883 (5) Subsection (f) is amended by striking the phrase “this section shall not apply”
884 and inserting the phrase “this subsection shall not apply” in its place.

885 (c) Section 8 (D.C. Official Code § 51-108) is amended by striking the last sentence and
886 inserting the following sentence in its place:

887 “All payments of benefits shall be made by the Chief Financial Officer and shall be
888 subject to a post, but not a prior, audit by the Office of the Inspector General.”.

889 **SUBTITLE M. TOPA APPLICATION-ASSISTANCE PILOT PROGRAM**

890 Sec. 2121. Short title.

891 This subtitle may be cited as the “TOPA Application-Assistance Pilot Program
892 Amendment Act of 2016”.

893 Sec. 2122. The Rental Housing Conversion and Sale Act of 1980, effective September
894 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3401.01 *et seq.*), is amended by adding a new
895 section 414 to read as follows:

896 “Sec. 414. TOPA Application-Assistance Pilot Program.

897 “(a) For Fiscal Year 2017, there is established a TOPA Application-Assistance Pilot
898 Program (“Program”) to help tenant organizations prepare their applications to the First Right
899 Purchase Assistance Program described at Chapter 27 of Title 14 of the District of Columbia
900 Municipal Regulations (14 DCMR § 2700 et seq.). The Program shall complement the First
901 Right Purchase Assistance Program, and shall include funding for pre-application legal and
902 technical assistance to help tenant organizations apply for the First Right Purchase Assistance
903 Program.

904 “(b) A tenant organization shall be eligible for the Program if the tenant organization
905 meets the eligibility requirements of 14 DCMR § 2701. A property shall be eligible for the
906 Program if the property meets the eligibility requirements of 14 DCMR § 2703.

907 “(c) The Mayor shall ensure that the agency administering the Program:

908 “(1) Approves or denies applications for the Program within 15 days of receiving
909 completed applications from tenant organizations;

910 “(2) Issues award letters or denies application for the First Right Purchase
911 Assistance Program within 30 days of receiving completed applications from tenant
912 organizations;

913 “(3) Reimburses invoices received from tenant organizations for Program
914 expenditures and First Right Purchase Assistance Program expenditures within 30 days of
915 receipt; and

916 “(4) Expeditiously administers the Program and the First Right Purchase
917 Assistance Program in a manner that allows tenant organizations to meet all TOPA deadlines.

918 “(d) The maximum amount of pre-application legal and technical assistance that may be
919 awarded to a tenant organization shall be \$20,000.

920 “(e) If a tenant organization, or the entity to which a tenant organization assigns its rights
921 under this title, successfully purchases a property, the full amount of any assistance provided
922 pursuant to this section shall be repaid to the Program within 30 days of the purchase of the
923 property.

924 “(f) By November 1, 2016, the Mayor shall issue rules to implement the provisions of
925 this section. The rules shall mandate processes for the application for, and distribution of, funds
926 in a timely manner so as to facilitate successful compliance with the required timelines and
927 purposes of this section.”.

928 Sec. 2123. Section 2009(c) of the Fiscal Year 2009 Budget Support Act of 2008,
929 effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 42-2857.01(c)), is amended
930 as follows:

931 (a) Paragraph (15) is amended by striking the word “and” at the end.

932 (b) Paragraph (16) is amended by striking the period and inserting the phrase “; and” in
933 its place.

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

935 “(17) To provide funding for TOPA application assistance pursuant to section 414
936 of the Rental Housing Conversion and Sale Act of 1980, passed on 2nd reading on June _____,
937 2016 (Enrolled version of Bill 21-669); provided, that funding for TOPA application assistance
938 shall not exceed the amount available in the Unified Fund.”.

939 Sec. 2124. This subtitle shall expire on September 30, 2017.

940 **SUBTITLE N. RETAIL PRIORITY AREA AMENDMENT**

941 Sec. 2131. Short title.

942 This subtitle may be cited as the “Retail Priority Area Amendment Act of 2016”.

943 Sec. 2132. The H Street, N.E., Retail Priority Area Incentive Act of 2010, effective April
944 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.171 et seq.), is amended as follows:

945 (a) Section 3(c)(3) (D.C. Official Code § 1-325.172(c)(3)) is amended to read as follows:

946 “(3) Beginning October 1, 2015, and ending September 30, 2017, make grants to
947 support revitalization programs pursuant to section 4b of the Retail Incentive Act of 2004,
948 effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 2-1217.73b). Grants may
949 be awarded for revitalization programs within any of the Retail Priority Areas established by or
950 pursuant to section 4 of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law
951 15-185; D.C. Official Code § 2-1217.73).

952 (b) Section 4 (D.C. Official Code § 1-325.173) is amended by adding a new subsection
953 (d) to read as follows:

954 “(d) Grants made available under this section shall be disbursed to grantees in quarterly
955 allotments and each quarterly allotment shall be verified by grantees providing receipt showing
956 the expenditure of allowable expenses before disbursement of a subsequent quarterly allotment.”.

957 Sec. 2133. Section 4b(b) of the Retail Incentive Act of 2004, effective December 24,
958 2013 (D.C. Law 20-61; D.C. Official Code § 2-1217.73b(b)), is amended by adding a new
959 paragraph (4) to read as follows:

960 “(4) Grants made available under this section shall be disbursed to grantees in
961 quarterly allotments and each quarterly allotment shall be verified by grantees providing receipt
962 showing the expenditure of allowable expenses before disbursement of a subsequent quarterly
963 allotment.”.

964 Sec. 2134. Section 4 of the Retail Incentive Act of 2004, effective September 8, 2004
965 (D.C. Law 15-185; D.C. Official Code § 2-1217.73), is amended as follows:

966 (a) Subsection (i) is amended by striking the word “Macomb” and inserting the word
967 “Calvert” in its place.

968 (b) Subsection (n) is amended by striking the phrase “Tenley Circle” and inserting the
969 phrase “R Street” in its place.

970 **SUBTITLE O. WORKFORCE INVESTMENT COUNCIL MEMBERSHIP**

971 Sec. 2141. Short title.

972 This subtitle may be cited as the “Workforce Investment Council Membership
973 Clarification Act of 2016”.

974 Sec. 2142. Section 4(e) of the Workforce Investment Implementation Act of 2000,
975 effective July 18, 2000 (D.C. Law 13-150, D.C. Official Code § 32-1603(e)), is amended to read
976 as follows:

977 “(e) The Mayor shall appoint members of the Workforce Investment Council in a manner
978 consistent with the requirements of section 101 of the Workforce Innovation and Opportunity
979 Act, approved July 22, 2014 (128 Stat. 1440; 29 U.S.C. § 3111); provided, that the Workforce
980 Investment Council shall include 2 members of the Council of the District of Columbia
981 appointed by the Chairman of the Council of the District of Columbia.”.

982 **SUBTITLE P. ARTS AND HUMANITIES COMPETITIVE GRANTS**

983 Sec. 2151. Short title.

984 This subtitle may be cited as the “Commission on the Arts and Humanities Competitive
985 Grants Act of 2016”.

986 Sec. 2152. In Fiscal Year 2017, the Commission on the Arts and Humanities shall award
987 grants on a competitive basis the following grants to:

988 (1) Support the establishment of a children’s museum in the Central Business

989 District, as defined in Title 11 of the District of Columbia Municipal Regulations, in an amount
990 not to exceed \$1 million;

991 (2) Provide a literary-enrichment program for District of Columbia Public Schools
992 and public charter schools that includes the provision of copies of literature and curricular
993 materials and author visits for literary discussion with students, in an amount not to exceed
994 \$200,000;

995 (3) Provide orchestral performances with supporting community engagement
996 events, in an amount not to exceed \$50,000;

997 (4) Provide support for a theatre in the Central Business District that is operated
998 by a nonprofit organization, in an amount not to exceed \$1,000,000; and

999 (5) Provide support for an organization dedicated to preserving the history of
1000 African-American involvement in the American Civil War, in an amount not to exceed
1001 \$250,000.

1002 **SUBTITLE Q. WORKERS’ COMPENSATION LIEN RECONCILIATION**

1003 Sec. 2161. Short title.

1004 This subtitle may be cited as the “Workers’ Compensation Lien Reconciliation
1005 Amendment Act of 2016”.

1006 Sec. 2162. Section 3(f-1) of the District of Columbia Workers’ Compensation Act of
1007 1979, effective July 1, 1980 (D.C. Law 3-77; D.C. Official Code § 32-1535(f-1)), is amended by
1008 striking the word “settlement” and inserting the word “total recovery” in its place.

1009 **SUBTITLE R. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING**

1010 **MATCH**

1011 Sec. 2171. Short title.

1012 This subtitle may be cited as the “National Cherry Blossom Festival Fundraising Match
1013 Act of 2016”.

1014 Sec. 2172. In Fiscal Year 2017, of the funds allocated to the Non-Departmental agency,
1015 \$250,000 shall be transferred to the Washington Convention and Sports Authority to administer a
1016 matching grants program to support the National Cherry Blossom Festival. A matching grant of
1017 up to \$250,000 shall be awarded to a nonprofit organization that organizes and produces an event
1018 or events as part of the official, month-long National Cherry Blossom Festival dollar-for-dollar
1019 for corporate donations above \$750,000 raised by the nonprofit for this purpose by March 31,
1020 2017. Any matching grant awarded under this section shall be in addition to any other grants
1021 awarded by the Washington Convention and Sports Authority in support of the National Cherry
1022 Blossom Festival.

1023 **TITLE III. PUBLIC SAFETY AND JUSTICE**

1024 **SUBTITLE A. COG PROCUREMENT AUTHORIZATION**

1025 Sec. 3001. Short title.

1026 This subtitle may be cited as the “Placement of Orders with Governmental Entities
1027 Amendment Act of 2016”.

1028 Sec. 3002. Section 1 of An Act To grant additional powers to the Commissioners of the
1029 District of Columbia, and for other purposes, approved December 20, 1944 (58 Stat. 819; D.C.
1030 Official Code § 1–301.01), is amended as follows:

1031 (a) Subsection (j-1)(1) is amended by striking the phrase “for materials” and inserting the
1032 phrase “for the provision or receipt of materials” in its place.

1033 (b) A new subsection (j-2) is added to read as follows:

1034 “(j–2) Placement of orders with the Metropolitan Washington Council of Governments –
1035 Notwithstanding the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C.
1036 Law 18–371; D.C. Official Code § 2–351.01 *et seq.*), the Mayor may contract with the
1037 Metropolitan Washington Council of Governments for the provision or receipt of materials,
1038 supplies, equipment, work, or services of any kind. Contracts executed pursuant to this
1039 subsection shall be considered obligations upon appropriations in the same manner as orders or
1040 contracts executed pursuant to subsections (j) or (k) of this section.”.

1041 **SUBTITLE B. RECIPROCAL AGREEMENTS FOR MUTUAL AID**

1042 **AMENDMENT**

1043 Sec. 3011. Short title.

1044 This subtitle may be cited as the “Reciprocal Agreements for Mutual Aid Amendment
1045 Act of 2016”.

1046 Sec. 3012. An Act To provide for a mutual-aid plan for fire protection by and for the
1047 District of Columbia and certain adjacent communities in Maryland and Virginia, and for other
1048 purposes, approved August 14, 1950 (64 Stat. 441; D.C. Official Code § 5-414), is amended as
1049 follows:

1050 (a) Section 1(a) (D.C. Official Code § 5-414(a)) is amended to read as follows:

1051 “(a) The Mayor is hereby authorized in his or her discretion to enter into and to renew
1052 reciprocal agreements, for such period as he or she deems advisable, with the appropriate county,
1053 municipal, and other governmental units in Prince George's and Montgomery Counties,
1054 Maryland, and Arlington, Fairfax, and Loudon Counties, Virginia, with the City of Alexandria,
1055 Virginia, with the City of Fairfax, Virginia, with the City of Falls Church, Virginia, and with
1056 incorporated or unincorporated fire departments, fire companies, and organizations of fire

1057 personnel in such counties and cities, in order to establish and carry into effect a plan to provide
1058 mutual aid, through the furnishing of firefighting personnel and equipment, by and for the
1059 District of Columbia and such counties and cities, for the extinguishment of fires and for the
1060 preservation of life and property in emergencies, in the District and in such counties and cities.”.

1061 (b) Section 2 (D.C. Official Code § 5-414(b)) is amended by striking the phrase “The
1062 District of Columbia” and inserting the phrase “The Mayor” in its place.

1063 (c) Section 3 (D.C. Official Code § 5-414(c)) is amended to read as follows:

1064 “(c) The Mayor may make available to the federal government, the Washington
1065 Metropolitan Area Transit Authority, the Metropolitan Washington Council of Governments, and
1066 any other local or regional authority or intergovernmental organization, personnel and equipment
1067 of the Fire and Emergency Medical Services Department to extinguish fires, and to save lives, on
1068 property of the federal government, the Washington Metropolitan Area Transit Authority, the
1069 Metropolitan Washington Council of Governments, or another local or regional authority of
1070 which the District is a member or intergovernmental organization to which the District or any of
1071 its offices or agencies belongs in Prince George's and Montgomery Counties, Maryland;
1072 Arlington, Fairfax, and Loudon Counties, Virginia; the City of Alexandria, Virginia; the City of
1073 Fairfax, Virginia; and the City of Falls Church, Virginia.”.

1074 (d) Section 4 (D.C. Official Code § 5-414(d)) is amended as follows:

1075 (1) Strike the phrase “Fire Department” wherever it appears and insert the phrase
1076 “Fire and Emergency Medical Services Department” in its place.

1077 (2) Strike the word “his” and insert the phrase “his or her” in its place.

1078 **SUBTITLE C. PUBLIC SAFETY EXECUTIVE PAY SCHEDULE AMENDMENT**

1079 Sec. 3021. Short title.

1080 This subtitle may be cited as the “Executive Service Pay Schedule Amendment Act of
1081 2016”.

1082 Sec. 3022. The District of Columbia Government Comprehensive Merit Personnel Act of 1978,
1083 effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as
1084 follows:

1085 (a) Section 1052 (D.C. Official Code 1-610.52) is amended as follows:

1086 (1) Subsection (b) is amended as follows:

1087 (A) Paragraph (2) is amended to read as follows:

1088 “(2) Notwithstanding paragraph (1) of this subsection, the Council approves a
1089 compensation level of \$292,520 for Kaya Henderson, as Chancellor of the District of Columbia
1090 Public Schools (“Chancellor”).”.

1091 (B) Paragraph (2A) is repealed.

1092 (C) Paragraph (3) is amended as follows:

1093 (i) Designate the existing text as subparagraph (A).

1094 (ii) The newly designated subparagraph (A) is amended by
1095 striking the phrase “levels of compensation as provided in paragraphs (2) and (2A)” and inserting
1096 the phrase “level of compensation as provided in paragraph (2)” in its place.

1097 (iii) A new subparagraph (B) is added to read as follows:

1098 “(B)(i) Notwithstanding subparagraph (A) of this paragraph or any other
1099 provision of law, the Chancellor may be paid a recognition and renewal bonus of 5% of her
1100 annual base salary in 2016 and a performance bonus of up to 10% of her annual base salary for
1101 goals achieved by the end of the 2016-17 school year.

1102 “(ii) In addition to such other benefits as the Chancellor may be
1103 entitled to receive under existing law and regulation, and notwithstanding subparagraph (A) of
1104 this paragraph and section 1058, the Mayor may make:

1105 “(I) A separation payment to the Chancellor of up to 24
1106 weeks of the Chancellor’s base salary if the Chancellor’s contract is terminated for a reason other
1107 than criminal conduct, gross dereliction of duty, or gross misconduct; and

1108 “(II) A payment to the Chancellor’s executors, legal
1109 representatives, or administrators in the amount of 1/12 of the Chancellor’s annual salary if the
1110 Chancellor dies during her term of employment.”.

1111 (D) Paragraph (4) is amended to read as follows:

1112 “(4) The existing level of compensation for the position in paragraph (2) of this
1113 subsection shall not be used as the basis for determining the salary of an officeholder in the
1114 position of Chancellor, who takes office after February 24, 2012. The Chancellor shall be
1115 subject to compensation within the limits of the DX Schedule, except as provided by this act.”.

1116 (2) Subsection (b-1) is repealed.

1117 (b) Section 1052a (D.C. Official Code § 1-610.52a) is amended as follows:

1118 (1) Subsection (a) is amended by striking the phrase “who are required to hold a
1119 medical degree or another advanced health-related degree”.

1120 (2) Subsection (b) is amended to read as follows:

1121 “(b)(1) The Mayor shall designate the appropriate pay level for each subordinate agency
1122 head within the public safety cluster based on market analyses considering the qualifications and
1123 work experience of each individual appointee, and other relevant criteria; provided, that the

1124 salary of a subordinate agency head within the public safety cluster shall not exceed the DX
1125 Public Safety Schedule unless authorized by an act of the Council.

1126 “(2) Notwithstanding paragraph (1) of this subsection, the Council approves a
1127 compensation level of \$253,817 for Cathy Lanier, as Chief of the Metropolitan Police
1128 Department.

1129 “(3) The existing level of compensation for the position in paragraph (2) of this
1130 subsection shall not be used as the basis for determining the salary of an officeholder in the
1131 position of Chief of the Metropolitan Police Department, who takes office after February 24,
1132 2012. The Chief of the Metropolitan Police Department shall be subject to compensation within
1133 the limits of the DX Public Safety Schedule, except as provided by this act.”.

1134 Sec. 3023. Section 2903(b) of the Establishment of the Office of the Chief Medical
1135 Examiner Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 5-
1136 1402(b)), is amended by striking the phrase “, to be paid at an annual rate of \$206,000,”.

1137 **SUBTITLE D. ANATOMICAL BOARD REPEAL**

1138 Sec. 3031. Short title.

1139 This subtitle may be cited as the “Anatomical Board Repeal Amendment Act of 2016”.

1140 Sec. 3032. An Act For the promotion of anatomical science and to prevent the
1141 desecration of graves in the District of Columbia, approved April 29, 1902 (32 Stat.173; D.C.
1142 Official Code § 3-201 *et seq.*), is repealed.

1143 Sec. 3033. Section 6(h)(4)(C)(i) of the District of Columbia Funeral Services Regulatory
1144 Act of 1984, effective May 22, 1984 (D.C. Law 5-84; D.C. Official Code § 3-405(h)(4)(C)(i)), is
1145 amended by striking the phrase “The Anatomical Board, human tissue banks, and anatomical
1146 gifts;” and inserting the phrase “Human tissue banks and anatomical gifts;” in its place.

1147 **SUBTITLE E. FIRE OFFICIALS SERVICE LONGEVITY AMENDMENT**

1148 Sec. 3041. Short title.

1149 This subtitle may be cited as the “Fire and Emergency Medical Services Department
1150 Chief Officers Service Longevity Amendment Act of 2016”.

1151 Sec. 3042. Section 401(a) of the District of Columbia Police and Firemen’s Salary Act of
1152 1958, approved August 1, 1958 (72 Stat. 484; D.C. Official Code § 5–544.01(a)), is amended by
1153 striking the phrase “contained in section 101, an amount computed in accordance with the
1154 following table:” and inserting the phrase “contained in section 101, as modified pursuant to
1155 section 506a, an amount computed in accordance with the following table; provided, that for
1156 each Assistant Fire Chief, Deputy Fire Chief, and Battalion Fire Chief in active service,
1157 longevity pay shall be calculated based on the Class and Service Step that the member occupies:”
1158 in its place.

1159 **SUBTITLE F. FEMS PRESUMPTIVE DISABILITY IMPLEMENTATION**

1160 Sec. 3051. Short title.

1161 This subtitle may be cited as the “Fire and Emergency Medical Services Presumptive
1162 Disability Implementation Amendment Act of 2016”.

1163 Sec. 3052. Subtitle D of the Fire and Police Medical Leave and Limited Duty
1164 Amendment Act of 2004, effective May 1, 2013 (D.C. Law 19-311; D.C. Official Code § 5-651
1165 *et seq.*), is amended as follows:

1166 (a) Section 651(7) (D.C. Official Code § 5-651(7)) is amended to read as follows:

1167 “(7) “Pre-employment physical examination” means the physical examination required
1168 under section 721 of the Police and Fire Minimum Standards Amendment Act of 2004, effective
1169 September 30, 2004 (D.C. Law 15-194; D.C. Official Code § 5-451).”

1170 (b) Section 653 (D.C. Official Code § 5-653) is amended as followed:

1171 (1) Subsection (a)(1) is amended by striking the word “throat” and inserting the
1172 word “respiratory” in its place.

1173 (2) Subsection (b)(1) is amended by striking the word “throat” and inserting the
1174 word “respiratory” in its place.

1175 (c) New sections 655a, 655b, and 655c are added to read as follows:

1176 “Sec. 655a. Physical examinations; maintaining eligibility.

1177 “(a) In order to be eligible to make a claim under this title that relies on a presumption
1178 under this subtitle, a member shall, in addition to meeting any other requirements as required by
1179 this subtitle or rules issued pursuant to section 655c , have undergone a pre-employment physical
1180 examination and complied with any subsequent physical examination requirements, such as
1181 annual physical exams, that are, or were during the period of covered service, applicable to all
1182 Department members.

1183 “(b) In order to be eligible to make a claim under this title that relies on a presumption
1184 under this subtitle, an EMS employee shall, in addition to meeting any other requirements as
1185 required by this subtitle or rules issued pursuant to section 655c , have undergone a pre-
1186 employment physical examination and complied with any subsequent physical examination
1187 requirements, such as annual physical exams, that are, or were during the period of covered
1188 service, applicable to all Department EMS employees.

1189 “(c) For any member or EMS employee hired after May 1, 2013, the District may require
1190 additional, appropriate laboratory and other diagnostic studies to be included as part of the pre-
1191 employment physical examination; provided, that any additional requirements are applicable to
1192 all members or EMS employees.

1193 “Sec. 655b. Reporting requirements.

1194 “Beginning on January 31, 2018, and by January 31 of each subsequent year, the
1195 Department, in coordination with the Police and Fire Clinic, shall submit an annual report to the
1196 Council that contains the following information from the preceding calendar year:

1197 “(1) The total number of claims made under section 652 by members;

1198 “(2) The total number of claims made under section 652 by EMS employees;

1199 “(3) The total number of claims made under section 653 by members;

1200 “(4) The total number of claims made under section 653 by EMS employees;

1201 “(5) The total number of claims made under section 654 by members; and

1202 “(6) The total number of claims made under section 654 by EMS employees.

1203 “Sec. 655c. Rules.

1204 “The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
1205 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
1206 rules to implement the provisions of this subtitle.”.

1207 (d) Section 656 is amended to read as follows:

1208 “Sec. 656. Applicability.

1209 “Sections 652 and 654 of this subtitle shall apply upon the inclusion of their fiscal effect
1210 in an approved budget and financial plan, as certified by the Chief Financial Officer to the
1211 Budget Director of the Council in a certification published by the Council in the District of
1212 Columbia Register.”.

1213 **SUBTITLE G. FEMS APPARATUS MAINTENANCE**

1214 Sec. 3061. Short title.

1215 This subtitle may be cited as the “Fire and Emergency Medical Services Apparatus
1216 Maintenance Requirements and Training Program Establishment Amendment Act of 2016”.

1217 Sec. 3062. Section 1 of An Act Making appropriations for the government of the District
1218 of Columbia and other activities chargeable in whole or in part against the revenues of said
1219 District for the fiscal year ending June 30, 1957, and for other purposes, approved June 29, 1956
1220 (70 Stat. 443; D.C. Official Code § 5-413), is amended as follows:

1221 (a) The existing text is designated as paragraph (1).

1222 (b) The newly designated paragraph (1) is amended by striking the phrase “Fire
1223 Department” and inserting the phrase “Fire and Emergency Medical Services Department
1224 (“Department”)” in its place.

1225 (c) A new paragraph (2) is added to read as follows:

1226 “(2) The Department shall:

1227 “(A) Comply with the certification and preventative maintenance
1228 requirements of the National Fire Protection Association, NFPA 1911, 2012 edition, or any
1229 subsequent edition; and

1230 “(B) Maintain qualifications of the Fleet Maintenance staff through
1231 organizational and manufacturing training in accordance with National Fire Protection
1232 Association, NFPA 1071, 2016 edition, or any subsequent edition.”.

1233 Sec. 3063. The Police Officer and Firefighter Cadet Programs Funding Authorization
1234 and Human Rights Act of 1977 Amendment Act of 1982, effective March 9, 1983 (D.C. Law 4-
1235 172; codified in various sections of the District of Columbia Official Code), is amended as
1236 follows:

1237 (a) A new section 5a is added to read as follows:

1238 “Sec. 5a. Emergency Vehicle Training Program.

1239 “(a) The Chief of the Fire and Emergency Medical Services Department shall
1240 establish, in conjunction with the University of the District of Columbia Community College, a
1241 Pilot Civilian Technical Services Program (“Program”) for the purpose of instructing, training,
1242 and exposing interested persons, primarily residents of the District of Columbia, to the technical
1243 maintenance of Department apparatus and devices, and the duties, tasks, and responsibilities of
1244 serving as an employee in the Field Infrastructure and Inventory Management programs within
1245 the Department.

1246 “(b) The Program shall include training courses that equip civilian employees with the
1247 skills to provide emergency vehicle and facility maintenance, certification, and specialized
1248 network management services to the Department.

1249 “(c) A person successfully completing the Program shall be accorded full preference for
1250 appointment as a civilian employee of the Department provided the person meets all other
1251 requirements pertaining to employment in the Department.

1252 “(d) The Chief shall establish performance measures for the program.”.

1253 (b) Section 6 (D.C. Official Code § 5-109.02) is amended by striking the phrase
1254 “and section 2(b)-(d)” and inserting the phrase “, section 2(b)-(d), and section 5a” in its
1255 place.

1256 **SUBTITLE H. EMS TRANSPORT CONTRACT AUTHORITY**

1257 Sec. 3071. Short title.

1258 This subtitle may be cited as the “Emergency Medical Services Transport Contract
1259 Authority Amendment Act of 2016”.

1260 Sec. 3072. An Act To classify the officers and members of the fire department of the
1261 District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat. 314; D.C.
1262 Official Code § 5-401 *et seq.*), is amended as follows:

1263 (a) Section 1 (D.C. Official Code § 5-401) is amended as follows:

1264 (1) Subsection (a) is amended by striking the word “resolution” and inserting the
1265 word “act” in its place.

1266 (2) Subsection (b) is amended as follows:

1267 (A) Designate the existing text as paragraph (1).

1268 (B) The newly designated paragraph (1) is amended by striking the word
1269 “resolution” and inserting the word “act” in its place.

1270 (C) New paragraphs (2) and (3) are added to read as follows:

1271 “(2) Notwithstanding paragraph (1) of this subsection, the Department may
1272 contract with third parties to provide supplemental pre-hospital medical care and transportation to
1273 persons requiring Basic Life Support.

1274 “(3) A contract entered into pursuant to paragraph (2) of this subsection shall
1275 include a provision that precludes the District from liability for any claims arising out of the
1276 actions of the third-party contractor and also provides full indemnification to ensure that the
1277 District shall not be responsible for any amounts owed to others as a result of the third-party
1278 contractor’s action or inaction under the contract.”.

1279 (3) New subsections (d), (e), (f), (g), and (h) are added to read as follows:

1280 “(d) Each third-party contractor that enters into a contract pursuant to subsection (b)(2) of
1281 this section shall provide a quarterly report to the Department and to the Council that includes
1282 the following information:

- 1283 “(1) The number of transports performed;
- 1284 “(2) The average time between the dispatch of the third-party contractor by the
1285 Department and the third-party contractor’s arrival to the patient;
- 1286 “(3) The location where the third-party contractor meets each patient and the
1287 name and location of the healthcare facility to which the patient is transported;
- 1288 “(4) The average transport time from the location where the third-party contractor
1289 meets each patient to the healthcare facility to which the patient is transported;
- 1290 “(5) The average time that the third-party contractor remains out of service after
1291 transporting a patient to a healthcare facility;
- 1292 “(6) The average time that the third-party contractor remains out of service while
1293 waiting to transfer the care of a patient to a healthcare facility;
- 1294 “(7) The number of third-party contractor ambulances available on a daily basis
1295 for Department use;
- 1296 “(8) The length of the third-party contractor’s personnel shifts;
- 1297 “(9) The number of employees hired by the third-party contractor and their
1298 residency;
- 1299 “(10) The number of patients who used the third-party contractor’s services twice
1300 or more times during the reporting period, including the number of times the patient used the
1301 services during the previous 12 months; and
- 1302 “(11) The number of patient care reports collected, including the amount reviewed
1303 with the Department.
- 1304 “(e) By June 12, 2016, and quarterly thereafter, the Department shall submit a report to
1305 the Council that includes the following information:

1306 “(1) Activity by the Department to educate the public on the proper use of
1307 emergency requests for service;

1308 “(2) The number of Department employees hired after the contract award and
1309 their residency;

1310 “(3) An evaluation of pre-hospital medical care and transportation fees
1311 considering the reasonableness of the fees, the public interest, and the persons required to pay the
1312 fee;

1313 “(4) The number of ambulances added to the Department’s frontline and reserve
1314 fleet after the date of the contract award, including whether these ambulances are replacing or
1315 supplementing the current fleet;

1316 “(5) The number of emergency medical services personnel training hours
1317 provided, including all pediatric training conducted pursuant to a memorandum of understanding
1318 between the Department and the pediatric training entity;

1319 “(6) The average time that the Department’s ambulances remained out of service
1320 while waiting to transfer the care of a patient to a healthcare facility; and

1321 “(7) The number of patients who used the Department’s transport service twice or
1322 more during the reporting period, including the number of times the patient used transport
1323 services during the previous 12 months.

1324 “(f) By June 12, 2016, and quarterly thereafter, the Office of Unified Communications
1325 shall submit a report to the Council that includes the following information:

1326 “(1) The number of calls dispatched, and the average dispatch time;

1327 “(2) The average time within which the Department and the third-party
1328 contractor’s ambulances reported arriving at a healthcare facility with a patient and returning to
1329 service;

1330 “(3) The protocol to reroute non-emergency calls; and

1331 “(4) The average time between the on-scene arrival of the third-party contractor’s
1332 ambulance to the time the third-party contractor is at the patient’s side.

1333 “(g) By February 12, 2017, and annually thereafter, until the Department is no longer
1334 contracting with a third-party contractor pursuant to subsection (b)(2) of this section, the
1335 Department shall submit a report to the Council that evaluates performance under the contract
1336 and includes the following information:

1337 “(1) The impact on the Department’s unit availability;

1338 “(2) The impact on the Department’s fleet, including the ability to conduct
1339 preventative maintenance and the number of operational and reserve units available;

1340 “(3) The impact on the Department’s training schedule;

1341 “(4) The impact on the Department’s response times and quality of patient care;

1342 “(5) An assessment of the number of units, the number of personnel, the amount
1343 of training, and associated costs required to provide pre-hospital medical care and transportation
1344 without the use of third parties; and

1345 “(6) Recommendations for implementing any additional units, personnel, and
1346 training identified in paragraph (5) of this subsection.

1347 “(h) For the purposes of this section, the term:

1348 “(1) “Basic Life Support” means a level of medical care provided by pre-hospital
1349 emergency medical services at the basic emergency response technician level and in accordance
1350 with the national scope of practice for a basic level provider.

1351 “(2) “Patient care report” means a paper or electronic document that details the
1352 patient’s pre-hospital status and condition and medication administered by a member of the
1353 Department or third-party contractor, from the time of the emergency call to the handover of the
1354 patient to a healthcare facility.”.

1355 (b) A new section 1b is added to read as follows:

1356 “Sec. 1b. Public duty doctrine.

1357 “The Council ratifies the interpretation and application of the public duty doctrine by the
1358 District of Columbia Court of Appeals up through the decision of September 25, 2014, in *Allen*
1359 *v. District of Columbia*, No. 1 O-CV-1425, and extends the public duty doctrine to claims against
1360 the District for the actions of contractors and their employees providing services under section 1
1361 to the same extent as it applies to the District and its employees.”.

1362 Sec. 3073. Applicability.

1363 Section 3072(b)(3) through (c) shall expire on September 30, 2019..

1364 **SUBTITLE I. COMMUNITY PARAMEDICINE TASK FORCE**

1365 Sec. 3081. Short title.

1366 This subtitle may be cited as the “Pilot Community Paramedicine Program Establishment
1367 Act of 2016”.

1368 Sec. 3082. An Act To classify the officers and members of the fire department of the
1369 District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat. 314; D.C. Official
1370 Code § 5-401 *et seq.*), is amended by adding a new section 3b to read as follows:

1371 “Sec. 3b. Pilot Community Paramedicine Task Force.

1372 “(a) The Fire and Emergency Medical Services Department shall establish a Pilot
1373 Community Paramedicine Task Force to study nationally recognized best practices and develop
1374 recommendations regarding the need for, creation of, and implementation of a pilot community
1375 paramedicine program designed to reduce call volume, improve EMS delivery, and provide for
1376 collaboration between agencies, hospitals, and community-based organizations to deliver EMS
1377 or facilitate patients with appropriate social services.

1378 “(b) The Task Force shall:

1379 “(1) Determine the usefulness of advice nurses, tele-medicine or tele-health
1380 techniques;

1381 “(2) Create a plan for the District, in conjunction with nonprofits, to provide
1382 additional EMS professionals, hospitals, and emergency health professionals to meet the needs
1383 identified by the Task Force;

1384 “(3) Determine the cost of funding for a pilot community paramedicine program,
1385 including consideration of federal grants;

1386 “(4) Determine how the Department’s members who are not firefighters will be
1387 best utilized for EMS reform;

1388 “(5) Make recommendations as to how the pilot community paramedicine
1389 program can best educate the community on medical conditions and resources;

1390 “(6) Make recommendations to reduce 911 call volume;

1391 “(7) Develop reporting requirements, performance measurements, or patient
1392 surveys that should be used by a pilot community paramedicine program created by the Task
1393 Force;

1394 “(8) Determine the District agency best suited to manage and operate a pilot
1395 community paramedicine program created by the Task Force;

1396 “(9) Establish criteria that will enable the District to train and equip members of
1397 the Department to provide pediatric care;

1398 “(10) Determine how the Department can best partner with hospitals and the
1399 Department of Health to link patients to social services, while considering the use of technology
1400 and data sharing consistent with the Health Insurance Portability and Accountability Act of 1996,
1401 approved August 21, 1996 (110 Stat. 1936; 42 U.S.C. § 1320d, *et seq.*) (“Act”), and the
1402 regulations issued pursuant to the Act;

1403 “(11) Make recommendations for the Department and the Department of
1404 Behavioral Health with the goal of reducing chronic misuse of 911;

1405 “(12) Determine whether a pilot community paramedicine program established
1406 by the Task Force should be a self-sustaining independent entity that links hospitals, practice
1407 pharmacies, community health centers, schools, behavioral health services, public health
1408 services, nursing homes, and home health services; and

1409 “(13) Determine whether the paramedicine pilot program or pilot program
1410 created by the Task Force should employ case managers who are notified when a patient comes
1411 in contact with social service or EMS providers.

1412 “(c) The Task Force shall be comprised of the following:

1413 “(1) One representative from a District-based college or university that provides
1414 EMS services;

1415 “(2) One representative from a governmental or agency-based EMS program;

1416 “(3) Two representatives from organizations for which the primary purpose of the
1417 organization is to provide services, education, or outreach to underserved populations with gaps
1418 in EMS or health services;

1419 “(4) Two representatives from the Emergency Medical Services Advisory
1420 Committee, established by section 23 of the Emergency Medical Services Act of 2008, effective
1421 March 25, 2009 (D.C. Law 17-357; D.C. Official Code § 7-2341.22);

1422 “(5) Two labor representatives, one from each labor organization affiliated with
1423 the Department;

1424 “(6) One representative from each hospital located in the District; and

1425 “(7) Two medical doctors that practice in the District, one of which is a pediatric
1426 doctor.

1427 “(d)(1) By September 30, 2018, the Task Force shall submit a report to the Mayor and to
1428 the Council that includes the results of the assessments, developments, and recommendations
1429 completed pursuant to subsection (b) of this section.

1430 “(2) The Task Force shall dissolve after transmitting its report under paragraph (1)
1431 of this subsection.

1432 “(e) For the purposes of this section, the term:

1433 “(1) “Department” means the Fire and Emergency Medical Services Department.

1434 “(2) “EMS” means emergency medical services.

1435 “(3) “Pilot community paramedicine program” means a program focused on
1436 providing emergency medical services in an out-of-hospital setting and designed to improve a
1437 particular medical condition, provide episodic patient evaluation, offer advice, and administer
1438 treatment within the scope of practice of the emergency medical services provider.

1439 “(4) “Practice pharmacies” means pharmacies that optimize health outcomes from
1440 drug related treatments, research safe and effective drug use, and develop practices that
1441 maximize patient benefit from medications.

1442 “(5) “Task Force” means the Pilot Community Paramedicine Task Force established
1443 pursuant to this section.”.

1444 Sec. 3083. Section 3082 shall expire on September 30, 2018.

1445 **SUBTITLE. J. OAG LITIGATION SUPPORT FUND AND AUTHORITY**

1446 **CLARIFICATION**

1447 Sec. 3091. Short title.

1448 This subtitle may be cited as the “Office of the Attorney General Litigation Support Fund
1449 and Authority Clarification Amendment Act of 2016”.

1450 Sec. 3092. The Attorney General for the District of Columbia Clarification and Elected
1451 Term Amendment Act of 2010, effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code
1452 § 1-301.81 *et seq.*), is amended as follows:

1453 (a) Section 106b(d)(3) (D.C. Official Code § 1-301.86b(d)(3)), is amended by striking the
1454 phrase “\$1.5 million” both times it appears and inserting the phrase “\$3 million” in its place.

1455 (b) Section 108b (D.C. Official Code § 1-301.88b) is amended as follows:

1456 (1) Designate the existing text as subsection (a).

1457 (2) A new subsection (b) is added to read as follows:

1458 “(b)(1) The Attorney General shall issue rules to govern the procurement of goods and
1459 services for the Office of the Attorney General.

1460 “(2) The rules promulgated pursuant to section 1106 of the Procurement Practices
1461 Reform Act of 2010, effective April 8, 2011 (D.C. Law 1-371; D.C. Official Code § 2-361.06),

1462 shall apply to procurement of goods and services for the Office of the Attorney General unless
1463 the Attorney General has issued a superseding rule or regulation.”.

1464 (c) A new section 112 is added to read as follows:

1465 “Sec. 112. Attorney General notification on enforcement of laws.

1466 “(a) An independent agency shall notify the Attorney General of any judicial or
1467 administrative proceeding in which the independent agency is a named party when the judicial or
1468 administrative proceeding includes a challenge to:

1469 “(1) The legality of a District or federal statute or regulation;

1470 “(2) The constitutionality of a final agency decision or any action taken by the
1471 independent agency; or

1472 “(3) The statutory authority of the independent agency to act.

1473 “(b) An independent agency shall notify the Attorney General before commencing, or
1474 filing a pleading seeking leave to participate as a party or *amicus curiae* in, a judicial or
1475 administrative proceeding that includes a challenge as provided in subsection (a) of this section.

1476 “(c) An independent agency shall provide notice as required by this section as early as
1477 practicable, but in no event later than:

1478 “(1) Seven business days after receiving notice of the judicial or administrative
1479 proceeding; or

1480 “(2) If a challenge or potential challenge requiring notice under subsection (b) of
1481 this section arises during the course of a judicial or administrative proceeding, 3 business days
1482 after becoming aware of the challenge or potential challenge.

1483 “(d) For the purposes of this section, the term “independent agency” means any office,
1484 department, division, board, commission, or instrumentality of the District of Columbia

1485 government with respect to which the Mayor and the Council are not authorized by law to
1486 establish administrative procedures, and that is not represented by the Attorney General in a
1487 judicial or administrative proceeding in which the office, department, division, board,
1488 commission or instrumentality is participating as a named party or *amicus curiae*. The term
1489 “independent agency” does not include the Council, the District of Columbia Superior Court, or
1490 the Court of Appeals for the District of Columbia.

1491 Sec. 3093. Section 404 of the District of Columbia Government Comprehensive Merit
1492 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
1493 604.04), is amended by adding a new subsection (a-1) to read as follows:

1494 “(a-1)(1) The Attorney General shall issue rules and regulations to implement the
1495 provisions of titles VII, VIII, IX, IX-A, XI, XII, XIII, XIII-A, XIV-A, XVI-A, XVII, XIX,
1496 XXIV, XXVII, and XXXI of this act for employees under the jurisdiction of the Attorney
1497 General.

1498 “(2) The rules and regulations promulgated pursuant to subsection (a) of this
1499 section shall apply to employees under the jurisdiction of the Attorney General unless the
1500 Attorney General has issued a superseding rule or regulation.”.

1501 Sec. 3094. Section 3(b) of the Prohibition on Government Employee Engagement in
1502 Political Activity Act of 2010, effective March 31, 2011 (D.C. Law 18-335; D.C. Official Code §
1503 1-1171.02(b)), is amended as follows:

1504 (a) The lead-in language is amended by striking the word “Mayor” and inserting the
1505 phrase “Mayor, the Attorney General,” in its place.

1506 (b) Paragraph (2) is amended to read as follows:

1507 “(2) Any designation pursuant to this subsection shall be made in writing by the
1508 Mayor and the Attorney General to the Secretary of the District of Columbia and by any member
1509 of the Council to the Secretary to the Council;”.

1510 (c) Paragraph (4) is amended by striking the word “Mayor” and inserting the phrase
1511 “Mayor, the Attorney General,” in its place.

1512 **SUBTITLE K. PUBLIC SAFETY TECHNICAL AMENDMENTS**

1513 Sec. 3101. Short title.

1514 This subtitle may be cited as the “Public Safety Technical Amendments Act of 2016”.

1515 Sec. 3102. The Neighborhood Engagement Achieves Results Amendment Act of 2016,
1516 enacted on March 26, 2016 (D.C. Act 21-356; 63 DCR 4659), is amended as follows:

1517 (a) Section 102 (c) is amended to read as follows:

1518 “(c) Beginning on January 31, 2017, and by January 31 of each year thereafter, the ONSE
1519 shall provide a report to the Council that excludes personally identifying information and
1520 includes the following information from the reporting period and in the aggregate:

1521 “(1) The number of individuals successfully recruited and engaged;

1522 “(2) The duration of individuals’ participation;

1523 “(3) The status of participants’ progress; and

1524 “(4) The participants’ age, race or ethnicity, gender, and ward of residence.”.

1525 (b) Section 901(a) is amended to read as follows:

1526 “(a) Sections 101, 102, 103, 104(b)(3), 105, and 204 shall apply upon the inclusion of
1527 their fiscal effect in an approved budget and financial plan.”.

1528 Sec. 3103. Subsection 2213.1 of Chapter 22 of Title 18 of the District of Columbia
1529 Municipal Regulations (18 DCMR § 2213.1) is amended by striking the phrase “front, sides, or
1530 back of the vehicle” and inserting the phrase “front or sides of the vehicle” in its place.

1531 Sec. 3104. The Fair Criminal Record Screening Amendment Act of 2014, effective
1532 December 17, 2014 (D.C. Law 20-152; D.C. Official Code § 32-1341 *et seq.*), is amended by
1533 adding a new section 6a to read as follows:

1534 “Sec. 6a. Rules.

1535 “The Director of the Office of Human Rights, pursuant to Title I of the District of
1536 Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C.
1537 Official Code §2-501 *et seq.*), shall issue rules to implement the provisions of this act.”.

1538 **SUBTITLE L. CPR EMERGENCY MEDICAL APPLICATION**

1539 Sec. 3111. Short title.

1540 This subtitle may be cited as the “Cardiopulmonary Resuscitation Application
1541 Establishment Act of 2016”.

1542 Sec. 3112. The Office of Unified Communications Establishment Act of 2004, effective
1543 December 7, 2004 (D.C. Law 15-205; D.C. Official Code § 1-327.51 *et seq.*), is amended as
1544 follows:

1545 (a) A new section 3205a is added to read as follows:

1546 “Sec. 3205a. Development of emergency medical application.

1547 “(a) The Office shall develop an emergency medical application to aid a trained user in
1548 providing cardiopulmonary resuscitation to an individual reported to be exhibiting signs of
1549 cardiac arrest while emergency medical service providers are dispatched to the individual’s
1550 location. At a minimum, the emergency medical application shall:

1551 “(1) Notify a trained user that he or she is within a certain distance from an
1552 individual that is experiencing a cardiac arrest in a public location;

1553 “(2) Notify a trained user of the nearest location of a publicly accessible
1554 defibrillator;

1555 “(3) Assist emergency medical service providers in monitoring patients or
1556 relaying information to hospital emergency rooms; and

1557 “(4) Allow a trained user to alert the Office if an individual is experiencing a
1558 health emergency.

1559 “(b) The Director shall ensure that staff are adequately trained to assist trained users in
1560 the use of the emergency medical application.

1561 “(c) Notwithstanding any other law, a trained user shall have the same protections as
1562 provided in section 1 of An Act To relieve physicians of liability for negligent medical treatment
1563 at the scene of an accident in the District of Columbia, approved November 8, 1965 (79 Stat.
1564 1302; D.C. Official Code § 7-401), and shall not be subject to criminal or, in the absence of gross
1565 negligence, civil liability for administering cardiopulmonary resuscitation or using an automated
1566 external defibrillator pursuant to this subtitle:

1567 “(1) In good faith to treat a person who he or she reasonably believes is
1568 experiencing a cardiac arrest;

1569 “(2) Outside of a hospital or medical office; and

1570 “(3) Without the expectation of receiving or intending to seek compensation for
1571 such service or acts.

1572 “(d) For purposes of this section, the term:

1573 “(1) “Emergency medical application” means a website or mobile platform where
1574 trained users can interact with the Office during medical emergencies.

1575 “(2) “Trained user” means a District resident or visitor using an emergency
1576 medical application who has been trained by an organization recognized by the Department of
1577 Health to provide cardiopulmonary resuscitation to a victim of a cardiac arrest.”.

1578 **SUBTITLE M. ESTABLISHMENT OF CRIMINAL CODE REFORM**

1579 **COMMISSION**

1580 Sec. 3121. Short title.

1581 This subtitle may be cited as the “Criminal Code Reform Commission Establishment Act
1582 of 2016”.

1583 Part 1. Establishment of Criminal Code Reform Commission

1584 Sec. 3122. Establishment of the Criminal Code Reform Commission.

1585 (a) The Criminal Code Reform Commission (“Commission”) is established as an
1586 independent agency within the District of Columbia government, consistent with the meaning of
1587 the term “independent agency” as provided in section 301(13) of the District of Columbia
1588 Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-
1589 139; D.C. Official Code § 1-603.01(13)).

1590 (b) The Commission shall be composed of the Executive Director and such staff as
1591 necessary to complete the work of the Commission.

1592 (c)(1) Except as provided in paragraph (2) of this subsection, the Executive Director
1593 shall be appointed by the Chairman of the Council, subject to the approval of the majority of the
1594 Council. The Executive Director shall serve for a term of 3 years, or until the Commission is

1595 dissolved pursuant to section 3127, and shall be paid a rate of compensation as may be
1596 established from time to time by the Council.

1597 (2) Notwithstanding paragraph (1) of this subsection, as of the effective date of
1598 this subtitle, the Criminal Code Revision Project Director of the District of Columbia Sentencing
1599 and Criminal Code Revision Commission shall be the Executive Director of the Commission.

1600 (d) The Executive Director shall:

- 1601 (1) Be a member in good standing of the District of Columbia Bar;
1602 (2) Be responsible for and oversee the daily operations of the Commission;
1603 (3) Supervise Commission staff; and
1604 (4) Develop and institute internal policies, procedures, and processes to ensure
1605 efficient operations.

1606 (e)(1) Except as provided in paragraph (2) of this subsection, all employees of the
1607 Commission shall be, or shall become within 180 days after hire, a resident of the District of
1608 Columbia

1609 (2) Notwithstanding paragraph (1) of this subsection, the Executive Director as of
1610 the effective date of this subtitle shall be exempt from the residency requirement in paragraph (1)
1611 of this subsection.

1612 Sec. 3123. Recommendations for Comprehensive Criminal Code Reform.

1613 (a) By October 1, 2018, the Commission shall submit to the Mayor and the Council
1614 comprehensive criminal code reform recommendations that revise the language of the District's
1615 criminal statutes to:

- 1616 (1) Use clear and plain language;
1617 (2) Apply consistent, clearly articulated definitions;

- 1618 (3) Describe all elements, including mental states, that must be proven;
- 1619 (4) Reduce unnecessary overlap and gaps between criminal offenses;
- 1620 (5) Eliminate archaic and unused offenses;
- 1621 (6) Adjust penalties, fines, and the gradation of offenses to provide for
- 1622 proportionate penalties;
- 1623 (7) Organize existing criminal statutes in a logical order;
- 1624 (8) Identify any crimes defined in common law that should be codified, and
- 1625 propose recommended language for codification, as appropriate;
- 1626 (9) Identify criminal statutes that have been held to be unconstitutional and
- 1627 recommend their removal or amendment;
- 1628 (10) Propose such other amendments as the Commission believes are necessary;
- 1629 and
- 1630 “(11) Enable the adoption of Title 22 as an enacted title of the District of
- 1631 Columbia Official Code.
- 1632 (b) The comprehensive criminal code reform recommendations required by subsection
- 1633 (a) of this section shall be in the form of a report that:
- 1634 (1) Includes draft legislation or other specific steps for implementing the
- 1635 recommendations;
- 1636 (2) Includes charging, sentencing, and other relevant statistics regarding the
- 1637 offenses affected by the recommendations; and
- 1638 (3) Explains how and why the recommendations change existing District law.
- 1639 (c) In preparing comprehensive criminal code reform recommendations as required by
- 1640 subsection (a) of this section, the Commission shall:

1641 (1) Consult with the Code Revision Advisory Group established pursuant to
1642 section 3124; and

1643 (2) Review criminal code reforms in other jurisdictions, recommend changes to
1644 criminal offenses by the American Law Institute, and survey best practices recommended by
1645 criminal law experts.

1646 (d) The Commission shall, upon request by the Council, provide a legal analysis of
1647 proposed legislation concerning criminal offenses, including information on existing District
1648 law, the laws of other jurisdictions, and model legislation.

1649 (e) The Commission may consult with other District of Columbia, federal, and state
1650 agencies, conduct community outreach, perform trainings, and engage in other activities
1651 regarding criminal code reform to advance the Commission’s statutory duties.

1652 (f) The Commission may request such information as may be necessary to fulfill its
1653 statutory responsibilities. Each department, agency, instrumentality, or independent agency of
1654 the District of Columbia is authorized and directed, to the extent permitted by law, to furnish the
1655 Commission with such requested information.

1656 Sec. 3124. Code Revision Advisory Group.

1657 (a) The Commission shall establish a Code Revision Advisory Group (“Advisory
1658 Group”) to review and provide information and suggestions on proposals prepared by the
1659 Commission related to the comprehensive criminal code reform recommendations required by
1660 section 3123. The Advisory Group shall consist of 5 voting members and 2 nonvoting members
1661 as follows:

1662 (1) The voting members of the Advisory Group shall consist of the following:

1663 (A) The United States Attorney for the District of Columbia or his or her
1664 designee;

1665 (B) The Director of the Public Defender Service for the District of
1666 Columbia or his or her designee;

1667 (C) The Attorney General for the District of Columbia or his or her
1668 designee; and

1669 (D) Two professionals from established organizations, including
1670 institutions of higher education, devoted to the research and analysis of criminal justice issues,
1671 appointed by the Council;

1672 (2) The non-voting members of the Commission shall consist of the following:

1673 (A) The Chairperson of the Council committee with jurisdiction over the
1674 Commission or his or her designee; and

1675 (B) The Deputy Mayor for Public Safety and Justice or his or her
1676 designee.

1677 (b) Meetings of the Advisory Group shall be conducted by the Commission's Executive
1678 Director, with meetings scheduled by the Executive Director as necessary to fulfill the statutory
1679 responsibilities of the Commission.

1680 (c) The Commission shall provide drafts of its recommended reforms to criminal statutes
1681 to the Advisory Group in the form of reports. Advisory Group members may provide to the
1682 Commission written comments in response to those recommendations within a reasonable period
1683 of time, to be determined by the Executive Director, but not less than one month.

1684 (d) The Commission shall consider all written comments that are timely received from
1685 Advisory Group members under subsection (a) of this section and propose all final
1686 recommendations to the Council based on the comments received.

1687 (e) The voting members of the Advisory Group shall vote to approve the final
1688 recommendations proposed by the Commission, with a majority of voting members necessary to
1689 approve the recommendations, prior to their submittal to the Council and the Mayor under
1690 section 3123(a).

1691 (f) The Commission shall compile and make publicly available a record of all written
1692 comments received from Advisory Group members under subsection (a) of this section.

1693 Sec. 3125. Reporting requirements.

1694 (a) The Commission shall file quarterly reports with the Council that provide a summary
1695 of activities during the prior quarter.

1696 (b) The Commission shall file an annual report with the Council before March 31 of each
1697 year that includes:

1698 (1) A summary and copy of all recommendations for reforms to criminal statutes
1699 developed by the Commission during the previous calendar year;

1700 (2) A summary and copy of comments received from the Advisory Group during
1701 the previous calendar year and their disposition;

1702 (3) A summary of other Commission activities during the previous calendar year;

1703 (4) A description of any problems discovered with prior Commission work or
1704 changes to prior work that are necessary due to legislative changes or court rulings;

1705 (5) A description of any issues that could delay or prevent the Commission from
1706 timely fulfilling its statutory duties; and

1707 (6) A work plan and schedule, or revisions to an existing work plan and schedule,
1708 for carrying out the responsibilities of the Commission to meet statutory requirements.

1709 Sec. 3126. Transition from District of Columbia Sentencing and Criminal Code Revision
1710 Commission.

1711 (a) All functions, authority, programs, positions, personnel, property, records, and
1712 unexpended balances of appropriations, allocations, and other funds available or to be made
1713 available to the Criminal Code Revision Project previously established pursuant to section 2a of
1714 the Advisory Commission on Sentencing Establishment Act of 1998, effective June 16, 2006
1715 (D.C. Law 16-126; D.C. Official Code 3-101.01), are transferred to the Criminal Code Revision
1716 Commission.

1717 (b) All rules, orders, obligations, determinations, grants, contracts, licenses, and
1718 agreements of the Criminal Code Revision Project transferred to the Criminal Code Revision
1719 Commission under subsection (a) of this section shall continue in effect according to their terms
1720 until lawfully amended, repealed, or modified.

1721 Sec. 3127. Sunset.

1722 This part shall expire on October 1, 2018.

1723 Part 2. Conforming Amendments

1724 Sec. 3128. The Advisory Commission on Sentencing Establishment Act of 1998,
1725 effective October 16, 1998 (D.C. Law 12-167; D.C. Official Code § 3-101 *et seq.*), is amended
1726 as follows:

1727 (a) Section 2 (D.C. Official Code § 3-101) is amended as follows:

1728 (1) The section heading is amended by striking the phrase “and Criminal Code
1729 Revision”.

1730 (2) Subsection (a) is amended by striking the phrase “and Criminal Code
1731 Revision”.

1732 (3) Subsection (b) is amended by striking the phrase “In addition to the duties
1733 required under section 2a, the” and inserting the word “The” in its place.

1734 (b) Section 2a (D.C. Official Code § 3-101.01) is repealed.

1735 (c) Section 3 (D.C. Official Code § 3-102) is amended as follows:

1736 (1) Subsection (a) is amended by striking the number “15” and inserting the
1737 number “12” in its place.

1738 (2) Paragraph (a)(1) is amended as follows:

1739 (A) Subparagraph (H) is amended by striking the semicolon and inserting
1740 the phrase “; and” in its place.

1741 (B) Subparagraph (I) is amended by striking the phrase “; and” and
1742 inserting a period in its place.

1743 (C) Subparagraph (J) is repealed.

1744 (d) Section 4 (D.C. Official Code § 3-103) is amended as follows:

1745 (1) Subsection (c) is amended by striking the number “8” and inserting the
1746 number “7” in its place.

1747 Sec. 3129. Section 406(b) of the District of Columbia Government Comprehensive Merit
1748 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
1749 604.06(b)), is amended as follows:

1750 (1) Paragraph (19) is amended to read as follows:

1751 “(19) For employees of the District of Columbia Sentencing Commission, the
1752 personnel authority is the District of Columbia Sentencing Commission;”.

1753 (2) Paragraph (23) is amended by striking the phrase “; and” and inserting a
1754 semicolon in its place.

1755 (3) Paragraph (24) is amended by striking the period and inserting the
1756 phrase “; and” in its place.

1757 (4) A new paragraph (25) is added to read as follows:

1758 “(25) For employees of the Criminal Code Revision Commission, the personnel
1759 authority is the Criminal Code Revision Commission.”.

1760 **SUBTITLE N. DOC INMATE AND RETURNING CITIZEN ASSISTANCE**

1761 Sec. 3131. Short title.

1762 This subtitle may be cited as the “DOC Inmate and Returning Citizen Assistance Act of
1763 2016”.

1764 Sec. 3132. DOC inmate and returning citizen assistance grant.

1765 (a) In Fiscal Year 2017 and each fiscal year thereafter, of the annual funds available to
1766 the Office of Justice Grants Administration (“Office”), no less than \$125,000 shall be awarded to
1767 help fund an organization that assists inmates at the DC Jail or Correctional Treatment Facility
1768 and recently released inmates.

1769 (b) The grants provided under subsection (a) of this section shall be awarded in their
1770 entirety as early in the fiscal year as is feasible. The Office shall not provide the grant funds on a
1771 reimbursement basis.

1772 **TITLE IV. PUBLIC EDUCATION**

1773 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC**
1774 **SCHOOLS AND PUBLIC CHARTER SCHOOLS AMENDMENT**

1775 Sec. 4001. Short title.

1776 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools
1777 Amendment Act of 2016”.

1778 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
1779 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
1780 38-2901 *et seq.*), is amended as follows:

1781 (a) Section 104 (D.C. Official Code § 38-2903) is amended by striking the phrase
1782 “\$9,492 per student for fiscal year 2015” and inserting the phrase "\$9,682 per student for Fiscal
1783 Year 2017" in its place.

1784 (b) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array
1785 and inserting the following tabular array in its place:

“Grade Level	Weighting	Per Pupil Allocation in FY 2017
“Pre-Kindergarten 3	1.34	\$12,974
“Pre-Kindergarten 4	1.30	\$12,587
“Kindergarten	1.30	\$12,587
“Grades 1-5	1.00	\$9,682
“Grades 6-8	1.08	\$10,457
“Grades 9-12	1.22	\$11,812
“Alternative program	1.44	\$13,942
“Special education school	1.17	\$11,328
“Adult	0.89	\$8,617

1786
1787 (c) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

1788 “(c) The supplemental allocations shall be calculated by applying weightings to the
1789 foundation level as follows:

1790 “Special Education Add-ons:

1791

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2017

“Level 1: Special Education	Eight hours or less per week of specialized services	0.97	\$9,392
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$11,618
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$19,074
“Level 4: Special Education	More than 24 hours per week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$33,790
“Blackman Jones Compliance	Weighting provided in addition to special education level add-on weightings on a per- student basis for Blackman Jones compliance.	0.069	\$668
“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	\$862
“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	\$16,169

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“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2017
“ELL	Additional funding for English Language Learners.	0.49	\$4,744
“At-risk	Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level.	0.219	\$2,120

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“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2017
“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	0.368	\$3,563
“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	1.337	\$12,945
“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	2.891	\$27,991

“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	2.891	\$27,991
“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	\$6,468

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“Special Education Add-ons for Students with Extended School Year (“ESY”)

1800

Indicated in Their Individualized Education Programs (“IEPs”):

1801

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2017
“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	\$610
“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	\$2,198

“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	\$4,754
“Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who ESY services in their IEPs	0.491	\$4,754

1802 .”.

1803 (d) Section 115 (D.C. Official Code § 38-2913) is amended as follows:

1804 (1) Strike the phrase “Fiscal Year 2017” and insert the phrase “Fiscal Year 2020”
 1805 in its place.

1806 (2) Strike the word “equal” and insert the word “equitable” in its place.

1807 **SUBTITLE B. DCPS CONTRACTING AND SPENDING FLEXIBILITY**

1808 **AMENDMENT**

1809 Sec. 4011. Short title.

1810 This subtitle may be cited as the “DCPS Contracting and Spending Flexibility
 1811 Amendment Act of 2016”.

1812 Sec. 4012. Reallocation and use of District of Columbia Public Schools funds.

1813 (a) Pursuant to rules promulgated by the Chief Financial Officer, each school in the
 1814 District of Columbia Public Schools (“DCPS”) may reallocate funds between object classes
 1815 within a school’s non-personal services object category in the aggregate not-to-exceed amount of
 1816 \$10,000 within each fiscal year.

1817 (b) DCPS is authorized to spend appropriated funds to pay for DCPS-sponsored student
1818 travel, including the cost of transportation, lodging, meals, and admission fees for students and
1819 adult chaperones, to locations and venues outside DCPS facilities in accordance with rules
1820 promulgated by the Chancellor pursuant to section 105(c)(5) of the District of Columbia Public
1821 Education Reform Amendment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C.
1822 Official Code § 38-174(c)(5)), provided that, such travel is related to students’ curriculum or is
1823 for the purpose of rewarding student curricular or extra-curricular achievement.

1824 (c) For the purposes of this section, the terms “object category” and “object class” shall
1825 have the same meanings as provided in D.C. Official Code § 47-361(9) and (10), respectively.

1826 Sec. 4013. Section 105(c)(5) of the District of Columbia Public Education Reform
1827 Amendment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-
1828 174(c)(5)), is amended by striking the semicolon at the end and inserting the phrase “, including
1829 rules and regulations governing the use of DCPS funds for DCPS-sponsored student travel,
1830 including the cost of transportation, lodging, meals, and admission fees for students and adult
1831 chaperones, to locations and venues outside DCPS facilities; provided that, such travel is related
1832 to students’ curriculum or is for the purpose of rewarding student curricular or extra-curricular
1833 achievement;” in its place.

1834 **SUBTITLE C. CLASSROOM ANIMAL FOR EDUCATIONAL PURPOSES**

1835 Sec. 4021. Short title.

1836 This subtitle may be cited as the “Classroom Animal for Educational Purposes
1837 Amendment Act of 2016”.

1838 Sec. 4022. Section 9(h) of the Animal Control Act of 1979, effective October 18, 1979
1839 (D.C. Law 3-30; D.C. Official Code § 8-1808(h)), is amended by adding a new paragraph (6) to
1840 read as follows:

1841 “(6) Paragraph (1) of this subsection shall not apply to educational institutions
1842 that possess animals for educational and instructional purposes and that otherwise comply with
1843 humane, sanitary, and safe treatment requirements, as set forth in section 502 of the Animal
1844 Protection Amendment Act of 2008, effective December 5, 2008 (D. C. Law 17-281; D.C.
1845 Official Code § 8-1851.02), and permitting requirements promulgated by the Mayor.”.

1846 **SUBTITLE D. HEALTHY TOTS ACT AMENDMENTS**

1847 Sec. 4031. Short title.

1848 This subtitle may be cited as the “Healthy Tots Amendment Act of 2016”.

1849 Sec. 4032. The Healthy Tots Act of 2014, effective February 26, 2015 (D.C. Law 20-155;
1850 D.C. Official Code § 38-281 *et seq.*), is amended as follows:

1851 (a) Section 4073(c)(1)(B) (D.C. Official Code § 38-282(c)(1)(B)) is amended as follows:

1852 (1) Strike the word “breakfast” wherever it appears and insert the word “meals” in
1853 its place.

1854 (2) Strike the phrase “to receive free or reduced meals” and insert the phrase “for
1855 subsidized child care” in its place.

1856 (b) Section 4073a (D.C. Official Code § 38-282.01) is amended as follows:

1857 (1) Subsection (a) is amended by striking the phrase “to participate in the CACF
1858 Program, the facility shall participate in the program” and inserting the phrase “for subsidized
1859 child care, the facility shall participate in the CACF Program” in its place.

1860 (2) Subsection (c) is amended by striking the phrase “September 30, 2016” and
1861 inserting the phrase “September 30, 2017” in its place.

1862 **SUBTITLE E. NATIONAL EXTERNAL DIPLOMA PROGRAM**

1863 Sec. 4041. Short title.

1864 This subtitle may be cited as the “National External Diploma Program Amendment Act
1865 of 2016”.

1866 Sec. 4042. Section 7b of the State Education Office Establishment Act of 2000, effective
1867 June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-2608), is amended by adding a new
1868 subsection (g) to read as follows:

1869 “(g) OSSE shall deem valid all diplomas awarded to residents who completed the
1870 requirements of the National External Diploma Program from January 1, 1980 through February
1871 5, 2016, in the District of Columbia.”.

1872 **SUBTITLE F. FOSTER CARE EXTENDED ELIGIBILITY**

1873 Sec. 4051. Short title.

1874 This subtitle may be cited as the “Foster Care Extended Eligibility Amendment Act of
1875 2016”.

1876 Sec. 4052. Section 5a(a) of the Day Care Policy Act of 1979, effective April 13, 1999
1877 (D.C. Law 12-216; D.C. Official Code § 4-404.01(a)), is amended as follows:

1878 (a) Paragraph (4) is amended by striking the phrase "services; and" and inserting the
1879 phrase "services;" in its place.

1880 (b) Paragraph (5) is amended by striking the phrase “child.” and inserting the phrase
1881 “child;” in its place.

1882 (c) New paragraphs (6), (7), and (8) are added to read as follows:

1883 “(6) Children of a teen parent under 21 years of age who is either in foster care or
1884 a ward of the District and is either working or enrolled in a verified job training or education
1885 program;

1886 “(7) Children in foster care placement when the foster care provider is not
1887 working but receives some form of verifiable income, such as social security or disability, and
1888 the child care services are in the best interest of the child; and

1889 “(8) Children in foster care placement when the foster care provider is not
1890 working but enrolled in a verified job training or education program, and the child care services
1891 are in the best interest of the child.”.

1892 **SUBTITLE G. PUBLIC CHARTER SCHOOL ADVANCE PAYMENT**

1893 **ADJUSTMENT**

1894 Sec. 4061. Short title.

1895 This subtitle may be cited as the "Public Charter School Advance Payment Adjustment
1896 Amendment Act of 2016".

1897 Sec. 4062. Section 107b(b) of the Uniform Per Student Funding Formula for Public
1898 Schools and Public Charter Schools Act of 1998, effective April 13, 2005 (D.C. Law 15-348;
1899 D.C. Official Code § 38-2906.02(b)), is amended as follows:

1900 (a) Paragraph (1) is amended by striking the phrase “and shall be 30% of the school’s
1901 entitlement” and inserting the phrase “and shall be 35% of an existing school's entitlement, and
1902 45% of the entitlement for a newly chartered school in its first school year of operation" in its
1903 place.

1904 (b) Paragraph (2) is amended by striking the phrase “and shall be equal to 55% of the
1905 school’s entitlement less amounts paid in July” and inserting the phrase “and shall be equal to

1906 60% of an existing school's entitlement and 70% of the entitlement for a newly chartered school
1907 in its first school year of operation, less amounts paid in July" in its place.

1908 (c) Paragraph (3) is amended by striking the phrase “and shall be equal to 80% of the
1909 school’s entitlement less amounts paid in July and October” and inserting the phrase “and shall
1910 be equal to 80% of an existing school's entitlement and 85% of the entitlement for a newly
1911 chartered school in its first school year of operation, less amounts paid in July and October" in its
1912 place.

1913 **SUBTITLE H. MY SCHOOL DC EDFEST SPONSORSHIP AND ADVERTISING**
1914 **AND COMMON LOTTERY BOARD AMENDMENT**

1915 Sec. 4071. Short title.

1916 This subtitle may be cited as the "My School DC EdFest Sponsorship and Advertising
1917 and Common Lottery Board Amendment Act of 2016".

1918 Sec. 4072. Section 4122 of the My School DC EdFest Sponsorship and Advertising Act
1919 of 2015, effective October 22, 2015 (D.C. Law 21-36; 62 DCR 10905), is amended as follows:

1920 (a) Subsection (f) is amended by striking the phrase "December 31" and inserting the
1921 phrase "April 30" in its place.

1922 (b) A new subsection (g) is added to read as follows:

1923 “(g)"The Chief Financial Officer shall deposit all cash proceeds received from
1924 advertisements and sponsorships pursuant to this section into the Common Lottery Board Fund
1925 established pursuant to section 206 of the Department of Education Establishment Act of 2007,
1926 effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 38-195).".

1927 Sec. 4073. Section 206 of the Department of Education Establishment Act of 2007,
1928 effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 38-195), is amended as
1929 follows:

1930 (a) Subsection (b) is amended as follows:

1931 (1) Paragraph (3) is amended by striking the phrase “; and” and inserting a
1932 semicolon in its place.

1933 (2) Paragraph (4) is amended by striking the period at the end and inserting the
1934 phrase “; and” in its place.

1935 (3) A new paragraph (5) is added to read as follows:

1936 “(5) Cash proceeds for DC EdFest deposited pursuant to section 4122(g) of the
1937 My School DC EdFest Sponsorship and Advertising Act of 2015, effective October 22, 2015
1938 (D.C. Law 21-36; 62 DCR 10905).”.

1939 (b) Subsection (c) is amended to read as follows:

1940 “(c) (1) Except as provided in paragraph (2) of this subsection, money in the Fund shall
1941 be used for the continued development and improvement of the common lottery system.

1942 “(2) Cash proceeds deposited pursuant to section 4122(g) of the My School DC
1943 EdFest Sponsorship and Advertising Act of 2015, effective October 22, 2015 (D.C. Law 21-36;
1944 62 DCR 10905), shall first be used to fund My School DC EdFest. Any excess funds shall be
1945 used in accordance with paragraph (1) of this subsection.”.

1946 **SUBTITLE I. SCHOOL IMMUNIZATION REQUIREMENTS ENFORCEMENT**

1947 **PERIOD AMENDMENT**

1948 Sec. 4081. Short title.

1949 This subtitle may be cited as the “School Immunization Requirements Enforcement
1950 Period Amendment Act of 2016”.

1951 Sec. 4082. Section 6 of the Immunization of School Students Act of 1979, effective
1952 September 28, 1979 (D.C. Law 3-20; D.C. Official Code § 38-505), is amended by striking the
1953 phrase “ten (10) days” wherever it appears and inserting the phrase “20 school days” in its place.

1954 **SUBTITLE J. PUBLIC CHARTER SCHOOL AT-RISK AND LIMITED**
1955 **ENGLISH PROFICIENT PAYMENT AMENDMENT**

1956 Sec. 4091. Short title.

1957 This subtitle may be cited as the “Public Charter At-Risk and Limited English Proficient
1958 Payment Amendment Act of 2016”.

1959 Sec. 4092. Section 107b of the Uniform Per Student Funding Formula for Public Schools
1960 and Public Charter Schools Act of 1998, effective April 13, 2005 (D.C. Law 15-348; D.C.
1961 Official Code § 38-2906.02), is amended as follows:

1962 (a) Subsection (d)(1) is amended as follows:

1963 (1) Designate the existing text as subparagraph (A).

1964 (2) The newly designated subparagraph (A) is amended to read as follows:

1965 “(A) Payments for special education, limited English proficient students,
1966 at-risk students, and other add-on components of the Funding Formula shall be included in the
1967 quarterly payments to public charter schools.”.

1968 (3) New subparagraphs (B) and (C) are added to read as follows:

1969 “(B) Payments shall reflect one-quarter of the annual per student amount
1970 for each add-on; provided, that add-ons for special education students shall be added on a pro-

1971 rata basis from the date on which a public charter school begins to provide add-on services for
1972 such students, as set forth in subsection (g)(1) of this section.

1973 “(C) Charter schools shall receive the full annual per pupil payment for
1974 at-risk or limited English proficient students who are enrolled by October 5, but who are not
1975 designated as at-risk or limited English proficient students until after October 5.”.

1976 (b) Subsection (g) is amended to read as follows:

1977 “(g)(1) Charter schools may receive payment on a pro-rata basis from the date on which
1978 the school begins providing special education services to students enrolled by October 5, who are
1979 identified as requiring an individualized education program (“IEP”) or as needing an increased
1980 IEP after October 5.

1981 “(2) Upon application to and at the discretion of the Chief Financial Officer, the
1982 supplemental payments for the special education students available pursuant to paragraph (1) of
1983 this subsection shall be disbursed in addition to the quarterly payments made pursuant to
1984 subsection (a) of this section.”.

1985 **SUBTITLE K. HIGHER EDUCATION LICENSURE COMMISSION**

1986 **CLARIFICATION**

1987 Sec. 4101. Short title.

1988
1989 This subtitle may be cited as the “Higher Education Licensure Commission Clarification
1990 Amendment Act of 2016”.

1991 Sec. 4102. The Education Licensure Commission Act of 1976, effective April 6, 1977
1992 (D.C. Law 1-104; D.C. Official Code § 38-1301 *et seq.*), is amended as follows:

1993 (a) Section 201 (D.C. Official Code § 38-1302) is amended as follows:

1994 (1) Paragraph (4)(C) is amended by striking the phrase “through agents offers”
1995 and inserting the phrase “through agents or an online presence offers” in its place.

1996 (2) A new paragraph (17) is added to read as follows:

1997 “(17) “Reciprocity agreement” means an agreement joined by the District of
1998 Columbia with other member states, districts, or U.S. territories that establishes national
1999 standards for interstate offering of postsecondary distance education courses and programs.”.

2000 (b) Section 6(b)(3) (D.C. Official Code § 38-1306(b)(3)) is amended by striking the
2001 phrase “45-day” both times it appears and inserting the phrase “14-day” in its place.

2002 (c) Section 7 (D.C. Official Code § 38-1307) is amended to read as follows:

2003 “Sec. 7. Higher Education Licensure Commission — Functions.

2004 “In addition to those duties specified in other sections of this act, the Commission shall:

2005 “(1) Advise the Mayor and the Council with respect to the postsecondary
2006 educational needs of the District of Columbia;

2007 “(2) File with the Mayor and the Council quarterly reports relating to:

2008 “(A) The educational institutions granted or denied licenses under this act
2009 during the reporting period; and

2010 “(B) Other matters that come under the Commission's purview;

2011 “(3) Receive, and cause to be maintained, copies of student academic records in
2012 conformity with the following provisions:

2013 “(A) In the event an educational institution operating in the District, or any
2014 educational institution licensed under this act operating outside of the District, proposes to
2015 discontinue its operation and has no other repository for its records, the chief administrative
2016 officer, by whatever title designated, of the institution shall cause to be filed with the

2017 Commission the original or legible true copies of all records of the institution specified by the
2018 Commission. The records shall include, at a minimum, the academic records of each former
2019 student;

2020 “(B) The Commission shall maintain and dispose of the records in
2021 accordance with the provisions of the District of Columbia Public Records Management Act of
2022 1985, effective September 5, 1985 (D.C. Law 6-19; D.C. Official Code § 2-1701 *et seq.*).

2023 Academic records shall be maintained for at least 50 years from the date the student attended the
2024 institution;

2025 “(C) The Commission is authorized to charge an institution for all costs
2026 involved in the transfer of records;

2027 “(4)(A) In the event it appears to the Commission that the records of an institution
2028 discontinuing its operations are in danger of being destroyed, secreted, mislaid, or otherwise
2029 made unavailable to the Commission, the Commission may apply to the Superior Court of the
2030 District of Columbia for an order authorizing the Commission to seize and take possession of the
2031 records;

2032 “(B) Any chief officer or member of a governing board of an institution
2033 who willfully fails to comply with the provisions of this subsection or willfully aids and abets
2034 any person in a scheme to avoid the requirements of this subsection may be held personally
2035 liable for all costs and damages resulting from the conduct, in addition to other penalties
2036 provided by this act.

2037 “(5) Have the authority to enter into reciprocity agreements with other
2038 jurisdictions that relate to the authorization of postsecondary educational institutions that provide
2039 degree-granting or non-degree-granting online instruction to residents of the District; and

2040 “(6) Have the authority to enter into agreements with degree-granting educational
2041 institutions operating in the District of Columbia that are otherwise conditionally exempt
2042 pursuant to section 10 for the purpose of ensuring consistent consumer protection in interstate
2043 distance education delivery of higher education.”.

2044 (d) Section 9 (D.C. Official Code § 38-1309) is amended as follows:

2045 (1) Subsection (a-1) is repealed.

2046 (2) Subsection (c-1) is amended by adding a new paragraph (3) to read as follows:

2047 “(3) Paragraph (1) of this subsection shall not apply to a postsecondary
2048 educational institution that provides degree-granting or non-degree-granting online instruction to
2049 residents of the District through an online presence and that is authorized to operate in the
2050 District pursuant to a reciprocity agreement.”.

2051 (e) A new section 9a is added to read as follows:

2052 “Sec. 9a. Delivery of online instruction by a postsecondary educational institution.

2053 “(a) A postsecondary educational institution may provide degree-granting or non-degree-
2054 granting online instruction to residents of the District through an online presence.

2055 “(b) An educational institution that provides degree-granting or non-degree-granting
2056 online instruction to residents of the District through an online presence shall be deemed to be
2057 operating in the District, and shall either be:

2058 “(1) Licensed by the Commission in accordance with this act; or

2059 “(2) Authorized to operate in the District pursuant to a reciprocity agreement.”.

2060 **SUBTITLE L. TRAFFIC CONTROL INVESTIGATIONS FOR NEW SCHOOLS**

2061 **AMENDMENT**

2062 Sec. 4111. Short title.

2063 This subtitle may be cited as the “Traffic Control Investigation for New Schools
2064 Amendment Act of 2016”.

2065 Sec. 4112. Section 2 of the School Proximity Traffic Calming Act of 2000, effective May
2066 23, 2000 (D.C. Law 13-111, D.C. Official Code § 38-3101), is amended to read as follows:

2067 (a) Subsection (a) is amended by striking the word “Mayor” and inserting the phrase
2068 “District Department of Transportation (“DDOT”)” in its place.

2069 (b) A new subsection (a-1) is added to read as follows:

2070 “(a-1)(1) Beginning July 31, 2016, the DDOT shall complete the investigation required in
2071 subsection (a) of this section for a new school no later than 60 days after the first day on which
2072 students begin classes at the school.

2073 “(2) The District of Columbia Public Schools and the Public School Charter
2074 Board shall notify the DDOT of a new school no later than 90 days before the first day on which
2075 students will begin classes at the school.

2076 “(3) For the purposes of this subsection, the term “new school” means:

2077 “(A) A school located in a never-before-occupied structure, except for a
2078 structure erected in an existing school zone; or

2079 “(B) A school located in a preexisting structure that has not been used as a
2080 District of Columbia public school or public charter school within the last 5 years.”.

2081 (c) Subsections (b), (c), (d), and (e)(2) are amended by striking the word “Mayor”
2082 wherever it appears and inserting the word “DDOT” in its place.

2083 (d) A new subsection (d-1) is added to read as follows:

2084 “(d-1) A public charter school shall coordinate with the Metropolitan Police Department
2085 to provide the DDOT with the information in subsection (c)(1) and (2) of this section within 15
2086 days from the date of the request.”.

2087 (e) Subsection (f) is amended by striking the phrase “District Department of
2088 Transportation” and inserting the word “DDOT” in its place.

2089 (f) Subsection (f-1) is amended to read as follows:

2090 “(f-1) The DDOT shall provide, by July 31st of each year, recommendations to the
2091 Mayor, the Council, the Chancellor of the District of Columbia Public Schools, the Public
2092 Charter School Board, and the Chief of the Metropolitan Police Department on the deployment
2093 of school crossing guards, taking into account the impact of school closings and
2094 reconfigurations, projected enrollment, traffic conditions, investigations conducted pursuant to
2095 subsections (a) and (a-1) of this section, and all other relevant factors.”.

2096 **SUBTITLE M. EXCESS SCHOOL FACILITIES EXISTING TENANT**
2097 **PREFERENCE**

2098 Sec. 4121. Short title.

2099 This subtitle may be cited as the “Excess School Facilities Existing Tenant Preference
2100 Amendment Act of 2016”.

2101 Sec. 4122. Section 2209(b)(1) of the District of Columbia School Reform Act of 1995,
2102 approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.09(b)(1)), is amended by
2103 adding a new subparagraph (B-i) to read as follows:

2104 “(B-i) *Existing tenants.* -- For the purposes of this paragraph, an existing
2105 tenant of an excess school facility, other than an eligible entity, shall be deemed to be an eligible

2106 entity and given the same preference as an eligible entity under subparagraph (A)(ii)(II) of this
2107 paragraph if:

2108 “(i) The existing tenant is a nonprofit elementary or secondary
2109 school incorporated in the District or a community-based, nonprofit arts education organization
2110 incorporated in the District, whose programming includes youth classes; and

2111 “(ii) The existing tenant has continuously occupied all or
2112 substantially all of the excess school facility or property since December 30, 2008.”.

2113 **SUBTITLE N. EDUCATION OMBUDSMAN AND OFFICE OF THE STUDENT**
2114 **ADVOCATE AMENDMENT**

2115 Sec. 4131. Short title.

2116 This subtitle may be cited as the “Education Ombudsman and Office of the Student
2117 Advocate Amendment Act of 2016”.

2118 Sec. 4132. Section 604(a)(15) of the Public Education Reform Amendment Act of 2007,
2119 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-353(15)), is amended as
2120 follows:

2121 (a) The lead-in language is amended by striking the number “90” and inserting the
2122 number “120” in its place.

2123 (b) Subparagraph (D) is repealed.

2124 (c) Subparagraph (E) is amended by striking the semicolon at the end and inserting the
2125 phrase “; and” in its place.

2126 (d) Subparagraph (F) is amended by striking the semicolon at the end and inserting the
2127 phrase “; and” in its place.

2128 (e) Subparagraph (G) is repealed.

2129 Sec. 4133. Section 204 of the Parent and Student Empowerment Amendment Act of
2130 2013, effective February 22, 2014 (D.C. Law 20-76; D.C. Official Code § 38-373), is amended
2131 as follows:

2132 (a) Paragraph (6) is amended by striking the phrase “s student’s” and inserting the phrase
2133 “a student’s” in its place.

2134 (b) Paragraph (9) is amended as follows:

2135 (1) The lead-in language is amended by striking the number “90” and inserting
2136 the number “120” in its place.

2137 (2) Subparagraph (C) is amended by striking the word “and” at the end.

2138 (3) New subparagraphs (E), (F), and (G) are added to read as follows:

2139 “(E) Students represented through formal or administrative proceedings;

2140 “(F) Information sessions held and trainings conducted by ward;

2141 “(G) Complaints, concerns, or other inquiries referred to District agencies,
2142 including the name of the agency, office, or organization to which the referral was made; and”.

2143 **SUBTITLE O. EDUCATION REPORTING REQUIREMENTS**

2144 Sec. 4141. Short title.

2145 This subtitle may be cited as the “Education Reporting Requirements Act of 2016”.

2146 Sec. 4142. Office of the State Superintendent of Education reporting requirements.

2147 (a) By June 15, 2016, the Office of the State Superintendent of Education (“OSSE”) shall
2148 submit to the Council a report on the establishment of the Uniform Per Student Funding Formula
2149 (“UPSFF”) Working Group pursuant to section 112(c) of the Uniform Per Student Funding
2150 Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999

2151 (D.C. Law 12-207; D.C. Official Code § 38-2911(c)), including a list of members and proposed
2152 meeting dates.

2153 (b) By August 15, 2016, and every 2 months thereafter through December 15, 2016, the
2154 OSSE shall submit to the Council a report on the status of work conducted by the UPSFF
2155 Working Group in the preceding 2 months, including meeting minutes.

2156 (c)(1) By October 1, 2016, and quarterly thereafter through September 30, 2017, the
2157 OSSE shall submit to the Council a report on a comprehensive plan and efforts to implement by
2158 July 1, 2018, the expansion of the IDEA Part C and the Strong Start: DC Early Intervention
2159 Program included in section 7h of the State Education Office Establishment Act of 2000,
2160 effective March 10, 2015 (D.C. Law 20-195; D.C. Official Code § 38-2614).

2161 (2) The reports shall include the following:

2162 (A) A timeline for implementation;

2163 (B) The OSSE's projected capacity needs to accomplish implementation,
2164 with supporting data;

2165 (C) A description of barriers to implementation;

2166 (D) Benchmark goals; and

2167 (E) Steps OSSE intends to take to:

2168 (i) Accomplish needed program enhancements for implementation,
2169 including, enhancements to service provider capacity, recruiting and retention strategies, and
2170 strategies for differentiated models of service for children with 25% to 50% delay in one
2171 developmental area; and

2172 (ii) Work with the Department of Healthcare Finance to develop a
2173 Medicaid carve-out whereby a portion of money is set aside for early intervention programs
2174 through which OSSE can recoup costs.

2175 Sec. 4143. Public Charter School Board reporting requirements.

2176 By October 1, 2016, the Public Charter School Board shall submit to the Council a report
2177 on the distribution of at-risk funds to each local education agency (“LEA”) it oversees for
2178 students in pre-k through grade 12 for school year 2016-2017. The report shall include, at a
2179 minimum, the projected allocation of at-risk funds to each LEA and a breakdown of the intended
2180 use of the funds, including a description of the programs, initiatives, and the enrichment
2181 activities it is being used to support.

2182 Sec. 4144. Deputy Mayor for Education reporting requirements.

2183 By October 1, 2016, the Deputy Mayor for Education shall report to the Council on the
2184 following:

2185 (1) An update on the Deputy Mayor’s convened Cross Sector Collaboration Task
2186 Force’s work in Fiscal Year 2016, and the most recent list of recommendations for the Mayor
2187 and the Council;

2188 (2) The need for transportation subsidies and assistance for adult learners who are
2189 22 years of age and older and enrolled in publicly funded adult education programs or in
2190 University of the District of Columbia Workforce Development and Lifelong Learning
2191 programs. This report shall include:

2192 (A) An assessment of what subsidies are currently available to this
2193 population through government assistance programs, the usage rates of these resources, and
2194 whether local or federal money is used to pay for them;

2195 (B) An assessment of the unmet need for transportation subsidies among
2196 adult learners, and the impact of increased transportation costs on attendance and enrollment in
2197 adult education programs;

2198 (C) Recommendations on:

2199 (i) Ways to better leverage and connect qualifying adult learners
2200 and transportation providers to existing resources, and the best ways to ensure that federal money
2201 is utilized wherever possible; and

2202 (ii) Ways that the government, District of Columbia Public
2203 Schools, public charter schools, and the University of the District of Columbia can provide
2204 broader access to subsidized transportation opportunities; and

2205 (D) The cost associated with recommendations for delivering
2206 transportation assistance, and an assessment of new federal and local funding streams that may
2207 be accessed to provide these services; and

2208 (3) A proposed plan for schools where students are suffering from safe passage
2209 issues of bullying, violence, or other impediments to getting to and from school and
2210 recommendations for best practices for improved safe passage policies that schools can adopt.

2211 Sec. 4145. District of Columbia Public Schools reporting requirements.

2212 By October 1, 2016, the District of Columbia Public Schools shall submit to the Council
2213 a report on Student Activity Funds. The report shall include the following:

2214 (1) Information on each existing Student Activity Fund within the control of the
2215 District of Columbia Public Schools, including the health of the fund and the date of its last
2216 audit;

2217 (2) The policies and procedures governing Student Activity Funds, including
2218 requirements on deposits and any restrictions on items that can be purchased with Student
2219 Activity Fund monies; and

2220 (3) A description of the training provided to school-based staff on use of Student
2221 Activity Funds.

2222 **SUBTITLE P. UNIVERSITY OF THE DISTRICT OF COLUMBIA**

2223 **FUNDRAISING MATCH**

2224 Sec. 4151. Short title.

2225 This subtitle may be cited as the “University of the District of Columbia Fundraising
2226 Match Amendment Act of 2016”.

2227 Sec. 4152. (a) In Fiscal Year 2017, of the funds allocated to the Non-Departmental
2228 agency, \$1, up to a maximum of \$1.5 million, shall be transferred to the University of the
2229 District of Columbia (“UDC”) for every \$2 that UDC raises from private donations by March 1,
2230 2017.

2231 (b) Of the amount transferred to UDC pursuant to subsection (a) of this section, two-
2232 thirds of the funds shall be deposited into UDC’s endowment fund.

2233 **TITLE V. HEALTH AND HUMAN SERVICES**

2234 **SUBTITLE A. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES**

2235 **AMENDMENT**

2236 Sec. 5001. Short title.

2237 This subtitle may be cited as the “Temporary Assistance for Needy Families Time Limit
2238 Exemption and POWER Expansion Amendment Act of 2016”.

2239 Sec. 5002. Section 552(c-3) of the District of Columbia Public Assistance Act of 1982,
2240 effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-205.52(c-3)), is amended as
2241 follows:

2242 (a) A new paragraph (3A) is added to read as follows:

2243 “(3A) For Fiscal Year 2017, the level of assistance payment shall be equal to the
2244 Fiscal Year 2016 amount.”.

2245 (b) Paragraph (4) is amended by striking the phrase “Fiscal Year 2017” and inserting the
2246 phrase “Fiscal Year 2018” in its place.

2247 **SUBTITLE B. DHCF AND DDS MEDICAL ASSISTANCE PROGRAM**
2248 **AMENDMENTS**

2249 Sec. 5011. Short title.

2250 This subtitle may be cited as the “Department of Healthcare Finance and Department of
2251 Disability Services Medical Assistance Program Amendment Act of 2016”.

2252 Sec. 5012. Section 1(a) of An Act To enable the District of Columbia to receive Federal
2253 financial assistance under title XIX of the Social Security Act for a medical assistance program,
2254 and for other purposes, approved December 27, 1967 (81 Stat. 744: D.C. Official Code § 1-
2255 307.02(a)), is amended by adding a new paragraph (10) to read as follows:

2256 “(10) Review and approval by the Council of the Fiscal Year 2017 Budget and
2257 Financial Plan shall constitute the Council review and approval required by paragraph (2) of this
2258 subsection of any amendment, modification, or waiver of the state plan required to:

2259 “(A) Implement needed amendments to:

2260 “(i) The Intermediate Care Facilities for Individuals with
2261 Developmental Disabilities reimbursement methodology;

2262 “(ii) The payment methodology for hospital services;
2263 “(iii) The payment methodology for nursing homes;
2264 “(iv) The payment methodology for the Disproportionate Share
2265 Hospital program;
2266 “(v) The health homes program;
2267 “(vi) Renew and update the Elderly and Individuals with Physical
2268 Disabilities waiver program and make conforming changes to the state plan; and
2269 “(vii) The payment methodology for prescription drugs; and
2270 “(B) Increase the number of participants in the Home and Community-
2271 Based Services Waiver for Persons with Intellectual and Developmental Disabilities program.”.

2272 **SUBTITLE C. CONTRIBUTION TO COST OF SUPPORTS FUND**

2273 Sec. 5021. Short title.

2274 This subtitle may be cited as the “Contribution to Cost of Supports Fund Amendment Act
2275 of 2016”.

2276 Sec. 5022. The Developmental Disabilities Service Management Reform Amendment
2277 Act of 2006, effective March 14, 2007 (D.C. Law 16-264; D.C. Official Code § 7-761.01 *et*
2278 *seq.*), is amended as follows:

2279 (a) Section 102 (D.C. Official Code § 7-761.02) is amended by adding a new paragraph
2280 (2A) to read as follows:

2281 “(2A) “Contribution to costs of supports” means full or partial payment by
2282 persons with intellectual disabilities or their estate for the locally funded supports and services
2283 provided by the Developmental Disabilities Administration.”.

2284 (b) New sections 105b and 105c are added to read as follows:

2285 “Sec. 105b. Contribution to cost of supports.

2286 “(a) DDS shall collect the contribution to cost of supports from persons with intellectual
2287 disabilities who are:

2288 “(1) Medicaid Program-eligible but not eligible for the maximum Supplement
2289 Security Income or Social Security Disability Insurance payments; or

2290 “(2) Not Medicaid Program-eligible but otherwise have been found
2291 eligible to receive services from the Developmental Disabilities Administration.

2292 “(b) DDS shall collect the contribution to costs of supports under subsection (a) of this
2293 section only to the extent that DDS uses local dollars to fund the costs of occupancy, including
2294 rent, other personal expenses, including food, clothing, and medical costs, supplies, furnishings
2295 and equipment, and support services.

2296 “Sec. 105c. Contribution to Costs of Support Fund.

2297 “(a) There is established as a special fund the Contribution to Cost of Supports Fund
2298 (‘Fund’), which shall be administered by DDS in accordance with subsection (c) of this section.

2299 “(b) The Fund shall consist of contributions to costs of support collected by DDS from
2300 persons with intellectual disabilities pursuant to section 105b.

2301 “(c) The Fund shall be used by DDS to pay the cost of residential and other supports to
2302 persons with intellectual disabilities consistent with federal and local law and regulations.

2303 “(d)(1) The money deposited into the Fund, and interest earned, shall not revert to the
2304 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal
2305 year, or at any other time.

2306 “(2) Subject to authorization in an approved budget and financial plan, any funds
2307 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

2308 (c) Section 109 (D.C. Official Code § 7-761.09) is amended by adding a new subsection

2309 (c) to read as follows:

2310 “(c) Within 45 days after the effective date of the Contribution to Costs of Supports Fund
2311 Amendment Act of 2016 (“Act”), as approved by the Committee of the Whole on May 17, 2016
2312 (Committee print of Bill 21-669), the Mayor, pursuant to Title I of the District of Columbia
2313 Administrative Procedure Act, approved October 21, 1968 (82 Stat.1204; D.C. Official Code §2-
2314 501 *et seq.*), shall issue rules to implement the provisions of the Act, including rules establishing
2315 who has the ability to pay the contribution to costs of supports, the amount to be collected, the
2316 method and timing of payments to DDS for such purposes, and due process protections. The
2317 proposed rules shall be submitted to the Council for a 45-day period of review, excluding
2318 Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve
2319 or disapprove the proposed rules, in whole or in part, by resolution, within this 45-day period of
2320 review, the proposed rules shall be deemed approved.”.

2321 **SUBTITLE D. PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL**
2322 **DISABILITIES RENT INCREASE RELIEF**

2323 Sec. 5031. Short title.

2324 This subtitle may be cited as the “Persons with Intellectual and Developmental
2325 Disabilities Rent Increase Relief Amendment Act of 2016”.

2326 Sec. 5032. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10;
2327 D.C. Official Code § 42-3501.01 *et seq.*), is amended as follows:

2328 (a) Section 103 (D.C. Official Code § 42-3501.03) is amended by adding a new
2329 paragraph (13A) to read as follows:

2330 “(13A) “Home and community-based services waiver provider” means an entity
2331 that provides residential habilitation or supported living services under the Medicaid Home and
2332 Community-Based Services Waiver for Persons with Intellectual and Developmental Disabilities
2333 program authorized by section 1915(c) of the Social Security Act, approved August 13, 1981 (95
2334 Stat. 809; 42 U.S.C. § 1396n).”.

2335 (b) Section 205(a)(1) (D.C. Official Code § 42-3502.05(a)(1)) is amended by striking the
2336 phrase “subchapter III;” and inserting the phrase “Subchapter III, or any unit rented by a home
2337 and community-based services waiver provider and occupied by a tenant with a disability
2338 without regard to income but otherwise as defined in section 206(f), or co-leased by a home and
2339 community-based services waiver provider and occupied by a tenant with a disability without
2340 regard to income but otherwise as defined in section 206(f);” in its place.

2341 (c) Section 208(h)(2) (D.C. Official Code § 42-3502.08(h)(2)) is amended by striking the
2342 phrase “elderly or disabled tenant” and inserting the phrase “elderly or disabled tenant, including
2343 a unit leased or co-leased by a home and community-based services waiver provider,” in its
2344 place.

2345 **SUBTITLE E. COMMISSION ON HEALTH EQUITY**

2346 Sec. 5041. Short title.

2347 This subtitle may be cited as the “Commission on Health Equity Amendment Act of
2348 2016”.

2349 Sec. 5042. The Commission on Health Disparities Establishment Act of 2014, effective
2350 March 10, 2015 (D.C. Law 20-192; D.C. Official Code § 7-755.01 *et seq.*), is repealed.

2351 Sec. 5043. Establishment of the Commission on Health Equity.

2352 (a) There is established a Commission on Health Equity ("Commission") to prepare,
2353 through the Department of Health's Office on Violence Prevention and Health Equity,
2354 comprehensive recommendations to the Department of Health, the Council, and the Mayor that
2355 examine and address health inequities across the District and differing opportunities for
2356 healthcare by demographic subpopulations and geographic areas, including in each election ward
2357 of the District.

2358 (b) The Commission shall have 9 voting members, who shall be appointed as follows:

2359 (1)(A) Six voting members shall be appointed by the Mayor with the advice and
2360 consent of the Council, in accordance with section 2(f) of the Confirmation Act of 1978,
2361 effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(f)).

2362 (B) The Mayor's initial 6 appointments shall include 3 members appointed
2363 to 3-year terms and 3 members appointed to 2-year terms. All subsequent appointments by the
2364 Mayor shall be for 3-year terms.

2365 (2)(A) Three voting members shall be appointed by the Council.

2366 (B) The Council's initial 3 appointments shall be for 1-year terms. All
2367 subsequent appointments by the Council shall be for 3-year terms.

2368 (3) Each voting member shall have expertise in at least one of the following areas:

2369 (A) Health equity, social determinants, and health disparities;

2370 (B) Social and human services and vulnerable populations;

2371 (C) Early learning and education;

2372 (D) Minority communities and population health outcomes and
2373 improvement;

2374 (E) Economic and community development; and

2375 (F) Ecology and the natural and built environment.

2376 (4) The Mayor shall appoint the Chairperson of the Commission from among its
2377 voting members.

2378 (c)(l) The Commission shall include the following nonvoting advisory members:

2379 (A) The Chairperson of the Committee on Health and Human Services,
2380 who shall serve as an ex-officio member;

2381 (B) Three community advisory members, one each from Wards 5, 7, and
2382 8, appointed by the Council;

2383 (C) One patient organization representative, appointed by the voting
2384 members of the Commission; and

2385 (D) The presidents or chief executive officers of 2 District hospitals and a
2386 representative from an insurance company who have access to health outcomes databases, or
2387 their designees.

2388 (2) For the purposes of this subsection, the term "patient organization
2389 representative" means an individual who works for a national or local healthcare or health
2390 promotion organization.

2391 (d) All vacancies on the Commission shall be filled in the same manner in which the
2392 initial appointment is made.

2393 (e) All members of the Commission shall be appointed within one year after the effective
2394 date of this subtitle.

2395 Sec. 5044. Commission duties and functions.

2396 (a) The Commission shall advise the Department of Health's Office of Violence
2397 Prevention and Health Equity on:

2398 (1) The development of a baseline assessment of health equity across the District,
2399 and differing opportunities for health by demographic subpopulations and geographic areas,
2400 including in each election ward of the District;

2401 (2) The application of innovative data collection and dissemination strategies to
2402 augment the use of evidence-based methods and tools and practices within a community-based
2403 participatory research framework; and

2404 (3) Strengthening collaborative partnerships with communities impacted by health
2405 inequities to identify and promote health equity strategies.

2406 (b) The Commission shall:

2407 (1) Gather information from public hearings, inquires, and studies to understand
2408 how the District government may work to eliminate health disparities;

2409 (2) Seek federal grants, if available; and

2410 (3) Submit a formal city action plan by March 1st of each year to the Department
2411 of Health, the Mayor, and the Council.

2412 (c) The formal city action plan required by subsection (b)(3) of this section shall be a
2413 public document and shall include, at a minimum:

2414 (1) A report of the Commission's findings regarding:

2415 (A) Health equity across the District and differing opportunities for
2416 healthcare by demographic subpopulations and geographic areas, including in each election ward
2417 of the District;

2418 (B) The identification of health indicators studied that highlight the

2419 election ward and populations or neighborhoods most affected, and possible steps that can be
2420 taken by the District government to remedy these issues, and expected outcomes that will result
2421 from taking the recommended steps; and

2422 (2) Draft legislation, regulations, amendments to statutes or regulations, or any
2423 other specific steps for implementing the recommendations described in paragraph (1) of this
2424 subsection.

2425 Sec. 5045. Commission procedure and powers.

2426 (a) The Commission shall meet at least once a quarter to share findings regarding the
2427 prevalence and severity of health disparities that exist in each election ward.

2428 (b) The Chairperson of the Commission, or his or her designee, who must be a member of
2429 the Commission, shall convene all Commission meetings.

2430 (c) A majority of the voting members appointed to the Commission at any given time
2431 shall constitute a quorum for the transaction of official business. Official actions of the
2432 Commission shall be taken by a majority vote of the voting members present at the meeting.

2433 (d) The Commission may use space and supplies owned or rented by the District
2434 government and use staff loaned from the Council or detailed by the Mayor for purposes
2435 consistent with this act as the Commission may determine.

2436 Sec. 5046. Section 2(f)(53) of the of the Confirmation Act of 1978, effective March 3,
2437 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(f)(53)), is amended to read as follows:

2438 “(53) The Commission on Health Equity.”.

2439 **SUBTITLE F. TEEN PREGNANCY PREVENTION FUND AMENDMENT**

2440 Sec. 5051. Short title.

2441 This subtitle may be cited as the “Teen Pregnancy Prevention Fund Amendment Act of
2442 2016”.

2443 Sec. 5052. The Teen Pregnancy Prevention Fund Establishment Act of 2014, effective
2444 February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.321 et seq.), is amended as
2445 follows:

2446 (a) Section 5142(2) (D.C. Official Code § 1-325.321(2)) is amended by striking the
2447 phrase “the DC Campaign for Teen Pregnancy, as authorized by section 5146” and inserting the
2448 phrase “, for Fiscal Year 2017, the Department of Health, as authorized by section 5146” in its
2449 place.

2450 (b) Section 5143 (D.C. Official Code § 1-325.322) is amended as follows:

2451 (1) Subsections (b), (c), and (d) are amended to read as follows:

2452 “(b) Grants from the Fund shall be awarded by the Department of Health to nonprofit
2453 organizations for the purpose of implementing the following types of programs consistent with
2454 an evidence-based, community-wide teen pregnancy prevention model:

2455 “(1) Health services for teens;

2456 “(2) Reproductive health education;

2457 “(3) Professional development and training;

2458 “(4) Research and policy development related to teen pregnancy; and

2459 “(5) Public education and awareness on teen pregnancy.

2460 “(c) Grants from the Fund shall be awarded, subject to the availability of funding, as
2461 follows:

2462 “(1) All grants shall be awarded on a competitive basis;

2463 “(2) The grant funds shall be used exclusively to serve District of Columbia

2464 residents; and

2465 “(3) All grants shall be subject to District transparency requirements, such as

2466 Freedom of Information Act requests.

2467 “(d) The Fund shall be administered pursuant to the requirements set forth in the Grant

2468 Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code

2469 § 1-328.11 et seq.).”.

2470 (2) Subsection (e) is repealed.

2471 (c) Section 5144 (D.C. Official Code § 1-325.323) is amended as follows:

2472 (1) Strike the word “subgrant” wherever it appears and insert the word “grant” in
2473 its place.

2474 (2) Strike the word “subgrantee” wherever it appears and insert the word
2475 “grantee” in its place.

2476 (d) Section 5145 (D.C. Official Code § 1-325.324) is amended as follows:

2477 (1) Strike the phrase “December 1, 2014” and insert the phrase “December 1,
2478 2017” in its place.

2479 (2) Strike the word “bimonthly” and insert the word “semiannual” in its place.

2480 (3) Strike the word “subgrantee” wherever it appears and insert the word
2481 “grantee” in its place.

2482 (4) Strike the word “subgrant” wherever it appears and insert the word “grant” in
2483 its place.

2484 (e) Section 5146 (D.C. Official Code § 1-325.325) is amended to read as follows:

2485 “Sec. 5146. Authorization for grant-managing entity.

2486 “For Fiscal Year 2017, the Department of Health is designated as the grant-managing
2487 entity.”.

2488 Section 5147 (D.C. Official Code § 1-325.326) is amended to read as follows:

2489 “Sec. 5147. Limitation on duplicative projects.

2490 “The grant-managing entity shall take steps to avoid awarding grants to a nonprofit that
2491 has been awarded or is being awarded funds from another District agency for the same or similar
2492 program purposes for which it is applying for funding from the Fund.”.

2493 **SUBTITLE G. MEDICAID HOSPITAL OUTPATIENT SUPPLEMENTAL**
2494 **PAYMENT**

2495 Sec. 5061. Short title.

2496 This subtitle may be cited as the "Medicaid Hospital Outpatient Supplemental Payment
2497 Act of 2016".

2498 Sec. 5062. Definitions.

2499 For the purposes of this subtitle, the term:

2500 (1) “Department” means the Department of Health Care Finance.

2501 (2) “Hospital” shall have the same meaning as provided in section 2(a)(1) of the
2502 Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of
2503 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but
2504 excludes any hospital operated by the federal government.

2505 (3) “Hospital system” means any group of hospitals licensed separately, but
2506 operated, owned, or maintained by a common entity.

2507 (4) “Medicaid” means the medical assistance programs authorized by Title XIX
2508 of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 et seq.), and

2509 by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance
2510 under title XIX of the Social Security Act for a medical assistance program, and for other
2511 purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and
2512 administered by the Department.

2513 (5) “Outpatient gross patient revenue” means the amount calculated in accordance
2514 with generally accepted accounting principles for hospitals that is reported as the sum of Lines
2515 18 and 19; Column 2; Worksheet G-2 of the Hospital and Hospital Health Care Complex Cost
2516 Report (Form CMS 2552-10), filed for the period ending between October 1, 2013, and
2517 September 30, 2014.

2518 Sec. 5063. Hospital Provider Fee Fund.

2519 (a) There is established as a special fund the Hospital Provider Fee Fund ("Fund"), which
2520 shall be administered by the Department in accordance with subsections (c) and (d) of this
2521 section.

2522 (b) Revenue from the following sources shall be deposited in the Fund:

2523 (1) Fees collected under this subtitle; and

2524 (2) Interest and penalties collected under this subtitle.

2525 (c) Money in the Fund may only be used for the following purposes:

2526 (1) Making Medicaid outpatient hospital access payments to hospitals as required
2527 under section 5076;

2528 (2) Payment of administrative expenses incurred by the Department or its agent in
2529 performing the activities authorized by this subtitle in an amount not to exceed \$150,000
2530 annually; and

2531 (3) Providing refunds to hospitals pursuant to section 5065.

2532 (d) Money in the Fund may not be used to replace money appropriated to the Medicaid
2533 program.

2534 (e)(1) The money deposited into the Fund, and interest earned, shall not revert to the
2535 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal
2536 year, or at any other time.

2537 (2) Subject to authorization in an approved budget and financial plan, any funds
2538 appropriated in the Fund shall be continually available without regard to fiscal year limitation.

2539 Sec. 5064. Hospital provider fee.

2540 (a) Beginning October 1, 2016, and subject to section 5065, the District may
2541 charge each hospital a fee based on its outpatient gross patient revenue. The fee shall be charged
2542 at a uniform rate necessary to generate the following:

2543 (1) An amount equal to the non-federal share of the total available
2544 spending room under the Medicaid upper payment limit for private hospitals applicable to
2545 District Fiscal Year (“DFY”) 2017 consistent with the federal approval of the authorizing
2546 Medicaid State Plan amendment; plus

2547 (2) An amount equal to the non-federal share of the total available
2548 spending room under the Medicaid upper payment limit for District operated hospitals applicable
2549 to DFY 2017 consistent with the federal approval of the authorizing Medicaid State Plan
2550 amendment; plus

2551 (3) An amount equal to the Department's administrative expenses as
2552 described in section 5063(c)(2).

2553 (b) A psychiatric hospital that is an agency or a unit of the District government is
2554 exempt from the fee imposed under subsection (a) of this section, unless the exemption is

2555 adjudged to be unconstitutional or otherwise invalid, in which case a psychiatric hospital that is
2556 an agency or a unit of the District government shall pay the fee imposed by subsection (a) of this
2557 section.

2558 Sec. 5065. Applicability of fees.

2559 (a) The fee imposed by section 5064 shall not be due and payable until such time that the
2560 federal Centers for Medicare and Medicaid Services approves the Medicaid State Plan
2561 amendment authorizing the Medicaid payments described in section 5066.

2562 (b) The fee imposed by section 5064 shall cease to be imposed, and any moneys
2563 remaining in the Fund shall be refunded to hospitals in proportion to the amounts paid by them,
2564 if:

2565 (1) The Department makes changes in its rules that reduce the hospital inpatient
2566 or outpatient Medicaid payment rates, including adjustment to payment rates that are in effect on
2567 October 1, 2015; or

2568 (2) The payments to hospitals required under section 5066 are modified in any
2569 way other than to secure federal approval of such payments as described in section 5066 or are
2570 not eligible for federal matching funds under section 1903(w) of the Social Security Act,
2571 approved July 30, 1965 (70 Stat. 349; 42 U.S.C. §1396b(w)) (“Social Security Act”).

2572 (c) The fee imposed by section 5064 shall not take effect or shall cease to be imposed if
2573 the fee is determined to be an impermissible tax under section 1903(w)(3)(B) of the Social
2574 Security Act by the Centers for Medicare and Medicaid Services.

2575 (d) Should the fee imposed by section 5064 not take effect or cease to be imposed,
2576 moneys in the Fund derived from the imposed fee shall be disbursed in accordance with section
2577 5076 to the extent federal matching is available. If federal matching is not available due to a

2578 determination by the Centers for Medicare and Medicaid Services that the fee is impermissible,
2579 any remaining moneys shall be refunded to hospitals in proportion to the amounts paid by them.

2580 Sec. 5066. Medicaid outpatient hospital access payments.

2581 (a)(1) For visits and services beginning October 1, 2016, quarterly Medicaid outpatient
2582 hospital access payments shall be made to each private hospital.

2583 (2) Each payment will be equal to the hospital's DFY 2014 outpatient Medicaid
2584 payments divided by the total in District private hospital DFY 2014 outpatient Medicaid
2585 payments multiplied by 1/4 of the total outpatient private hospital access payment pool.

2586 (3) The total outpatient private hospital access payment pool is equal to the total
2587 available spending room under the private hospital outpatient Medicaid upper payment limit for
2588 DFY 2017.

2589 (c)(1) For visits and services beginning October 1, 2016, outpatient hospital access
2590 payments shall be made to the United Medical Center.

2591 (2) Each payment will be equal to one quarter of the total outpatient public
2592 hospital access payment pool.

2593 (3) The total outpatient public hospital access payment pool is equal to the total
2594 available spending room under the District-operated hospital outpatient Medicaid upper payment
2595 limit for DFY 2017.

2596 (d) The quarterly Medicaid outpatient hospital access payments shall be made within 15
2597 business days after the end of each DFY quarter for the Medicaid visits and services rendered
2598 during that quarter.

2599 (e) No payments shall be made under this section until such time that the federal Centers
2600 for Medicare and Medicaid Services approves the Medicaid State Plan amendment authorizing
2601 the Medicaid payments described in this subtitle.

2602 (f) The Medicaid payment methodologies authorized under this subtitle shall not be
2603 altered in any way unless such alteration is necessary to gain federal approval from the Centers
2604 for Medicare and Medicaid Services.

2605 Sec. 5067. Quarterly notice and collection.

2606 (a) The fee imposed under section 5064, which shall be calculated, due, and payable on a
2607 quarterly basis, shall be due and payable by the 15th of the last month of each DFY quarter;
2608 provided, that the fee shall not be due and payable until:

2609 (1) The District issues written notice that the payment methodologies for
2610 payments to hospitals required under section 5066 have been approved by the federal Centers for
2611 Medicare and Medicaid Services; and

2612 (2) The District issues written notice to the hospital informing the hospital of its
2613 fee rate, outpatient gross patient revenue subject to the fee, and the fee amount owed on a
2614 quarterly basis, including, in the initial written notice from the District to the hospital, all fee
2615 amounts owed beginning with the period commencing on October 1, 2016, to ensure all
2616 applicable fee obligations have been identified.

2617 (b)(1) If a hospital fails to pay the full amount of the fee in accordance with this subtitle,
2618 the unpaid balance shall accrue interest at the rate of 1.5% per month or any fraction thereof,
2619 which shall be added to the unpaid balance.

2620 (2) The Chief Financial Officer may arrange a payment plan for the amount of the
2621 fee and interest in arrears.

2622 (c) The payment by the hospital of the fee created in this subtitle shall be reported as an
2623 allowable cost for purposes of Medicaid hospital reimbursement.

2624 Sec. 5068. Multi-hospital systems, closure, merger, and new hospitals.

2625 (a) If a hospital system conducts, operates, or maintains more than one hospital licensed
2626 by the Department of Health, the hospital system shall pay the fee for each hospital separately.

2627 (b)(1) Notwithstanding any other provision in this subtitle, if a hospital system or person
2628 ceases to conduct, operate, or maintain a hospital that is subject to a fee under section 5064, as
2629 evidenced by the transfer or surrender of the hospital license, the fee for the DFY in which the
2630 cessation occurs shall be adjusted by multiplying the fee computed under section 5064 by a
2631 fraction, the numerator of which is the number of days in the year during which the hospital
2632 system or person conducted, operated, or maintained the hospital, and the denominator of which
2633 is 365.

2634 (2) Immediately upon ceasing to conduct, operate, or maintain a hospital, the
2635 hospital system or person shall pay the fee for the year as so adjusted, to the extent not
2636 previously paid.

2637 (c) Notwithstanding any other provision in this subtitle, a hospital system or person who
2638 conducts, operates, or maintains a hospital, upon notice by the Department, shall pay the fee
2639 computed under section 5064 and subsection (a) of this section in installments on the due date
2640 stated in the notice and on the regular installment due dates for the DFY occurring after the due
2641 dates of the initial notice.

2642 Sec. 5069. Rules.

2643 The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,
2644 approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), may issue rules
2645 to implement the provisions of this subtitle.

2646 Sec. 5070. Sunset.

2647 This subtitle shall expire on September 30, 2017.

2648 **SUBTITLE H. MEDICAID HOSPITAL INPATIENT SUPPLEMENTAL**

2649 **PAYMENT**

2650 Sec. 5071. Short title.

2651 This subtitle may be cited as the "Medicaid Hospital Inpatient Rate Supplement Act of
2652 2016".

2653 Sec. 5072. Definitions.

2654 For the purposes of this subtitle, the term:

2655 (1) "Department" means the Department of Health Care Finance.

2656 (2) "Hospital" shall have the same meaning as provided in section 2(a)(1) of the
2657 Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of
2658 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but
2659 excludes any hospital operated by the federal government and any specialty hospital, as defined
2660 by the District of Columbia's Medicaid State Plan ("State Plan"), or a hospital that is reimbursed
2661 under a specialty hospital reimbursement methodology under the State Plan.

2662 (3) "Hospital system" means any group of hospitals licensed separately but
2663 operated, owned, or maintained by a common entity.

2664 (4) "Inpatient net patient revenue" means the amount calculated in accordance
2665 with generally accepted accounting principles for hospitals as derived from each hospital's filed

2666 Hospital and Hospital Health Care Complex Cost Report (Form CMS-2552-10), filed for the
2667 period ending between October 1, 2013, and September 30, 2014, using the references below:

2668 (A) The sum of: Worksheet G-2; Column 1; Lines 1, 2, 3, 4, 16 and 18

2669 (B) Minus: The ratio of the sum of Worksheet G-2; Column 1; Lines 5, 6,
2670 and 7 divided by Worksheet G-2; Column 1; Line 17 multiplied by Worksheet G-2; Column 1;
2671 Line 18

2672 (C) Divided by: Worksheet G-2; Column 3; Line 28

2673 (D) Multiplied by: Worksheet G-3; Column 1; Line 3

2674 (5) “Medicaid” means the medical assistance programs authorized by Title XIX

2675 of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 et seq.)

2676 (“Social Security Act”), and by section 1 of An Act To enable the District of Columbia to receive

2677 Federal financial assistance under title XIX of the Social Security Act for a medical assistance

2678 program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code

2679 § 1-307.02), and administered by the Department.

2680 Sec. 5073. Hospital Fund.

2681 (a) There is established as a special fund the Hospital Fund (“Fund”), which shall be

2682 administered by the Department in accordance with subsection (c) of this section.

2683 (b) Revenue from the following sources shall be deposited in the Fund:

2684 (1) Fees collected under this subtitle;

2685 (2) Interest and penalties collected under this subtitle; and

2686 (3) Other amounts collected under this subtitle.

2687 (c) Money in the Fund shall be used solely as set forth in section 5074 (a)(2) of this

2688 subtitle.

2689 (d)(1) The money deposited in the Fund, and interest earned, shall not revert to the
2690 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal
2691 year, or at any other time.

2692 (2) Subject to authorization in an approved budget and financial plan, any funds
2693 appropriated in the Fund shall be continually available without regard to fiscal year limitation;
2694 provided, that any remaining money in the Fund at the end of each fiscal year shall be refunded
2695 to hospitals in proportion to the amounts paid by them.

2696 Sec. 5074. Hospital provider fee.

2697 (a)(1) Beginning October 1, 2016, and except as provided in subsection (b) of this section
2698 and section 5087, the District, through the Office of Tax and Revenue, may charge each hospital
2699 a fee based on its inpatient net patient revenue.

2700 (2) The fee shall be charged at a uniform rate necessary to generate no more than
2701 \$10.4 million. Of this amount, \$1.4 million may be used to support the Medicaid Managed Care
2702 Organization rates for inpatient hospitalization. The remaining amount shall be used to support
2703 the maintenance of inpatient Medicaid Fee-for-Service rates at the District Fiscal Year (“DFY”)
2704 2015 level of 98% of cost to non-specialty hospitals.

2705 (3) The fee collected pursuant to this section shall be deposited in the Hospital
2706 Fund, established by section 5073.

2707 (b) A psychiatric hospital that is an agency or a unit of the District government is exempt
2708 from the fee imposed under subsection (a) of this section, unless the exemption is adjudged to be
2709 unconstitutional or otherwise invalid, in which case a psychiatric hospital that is an agency or a
2710 unit of the District government shall pay the fee imposed by subsection (a) of this section.

2711 (c) If necessary, by August 1, 2016, the Department shall submit a provider tax waiver
2712 application to the Center for Medicare and Medicaid Services to ensure the provisions of this
2713 subtitle qualify as a broad-based health care related tax, as that term is defined in section
2714 1903(w)(3)(B) of the Social Security Act.

2715 Sec. 5075. Quarterly notice and collection.

2716 (a) The fee imposed under section 5074 shall be due and payable by the 15th of the last
2717 month of each DFY quarter.

2718 (b) The fee imposed under section 5074 shall be calculated, due, and payable on a
2719 quarterly basis, but shall not be due and payable until the District issues written notice to each
2720 hospital informing the hospital of its fee rate, inpatient net patient revenue subject to the fee, and
2721 the fee amount owed on a quarterly basis, including, in the initial written notice from the District
2722 to the hospital, all fee amounts owed beginning with the period October 1, 2016, to ensure all
2723 applicable fee obligations have been identified.

2724 (c)(1) If a hospital fails to pay the full amount of its fee by the date required, the unpaid
2725 balance shall accrue interest at the rate of 1.5% per month or any fraction thereof, which shall be
2726 added to the unpaid balance.

2727 (2) The Chief Financial Officer may arrange a payment plan for the amount of the
2728 fee and interest in arrears.

2729 (d) The payment by the hospital of the fee created in this subtitle shall be reported as an
2730 allowable cost for purposes of Medicaid hospital reimbursement.

2731 Sec. 5076. Multi-hospital systems, closure, merger, and new hospitals.

2732 (a) If a hospital system conducts, operates, or maintains more than one hospital licensed
2733 by the Department of Health, the hospital system shall pay the fee for each hospital separately.

2734 (b)(1) Notwithstanding section 5074, if a hospital system or person that is subject to a fee
2735 under section 5074 ceases to conduct, operate, or maintain a hospital, as evidenced by the
2736 transfer or surrender of a hospital license, the fee for the DFY in which the cessation occurs shall
2737 be adjusted by multiplying the fee computed under section 5074 by a fraction, the numerator of
2738 which is the number of days in the year during which the hospital system or person conducts,
2739 operates, or maintains the hospital and the denominator of which is 365.

2740 (2) Immediately upon ceasing to conduct, operate, or maintain a hospital, the
2741 hospital system or person shall pay the fee for the year as so adjusted, to the extent not
2742 previously paid.

2743 (c) Notwithstanding any other provision of this subtitle, a hospital system or person who
2744 conducts, operates, or maintains a hospital, upon notice by the Department, shall pay the fee
2745 required under 5074 in accordance with subsection (a) of this section on the due date stated in
2746 the notice and on the regular installment due dates for the DFY occurring after the due date of
2747 the initial notice.

2748 Sec. 5077. Federal determinations; suspension and termination of assessment.

2749 (a) If the Centers for Medicare and Medicaid Services determines that an assessment
2750 imposed on a hospital pursuant to this subtitle does not satisfy the requirements for federal
2751 financial participation set forth in section 1903(w) of the Social Security Act that determination
2752 shall not affect the validity, amount, applicable rate, or any other terms of an assessment on other
2753 hospitals imposed by this subtitle.

2754 (b) If the Centers for Medicare and Medicaid Services determines that an exclusion for
2755 specialty hospitals under this subtitle would prevent an assessment imposed by this subtitle from

2756 qualifying as a broad-based health care related tax, as that term is defined in section
2757 1903(w)(3)(B) of the Social Security Act, the exclusion of specialty hospitals shall not be made.

2758 Sec. 5078. Rules.

2759 The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,
2760 approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), may issue rules
2761 to implement the provisions of this subtitle.

2762 Sec. 5079. Sunset.

2763 This subtitle shall expire on September 30, 2017.

2764 **SUBTITLE I. PROGRAM ON WORK, EMPLOYMENT, AND**
2765 **RESPONSIBILITY (POWER) AMENDMENT**

2766 Sec. 5081. Short title.

2767 This subtitle may be cited as the “Program on Work, Employment, and Responsibility
2768 Amendment Act of 2016”.

2769 Sec. 5082. The District of Columbia Public Assistance Act of 1982, effective April 6,
2770 1982 (D.C. Law 4-101; D.C. Official Code § 4-201.01 et seq.), is amended as follows:

2771 (a) Section 572(a) (D.C. Official Code § 4-205.72(a)) is amended by striking the phrase
2772 “and sections 573” and inserting the phrase “and sections 572a” in its place.

2773 (b) Section 572a(a)(1A) (D.C. Official Code § 4-205.72a(a)(1A)) is repealed.

2774 **SUBTITLE J. YOUTH SERVICES COORDINATION TASK FORCE**

2775 Sec. 5091. Short title.

2776 This subtitle may be cited as the “Expansion and Coordination of Youth Services Act of
2777 2016”.

2778 Sec. 5092. Youth Services Coordination Task Force.

2779 (a) There is established a Youth Services Coordination Task Force (“Task Force”) within
2780 the Office of the Deputy Mayor for Health and Human Services, for the purpose of studying the
2781 establishment of a single network of service providers for District youth that can provide family
2782 counseling, family support services, vocational training, subsidized work experiences, substance
2783 abuse counseling and recovery assistance, mentoring, tutoring, GED preparation, community
2784 service opportunities, and recreational activities to youth pursuant to Individualized Success
2785 Plans developed by each agency.

2786 (b) The Task Force shall consist of the following persons or their designees:

2787 (1) The Deputy Mayor for Health and Human Services;

2788 (2) The Director of the Child and Family Service Agency;

2789 (3) The Director of the Department of Behavioral Health;

2790 (4) The Director of the Department of Disability Services;

2791 (5) The Director of the Department of Health;

2792 (6) The Director of the Department of Human Services;

2793 (7) The Director of the Department of Youth Rehabilitation Services;

2794 (8) The Chairperson of the Council Committee with jurisdiction over the

2795 Department of Youth Rehabilitation Services;

2796 (9) The Chairperson of the Council Committee with jurisdiction over the

2797 Department of Health; and

2798 (10) Two representatives from District youth-serving nonprofits, as chosen by the

2799 Mayor.

2800 (c) The Task Force may, at the discretion of the Mayor, include the Directors of other

2801 youth-serving District agencies, or their designees.

2802 (d) The Task Force shall elect a chairperson by a majority vote of the members.

2803 (e) No later than March 17, 2017, the Task Force shall provide a report to the Mayor, the
2804 Council, and the public that includes:

2805 (1) Findings and recommendations on how best to establish a single network of
2806 service providers, with unified grant-making procedures and reporting requirements, for youth
2807 currently served by the Child and Family Services Agency, the Department of Behavioral
2808 Health, the Department of Health, the Department of Human Services, the Department of Youth
2809 Rehabilitation Services, and other District youth-serving agencies, as deemed appropriate by the
2810 Task Force; and

2811 (2) Findings and recommendations on the feasibility of providing the services
2812 described in subsection (a) of this section in centralized District-owned facilities in each Ward.

2813 Sec. 5093. Administration and appropriations.

2814 (a) The Office of the Deputy Mayor for Health and Human Services shall provide
2815 facilities and other administrative support for the Task Force.

2816 (b) There are authorized to be appropriated from the general revenues of the District
2817 funds necessary to carry out the purposes of this subtitle.

2818 Sec. 5094. Sunset.

2819 This subtitle shall expire on March 17, 2017.

2820 **SUBTITLE K. SUPPORTING NORMALCY, EMPOWERING FOSTER**
2821 **CHILDREN, AND ENCOURAGING PLACEMENT WITH SIBLINGS**

2822 Sec. 5101. Short title

2823 This subtitle may be cited as the “Supporting Normalcy, Empowering Foster Children,
2824 and Encouraging Placement with Siblings Amendment Act of 2016”.

2825 Sec. 5102. The Prevention of Child Abuse and Neglect Act of 1977, effective September
2826 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1301.01 *et seq.*), is amended as follows:

2827 (a) Section 102 (D.C. Official Code § 4-1301.02) is amended as follows:

2828 (1) Paragraph (3) is amended as follows:

2829 (A) Subparagraph (B) is amended by striking the phrase “under the plan;”
2830 and inserting the phrase “under the plan. With respect to a child who has attained 14 years of
2831 age, the plan, and any revision or addition to the plan, shall be developed in consultation with the
2832 child and, at the option of the child, with up to 2 members of the case planning team who are
2833 chosen by the child and who are not a foster parent of, or caseworker for, the child. The agency
2834 may reject an individual selected by a child to be a member of the case planning team at any time
2835 if the agency has good cause to believe that the individual would not act in the best interests of
2836 the child. One individual selected by a child to be a member of the child's case planning team
2837 may be designated to be the child's advisor and, as necessary, advocate, with respect to the
2838 application of the reasonable and prudent parent standard to the child.” in its place.

2839 (B) Subparagraph (D) is amended by striking the phrase “16 years of age”
2840 and inserting the phrase “14 years of age” in its place.

2841 (C) Subparagraph (F)(ii) is amended by striking the phrase "separation of
2842 siblings" and inserting the phrase "separation of siblings, including individuals who would have
2843 been considered siblings of the child but for the termination of parental rights or death of a
2844 parent," in its place.

2845 (2) A new paragraph (16A) is added to read as follows:

2846 “(16A) “Reasonable and prudent parent standard” means the standard
2847 characterized by careful and sensible parental decisions that maintain the health, safety, and best

2848 interests of a child while at the same time encouraging the emotional and developmental growth
2849 of the child, that should be used when determining whether to allow a child to participate in
2850 extracurricular, enrichment, cultural, and social activities.”.

2851 (b) Section 303 (D.C. Official Code § 4-1303.03) is amended as follows:

2852 (1) Subsection (a)(16)(A) is amended as follows:

2853 (A) Sub-subparagraph (ii) is amended by striking the phrase “District of
2854 Columbia; or” and inserting the phrase “District of Columbia;” in its place.

2855 (B) Sub-subparagraph (iii) is amended by striking the phrase “terminated.”
2856 and inserting the phrase “terminated; or” in its place.

2857 (C) A new sub-subparagraph (iv) is added to read as follows:

2858 “(iv) The ward reaches 14 years of age and on an annual basis
2859 thereafter.”.

2860 (2) Subsection (a-1)(5) is amended by striking the phrase "siblings," and inserting
2861 the phrase "siblings, including individuals who would have been considered siblings of the child
2862 but for the termination of parental rights or death of a parent," in its place.

2863 (c) A new section 303f is added to read as follows:

2864 “Sec. 303f. Reasonable and prudent parent standard.

2865 “(a) Foster parents and group homes for children who have been abused or neglected
2866 shall use the reasonable and prudent parent standard when determining whether to allow a ward
2867 to participate in extracurricular, enrichment, cultural, and social activities.

2868 “(b) The Agency, foster parents, and group homes shall not be held liable for any civil
2869 damages resulting from the application of, or the failure to apply, the reasonable and prudent
2870 parent standard, except in cases constituting gross negligence.”.

2871 Sec. 5103. Section 16-2323(d)(4) of the District of Columbia Official Code is amended

2872 as follows:

2873 (a) Subparagraph (B) is amended by striking the word “and”.

2874 (b) A new subparagraph (D) is added to read as follows:

2875 “(D) For a child placed in another planned permanent living arrangement, the
2876 steps taken by the agency to ensure that the reasonable and prudent parent standard, as defined in
2877 section 102(16A) of the Prevention of Child Abuse and Neglect Act of 1977, effective
2878 September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1301.02(16A)), has been followed
2879 and that the child has opportunities to engage in age-appropriate or developmentally appropriate
2880 activities; and”.

2881 **SUBTITLE L. NOT-FOR-PROFIT HOSPITAL CORPORATION CERTIFICATE**
2882 **OF NEED EXEMPTION AMENDMENT ACT OF 2016**

2883 Sec. 5111. Short title.

2884 This subtitle may be cited as the “Not-For-Profit Hospital Corporation Certificate of
2885 Need Exemption Amendment Act of 2016”.

2886 Sec. 5112. Section 8(b) of the Health Services Planning Program Re-establishment Act of
2887 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-407(b)), is amended by
2888 adding a new paragraph (14) to read as follows:

2889 “(14) Operation by the Not-For-Profit Hospital Corporation of an ambulatory care
2890 clinic in the Bellevue neighborhood of Ward 8. The exemption provided in this paragraph shall
2891 expire on September 30, 2017.”.

2892 **SUBTITLE M. DEPARTMENT OF HEALTH FUNCTIONS CLARIFICATION**

2893 Sec. 5121. Short title.

2894 This subtitle may be cited as the “Department of Health Functions Clarification Act of
2895 2016”.

2896 Sec. 5122. Section 4907a of the Department of Health Functions Clarification Act of
2897 2001, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 7-736.01), is amended
2898 by adding new subsections (i) and (j) to read as follows:

2899 “(i)(1) For Fiscal Year 2017, the Director of the Department of Health shall have the
2900 authority to issue grants to qualified community organizations for the purpose of providing the
2901 following services:

2902 “(A) Programs designed to improve food access:

2903 “(i) Through mobile, vehicle based farm stands that operate
2904 at regularly scheduled stops, provide recipes and cooking demonstrations, and distribute locally
2905 produced food to communities in underserved communities, not to exceed \$50,000; and

2906 “(ii) By delivering fresh produce to small retailers and
2907 corner store owners that operate in underserved communities, not to exceed \$250,000; and

2908 “(B) A Farmers Market Subsidy program aimed at establishing healthy
2909 dietary habits, providing incentives for farmers to locate in low-income communities, and
2910 reducing chronic illness in District residents by providing monetary assistance for the purchase
2911 of fresh fruits and vegetables to those receiving federal assistance not to exceed \$1,200,000; and

2912 “(C) Programs designed to support teen peer educators who work
2913 to provide sexual health information and condoms to youth, not to exceed \$150,000.

2914 “(D) Programs designed to promote healthy development in girls

2915 attending public and chartered schools in grades 8-12 located in areas of the city possessing the
2916 highest rates of teen pregnancy and highest enrollment in state-funded health programs in the
2917 District, not to exceed \$500,000.

2918 “(2) All grants issued pursuant to paragraph (1) of this subsection shall be
2919 administered pursuant to the requirements set forth in the Grant Administration Act of 2013,
2920 effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

2921 “(3) The Department of Health shall submit a quarterly report to the Secretary to
2922 the Council on all grants issued pursuant to the authority granted in paragraph (1) of this
2923 subsection.

2924 “(j)(1) For Fiscal Year 2017, the Director of the Department of Health shall issue grants
2925 totaling \$100,000 to nonprofit pediatric dental clinics to provide oral health literacy and
2926 awareness programming.

2927 “(2) All grants issued pursuant to paragraph (1) of this subsection shall be
2928 administered pursuant to the requirements set forth in the Grant Administration Act of 2013,
2929 effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

2930 “(3) The Department of Health shall submit a quarterly report to the
2931 Secretary Council on all grants issued pursuant to the authority granted in paragraph (1) of this
2932 subsection.”.

2933 **SUBTITLE N. DCHA REHABILITATION AND MAINTENANCE FUND**

2934 Sec. 5131. Short title.

2935 This subtitle may be cited as the “District of Columbia Housing Authority Rehabilitation
2936 and Maintenance Fund Amendment Act of 2016”.

2937 Sec. 5132. Section 3 of the District of Columbia Housing Authority Act of 1999,

2938 effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202), is amended as follows:

2939 (a) Subsection (c) is amended as follows:

2940 (1) Strike the phrase “Authority Fund” and insert the phrase “Authority Fund
2941 (“Authority Fund”)” in its place.

2942 (2) Strike the phrase “credited to the Fund” and insert the phrase “credited to the
2943 Authority Fund” in its place.

2944 (3) Strike the phrase “out of the Fund” and insert the phrase “out of the Authority
2945 Fund” in its place.

2946 (b) A new subsection (c-1) is added to read as follows:

2947 “(c-1) There is established as a special fund the DCHA Rehabilitation and Maintenance
2948 Fund (“R & M Fund”), which shall be administered by the Authority in accordance with this
2949 subsection.

2950 “(1) Deposits into the R & M Fund shall include \$15 million of one-time resource
2951 allocated in Fiscal Year 2016 from existing resources within the Authority, as well as annual
2952 appropriations, and any remaining local funds available to the Authority for the Local Rent
2953 Supplement Program at the conclusion of each fiscal year.

2954 “(2) The money in the R & M Fund shall be used for the maintenance, repair, and
2955 rehabilitation of public housing properties within the District.

2956 “(3) The R & M Fund shall not be used to fund:

2957 “(A) Any major rehabilitation or maintenance on any occupied unit set to
2958 be demolished or otherwise removed from the Authority inventory within 9 months, other than to
2959 protect the health or safety of tenants; or

2960 “(B) Any repair, maintenance, or rehabilitation of any vacant unit planned

2961 to be demolished or otherwise removed from the Authority inventory within 9 months.

2962 “(4)(A) The money deposited into the R & M Fund, and interest earned, shall not
2963 revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end
2964 of the fiscal year, or at any other time.

2965 “(B) Subject to authorization in an approved budget and financial plan,
2966 any funds appropriated in the R & M Fund shall be continually available without regard to fiscal
2967 year limitation.

2968 “(5) By January 1 and by July 1 of each year, the Authority shall submit a report
2969 to the Mayor and to each Councilmember that details:

2970 “(A) How the funds in the R & M Fund were used in the prior fiscal year;

2971 “(B) The Authority's planned use of money in the R & M Fund for the
2972 succeeding fiscal year, identifying the following:

2973 “(i) The address of the each public housing unit to be repaired,
2974 rehabilitated, or renovated;

2975 “(ii) The nature of the repairs undertaken, whether they were
2976 successful, and why;

2977 “(iii) The number of residents in each unit, including adults and
2978 children;

2979 “(iv) The estimated cost of the repair, rehabilitation, or renovation;
2980 and

2981 “(v) The share of the cost, if any, to be financed by the federal
2982 government.”.

2983 (c) Subsection (d) is amended as follows:

2984 (1) Strike the phrase “from the Fund” and insert the phrase “from the Authority
2985 Fund” in its place.

2986 (2) Strike the phrase “revert to the fund balance of the General Fund of the
2987 District of Columbia” and insert the phrase “be deposited in the R & M Fund” in its place.

2988 **SUBTITLE O. LRSP AMENDMENT**

2989 Sec. 5141. Short title.

2990 This subtitle may be cited as the "Local Rent Supplement Amendment Act of 2016".

2991 Sec. 5142. Section 26c of the District of Columbia Housing Authority Act of 1999,
2992 effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 6-228), is amended by adding a
2993 new subsection (f) to read as follows:

2994 “(f) Individuals that are categorized as returning citizens 62 years of age and over may be
2995 referred by the Mayor’s Office on Returning Citizens Affairs to the Authority for the Local Rent
2996 Supplement Program for eligibility determination.”.

2997 **SUBTITLE P. FLEXIBLE RENT SUBSIDY PILOT**

2998 Sec. 5151. Short title.

2999 This subtitle may be cited as the “Flexible Rent Subsidy Pilot Establishment Act of
3000 2016”.

3001 Sec. 5152. The Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C.
3002 Law 16-35; D.C. Official Code § 4-751.01 *et seq.*), is amended by adding a new section 31c to
3003 read as follows:

3004 “Sec. 31c. Flexible Rent Subsidy Pilot Program.

3005 “(a) The Department of Human Services shall establish a Flexible Rent Subsidy Pilot
3006 Program (“Program”) to subsidize the cost of monthly rent for families receiving, or eligible to
3007 receive, Continuum of Care services.

3008 “(b) The subsidy shall be provided to each participating family by electronic debt card
3009 solely for the purpose of paying the family’s monthly rent.

3010 “(c) The annual subsidy for a participating family shall not be equal to or exceed the cost
3011 of an annual Local Rent Supplement Program housing voucher.

3012 “(d) Within 120 days of October 1, 2016, the Mayor, pursuant to Title I of the District of
3013 Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C.
3014 Official Code § 2-501 et seq.), shall issues rules to implement the provisions of this subtitle,
3015 including rules establishing program eligibility, the dollar amount of the maximum annual
3016 subsidy, and rules of program administration.

3017 “(e) This section shall expire on September 30, 2021.”.

3018 **TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT**

3019 **SUBTITLE A. WILDLIFE PROTECTION ENFORCEMENT**

3020 Sec. 6001. Short title.

3021 This subtitle may be cited as the “Wildlife Protection Enforcement Amendment Act of
3022 2016”.

3023 Sec. 6002. The Wildlife Protection Act of 2010, effective March 8, 2011 (D.C. Law 18-
3024 289; D.C. Official Code § 8-2201 *et seq.*), is amended as follows:

3025 (a) Section 2 (D.C. Official Code § 8-2201) is amended by striking the phrase “District
3026 Department of the Environment” both times it appears and inserting the phrase “Department of
3027 Energy and Environment” in its place.

3028 (b) Section 10(b) (D.C. Official Code § 8-2209(b)) is amended by striking the phrase
3029 “inspections, pursuant to section 8” and inserting the phrase “services, including inspections,
3030 sample collection, document review, or other reasonable costs or fees incurred in implementing
3031 this act, or regulations promulgated pursuant to this act” in its place.

3032 (c) Section 12 (D.C. Official Code § 8-2211) is amended by adding a new subsection (c)
3033 to read as follows:

3034 “(c) The Mayor may impose civil infraction penalties, fines, and fees as alternative
3035 sanctions for any violation of this act or a regulation promulgated pursuant to this act, pursuant
3036 to the procedures of the Department of Consumer and Regulatory Affairs Civil Infractions Act of
3037 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.01 et seq.).”.

3038 **SUBTITLE B. AIR QUALITY RULEMAKING AMENDMENT**

3039 Sec. 6011. Short title.

3040 This subtitle may be cited as the “Air Quality Rulemaking Amendment Act of 2016”.

3041 Sec. 6012. The District of Columbia Air Pollution Control Act of 1984, effective March
3042 15, 1985 (D.C. Law 5–165; D.C. Official Code § 8-101.01 *et seq.*), is amended as follows:

3043 (a) Section 5(d)(5) (D.C. Official Code § 8-101.05(d)(5)) is amended by striking the
3044 phrase “District Department of the Environment’s” and inserting the phrase “Department of
3045 Energy and Environment’s” in its place.

3046 (b) Section 5a(d) (D.C. Official Code § 8-101.05a(d)) is amended by striking the phrase
3047 “implementing this section and section 5” and inserting the phrase “implementing this act or a
3048 regulation promulgated pursuant to this act” in its place.

3049 (c) Section 6 (D.C. Official Code § 8-101.06) is amended as follows:

3050 (1) Subsection (b) is repealed.

3051 (2) Subsection (c) is amended to read as follows:

3052 “(c) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
3053 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2–501 *et seq.*), may issue
3054 rules to implement the provisions of this act, including establishing fines, permit fees, and other
3055 fees necessary to support the implementation of this act.”.

3056 **SUBTITLE C. ENERGY INNOVATION AND SAVINGS AMENDMENT**

3057 Sec. 6021. Short title.

3058 This subtitle may be cited as the “Energy Innovation and Savings Amendment Act of
3059 2016”.

3060 Sec. 6022. The Energy Innovation and Savings Amendment Act of 2012, effective March
3061 19, 2013 (D.C. Law 19-252; D.C. Official Code § 8-1772.01 *et seq.*), is amended as follows:

3062 (a) Section 201 (D.C. Official Code § 8-1772.01) is amended as follows:

3063 (1) Paragraph (2) is repealed.

3064 (2) Paragraph (3) is amended by striking the phrase “; provided, that the term
3065 “commercial property” shall not include a small store, hotel, or restaurant.” and inserting a
3066 period in its place.

3067 (3) A new paragraph (3A) is added to read as follows:

3068 “(3A) “DOEE” means the Department of Energy and Environment.”.

3069 (4) Paragraph (5) is repealed.

3070 (b) Section 202 (D.C. Official Code § 8-1772.02) is amended to read as follows:

3071 “Sec. 202. Commercial property energy conservation.

3072 “(a) A commercial property shall keep exterior doors and windows closed when an air
3073 conditioner that cools the adjacent area is in operation, except:

3074 “(1) As needed to permit the ingress and egress of people or the delivery or
3075 shipping of goods;

3076 “(2) As needed to permit vehicular access to or for a loading dock; and

3077 “(3) When an emergency situation exists that requires an exterior door or window
3078 to be kept open.

3079 “(b) This section shall not apply to exterior doors or windows of hotels and restaurants
3080 that adjoin an indoor or outdoor seating area where food or beverages are served during times
3081 when the indoor or outdoor seating area is open for use by customers.

3082 “(c) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
3083 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
3084 rules to implement the provisions of Title II of this act.”.

3085 (c) Section 203(f) (D.C. Official Code § 8-1772.03(f)) is amended by striking the phrase
3086 “the Director of the District Department of the Environment” and inserting the acronym “DOEE”
3087 in its place.

3088 Sec. 6023. Section 305(b) of the Energy Efficiency Financing Act of 2010, effective May
3089 27, 2010 (D.C. Law 18-183; D.C. Official Code § 8-1778.45(b)), is amended by striking the
3090 phrase “until 5 years after the effective date of the initial contract to retain an administrator.” and
3091 inserting a period in its place.

3092 **SUBTITLE D. PRODUCT STEWARDSHIP PROGRAM AMENDMENT**

3093 Sec. 6031. Short title.

3094 This subtitle may be cited as the “Product Stewardship Program Amendment Act of
3095 2016”.

3096 Sec. 6032. The Sustainable Solid Waste Management Amendment Act of 2014, effective
3097 February 26, 2015 (D.C. Law 20-154; D.C. Official Code § 8-1031.01 *et seq.*), is amended as
3098 follows:

3099 (a) Section 101 (D.C. Official Code § 8-1031.01) is amended as follows:

3100 (1) Paragraph (3) is amended by striking the period and inserting the phrase “and
3101 identified on the list of compostable materials described in section 103(b).” in its place.

3102 (2) Paragraph (6) is amended to read as follows:

3103 “(6) “DOEE” means the Department of Energy and Environment.”.

3104 (3) Paragraph (13) is amended by striking the period and inserting the phrase “and
3105 identified on the list of recyclable materials described in section 103(b).” in its place.

3106 (b) Section 108 (D.C. Official Code § 8-1031.08) is amended by striking the acronym
3107 “DDOE” both times it appears and inserting the acronym “DOEE” in its place.

3108 (c) Section 115(8) (D.C. Official Code § 8-1041.01(8)) is amended by striking the word
3109 “year” both times it appears and inserting the phrase “calendar year” in its place .

3110 (d) Section 117 (D.C. Official Code § 8-1041.03) is amended as follows:

3111 (1) Strike the phrase “previous year” wherever it appears and insert the phrase
3112 “previous calendar year” in its place.

3113 (2) Strike the phrase “program year” both times it appears and insert the phrase
3114 “calendar year” in its place.

3115 (3) Subsection (a) is amended by striking the date “January 1, 2016” and inserting
3116 the date “June 1, 2017” in its place.

3117 (4) Subsection (b) is amended as follows:

3118 (A) Strike the date “January 1, 2016” and insert the date “December 31,
3119 2016” in its place.

3120 (B) Paragraph (9)(C) is amended by striking the phrase “, including how
3121 the organization will take into account the economic value of different types of covered
3122 electronic equipment;” and inserting the phrase “; and” in its place.

3123 (e) Section 118 (D.C. Official Code § 8-1041.04) is amended as follows:

3124 (1) Subsection (a) is amended by striking the phrase “previous year” wherever it
3125 appears and inserting the phrase “previous calendar year” in its place.

3126 (2) Subsection (b) is amended by striking the phrase “program year” and inserting
3127 the phrase “calendar year” in its place.

3128 (f) Section 119 (D.C. Official Code § 8-1041.05) is amended as follows:

3129 (1) Subsection (a) is amended by striking the date “January 1, 2016” and inserting
3130 the date “January 1, 2017” in its place.

3131 (2) Subsection (b)(1) is amended as follows:

3132 (A) Subparagraph (A) is repealed.

3133 (B) Subparagraph (D) is amended by striking the phrase “calendar years”
3134 and inserting the phrase “reporting years” in its place.

3135 (C) Subparagraph (E) is amended by striking the phrase “previous year”
3136 and inserting the phrase “previous reporting year” in its place.

3137 (3) Subsection (e) is amended by striking the date “January 1, 2017” and inserting
3138 the date “January 1, 2018” in its place.

3139 (g) Section 124 (D.C. Official Code § 8-1041.10) is amended as follows:

3140 (1) Subsection (a) is amended as follows:

3141 (A) Strike the date “March 1, 2017” and insert the date “June 1, 2018” in
3142 its place.

3143 (B) Strike the date “April 1” and insert the date “June 1” in its place.

3144 (2) Subsection (b) is amended by striking the date “March 1, 2019” and inserting
3145 the date “June 1, 2019” in its place.

3146 (h) Section 126 (D.C. Official Code § 8-1041.12) is amended as follows:

3147 (1) Subsection (a)(1) is repealed.

3148 (2) Subsection (b) is amended to read as follows:

3149 “(b) The Mayor may impose civil fines and penalties as sanctions for violations of the
3150 provisions of this subtitle or any rules issued under the authority of this subtitle, pursuant to the
3151 Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October
3152 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.01 *et seq.*).”.

3153 (3) A new subsection (c) is added to read as follows:

3154 “(c) In addition to the enforcement authority provided in subsection (b) of this section,
3155 the Mayor may seek injunctive relief or other appropriate remedy in any court of competent
3156 jurisdiction to enforce compliance with the provisions of this subtitle.”.

3157 Sec. 6033. Section 3(c) of the Anacostia River Clean Up and Protection Act of 2009,
3158 effective September 23, 2009 (D.C. Law 18-55; D.C. Official Code § 8-102.02(c)), is amended
3159 as follows:

3160 (a) Paragraph (1) is amended by striking the semicolon and inserting the phrase “; and” in
3161 its place.

3162 (b) Paragraph (2) is amended by striking the phrase “; and” and inserting a period in its
3163 place.

3164 (c) Paragraph (3) is repealed.

3165 Sec. 6034. Section 401 of the Sustainable DC Omnibus Amendment Act of 2014,
3166 effective December 17, 2014 (D.C. Law 20-142; D.C. Official Code § 8-1531), is amended as
3167 follows:

3168 (a) The existing paragraph (1) is redesignated as paragraph (1A).

3169 (b) A new paragraph (1) is added to read as follows:

3170 “(1) “Compostable” means made solely of materials that break down into, or
3171 otherwise become part of, usable compost in a safe and timely manner in an appropriate
3172 program; provided, that once the Mayor has published the list of compostable materials
3173 described in section 103(b) of the Sustainable Solid Waste Management Amendment Act of
3174 2014, effective February 26, 2015 (D.C. Law 20-154; D.C. Official Code § 8-1031.03(b)), the
3175 materials shall also be identified on that list;”.

3176 (c) A new paragraph (5) is added to read as follows:

3177 “(5) “Recyclable” means made solely of materials that can be recycled using the
3178 District’s recycling collection program and identified on the list of recyclable materials
3179 authorized in section 103(b) of the Sustainable Solid Waste Management Amendment Act of
3180 2014, effective February 26, 2015 (D.C. Law 20-154; D.C. Official Code § 8-1031.03(b)).”.

3181 Sec. 6035. Section 2 of the District of Columbia Comprehensive Plan for a Multi-
3182 Material Recycling System Act of 1987, effective July 25, 1987 (D.C. Law 7-19; D.C. Official
3183 Code § 8-1101), is repealed.

3184 **SUBTITLE E. CLEAN AND AFFORDABLE ENERGY AMENDMENT**

3185 Sec. 6041. Short title.

3186 This subtitle may be cited as the “Clean and Affordable Energy Amendment Act of
3187 2016”.

3188 Sec. 6042. The Clean and Affordable Energy Act of 2008, effective October 22, 2008
3189 (D.C. Law 17-250; D.C. Official Code § 8-1773.01 *et seq.*), is amended as follows:

3190 (a) Section 101 (D.C. Official Code § 8-1773.01) is amended as follows:

3191 (1) Paragraph (2) is amended to read as follows:

3192 “(2) “DOEE” means the Department of Energy and Environment.”.

3193 (2) Strike the phrase “the District Department of the Environment” wherever it
3194 appears and insert the acronym “DOEE” in its place.

3195 (3) Paragraph (20) is amended by striking the acronym “DDOE” and inserting the
3196 acronym “DOEE” in its place.

3197 (b) Section 201 (D.C. Official Code § 8-1774.01) is amended as follows:

3198 (1) Strike the acronym “DDOE” wherever it appears and insert the acronym
3199 “DOEE” in its place.

3200 (2) Strike the phrase “the District Department of the Environment” and insert the
3201 acronym “DOEE” in its place. (c) Section 202 (D.C. Official Code § 8-1774.02) is amended by
3202 striking the acronym “DDOE” both times it appears and inserting the acronym “DOEE” in its
3203 place.

3204 (d) Section 203 (D.C. Official Code § 8-1774.03) is amended as follows:

3205 (1) Strike the acronym “DDOE” both times it appears and insert the acronym
3206 “DOEE” in its place.

3207 (2) Strike the phrase “the Energy Office” both times it appears and insert the
3208 acronym “DOEE” in its place.

3209 (e) Section 204 (D.C. Official Code § 8-1774.04) is amended as follows:

3210 (1) Strike the phrase “the Energy Office” and insert the acronym “DOEE” in its
3211 place.

3212 (2) Strike the acronym “DDOE” wherever it appears and insert the acronym
3213 “DOEE” in its place.

3214 (3) Subsection (g) is amended to read as follows:

3215 “(g) The Board shall annually prepare and present a report on the progress of the SEU to
3216 the Council within 90 days after the conclusion of the independent review of the performance
3217 and expenditures of the SEU under section 205(k). The Department shall make the report
3218 available to the public on its website within 10 days of its submission to the Council.”.

3219 (f) Section 205 (D.C. Official Code § 8-1774.05) is amended as follows:

3220 (1) Strike the phrase “District Department of the Environment” and insert the
3221 acronym “DOEE” in its place.

3222 (2) Strike the acronym “DDOE” wherever it appears and insert the acronym
3223 “DOEE” in its place.

3224 (g) Section 206 (D.C. Official Code § 8-1774.06) is amended by striking the acronym
3225 “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3226 (h) Section 207 (D.C. Official Code § 8-1774.07) is amended by striking the acronym
3227 “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3228 (i) Section 209 (D.C. Official Code § 8-1774.09) is amended by striking the acronym
3229 “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3230 (j) Section 210 (D.C. Official Code § 8-1774.10) is amended as follows:

3231 (1) Strike the acronym “DDOE” wherever it appears and insert the acronym
3232 “DOEE” in its place.

3233 (2) Subsection (c)(10) is amended by striking the phrase “in Fiscal Year 2016”
3234 and inserting the phrase “in Fiscal Year 2016 and \$1.2 million in Fiscal Year 2017” in its place.

3235 (k) Section 211(e) (D.C. Official Code § 8-1774.11(e)) is amended by striking the
3236 acronym “DDOE” both times it appears and inserting the acronym “DOEE” in its place.

3237 Sec. 6043. The Renewable Energy Portfolio Standard Act of 2004, effective April 12,
3238 2005 (D.C. Law 15-340; D.C. Official Code § 34-1431 *et seq.*), is amended as follows:

3239 (a) Section 3(5) (D.C. Official Code § 34-1431(5)) is amended to read as follows:

3240 “(5) “DOEE” means the Department of Energy and Environment.”.

3241 (b) Section 6 (D.C. Official Code § 34-1434) is amended as follows:

3242 (1) Subsection (d) is amended by striking the acronym “DDOE” and inserting the
3243 acronym “DOEE” in its place.

3244 (2) Subsection (f) is amended by striking the phrase “District Department of the
3245 Environment” and inserting the acronym “DOEE” in its place.

3246 (c) Section 8 (D.C. Official Code § 34-1436) is amended as follows:

3247 (1) Strike the phrase “Energy Office” wherever it appears and insert the acronym
3248 “DOEE” in its place.

3249 (2) Strike the acronym “DDOE” and insert the acronym “DOEE” in its place.

3250 (d) Section 9 (D.C. Official Code § 34-1437) is amended by striking the phrase “Energy
3251 Office” both times it appears and inserting the acronym “DOEE” in its place.

3252 Sec. 6044. The Green Building Act of 2006, effective March 8, 2007 (D.C. Law 16-234;
3253 D.C. Official Code § 6-1451.01 *et seq.*), is amended as follows:

3254 (a) Section 2(9A) (D.C. Official Code § 6-1451.01(9A)) is amended to read as follows:

3255 “(9A) “DOEE” means the Department of Energy and Environment.”.

3256 (b) Section 3 (D.C. Official Code § 6-1451.02) is amended by striking the acronym

3257 “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3258 (c) Section 4(c)(2) (D.C. Official Code § 6-1451.03(c)(2)) is amended by striking the

3259 acronym “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3260 (d) Section 10 (D.C. Official Code § 6-1451.09) is amended by striking the acronym

3261 “DDOE” wherever it appears and inserting the acronym “DOEE” in its place.

3262 (e) Section 12(c) (D.C. Official Code § 6-1451.11(c)) is amended by striking the acronym

3263 “DDOE” both times it appears and inserting the acronym “DOEE” in its place.

3264 **SUBTITLE F. STREETCAR AUTHORIZATION AMENDMENT**

3265 Sec. 6051. Short title.

3266 This subtitle may be cited as the “Streetcar Authorization Amendment Act of 2016”.

3267 Sec. 6052. Section 5 of the District Department of Transportation DC Streetcar

3268 Amendment Act of 2012, effective April 20, 2013 (D.C. Law 19-268; D.C. Official Code § 50-

3269 921.71, note), is repealed.

3270 **SUBTITLE G. PUBLICATION OF SAFETY ENHANCEMENT**

3271 **RECOMMENDATIONS**

3272 Sec. 6061. Short title.

3273 This subtitle may be cited as the “Publication of Safety Enhancement Recommendations

3274 Amendment Act of 2016”.

3275 Sec. 6062. Section 6103 of the Fiscal Year 2014 Budget Support Act of 2013, effective
3276 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 50-921.01, note), is amended as
3277 follows:

3278 (a) The lead-in language is amended by striking the phrase “On or before February 1,
3279 2014” and inserting the phrase “On or before January 1, 2017, and annually thereafter” in its
3280 place.

3281 (b) Paragraph (1) is amended by striking the phrase “; and” and inserting a semicolon in
3282 its place.

3283 (c) Paragraph (2) is amended by striking the period and inserting the phrase “; and” in its
3284 place.

3285 (d) A new paragraph (3) is added to read as follows:

3286 “(3) A list of infrastructure and enforcement recommendations to enhance safety
3287 at each of the 10 most dangerous intersections identified under paragraph (2) of this section, and
3288 a timeline for the implementation of each recommendation.”.

3289 **SUBTITLE H. BID PARKING ABATEMENT FUND AMENDMENT**

3290 Sec. 6071. Short title.

3291 This subtitle may be cited as the “BID Parking Abatement Fund Amendment Act of
3292 2016”.

3293 Sec. 6072. Section 6082(b) of the Fiscal Year 2016 Budget Support Act of 2015,
3294 effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 1-325.341(b)), is amended to
3295 read as follows:

3296 “(b) The Fund shall be funded by an annual appropriation in the amount of \$120,000
3297 from the District’s annually approved budget and financial plan.”.

3298 **SUBTITLE I. COMMUNITY RENEWABLE ENERGY CREDIT RATE**

3299 **CLARIFICATION AMENDMENT**

3300 Sec. 6081. Short title.

3301 This subtitle may be cited as the “Community Renewable Energy Credit Rate
3302 Clarification Amendment Act of 2016”.

3303 Sec. 6082. Section 101(12A) of the Retail Electric Competition and Consumer Protection
3304 Act of 1999, effective May 9, 2000 (D.C. Law 13-107; D.C. Official Code § 34-1501(12A)), is
3305 amended by striking the phrase “the standard offer service rate for the” and inserting the phrase
3306 “the full retail distribution rate, which includes generation, transmission, and distribution
3307 charges, for the” in its place.

3308 **SUBTITLE J. COMPETITIVE GRANTS**

3309 Sec. 6091. Short title.

3310 This subtitle may be cited as the “Competitive Grants Act of 2016”.

3311 Sec. 6092. In Fiscal Year 2017, the Department of Energy and Environment shall award a
3312 grant, on a competitive basis, in an amount not to exceed \$250,000, for a study to evaluate the
3313 feasibility, costs, and benefits of establishing a municipally–owned, public electric utility in the
3314 District.

3315 Sec. 6093. In Fiscal Year 2017, the Department of Energy and Environment shall award a
3316 grant, on a competitive basis, in an amount not to exceed \$300,000, to conduct a study on aircraft
3317 noise for arriving and departing flights from Ronald Reagan Washington National Airport,
3318 including evaluation of the current noise environment, analysis of current noise impact modeling
3319 assumptions and inputs, review of current noise abatement programs, and recommendations to
3320 reduce noise or mitigate its impact.

3321 Sec. 6094. In Fiscal Year 2017, the Department of Small and Local Business
3322 Development shall award a grant, on a competitive basis, in an amount not to exceed \$135,000,
3323 to provide clean team services to the following area: Wisconsin Avenue, N.W., from Davis
3324 Street, N.W., to R Street, N.W.

3325 Sec. 6095. In Fiscal Year 2017, the Department of Energy and Environment shall award a
3326 grant, on a competitive basis, in an amount not to exceed \$200,000, to one or more nonprofit
3327 organizations to employ youth in improving and cleaning the Anacostia River and surrounding
3328 area.

3329 **SUBTITLE K. COMPOST DROP-OFF PROGRAM**

3330 Sec. 6101. Short title.

3331 This subtitle may be cited as the “Compost Drop-Off Program Act of 2016”.

3332 Sec. 6102. Compost drop-off program.

3333 (a) The Department of Public Works (“Department”) shall establish a program that
3334 allows residents to drop off food waste weekly for compost.

3335 (b) The Department shall establish one drop-off site in each Ward to operate year-round.

3336 (c) The Department shall provide the public with instructional materials that describe:

3337 (1) How to collect food waste for compost; and

3338 (2) What food waste is appropriate for compost.

3339 (d) If the Department requires residents to purchase any materials or equipment to
3340 participate in the program, the Department shall sell the materials or equipment at cost; provided,
3341 that the Department shall provide any required materials or equipment for free to any resident
3342 who participates in a federal assistance program.

3343 **SUBTITLE L. ENVIRONMENTAL LITERACY PROGRAM AMENDMENT**

3344 Sec. 6111. Short title.

3345 This subtitle may be cited as the “Environmental Literacy Program Amendment Act of
3346 2016”.

3347 Sec. 6112. Section 502(d) of the Healthy Schools Act of 2010, effective July 27, 2010
3348 (D.C. Law 18-209; D.C. Official Code § 38-825.02(d)), is amended to read as follows:

3349 “(d)(1) The Office of the State Superintendent of Education (“OSSE”) shall establish an
3350 Environmental Literacy Leadership Cadre (“Cadre”), which shall be comprised of teachers,
3351 selected by OSSE, at public schools and public charter schools. Each teacher in the Cadre shall:

3352 “(A) Create, if applicable, and help maintain the school garden;

3353 “(B) Implement composting and recycling programs at their school;

3354 “(C) Implement the Environmental Literacy Plan, or other OSSE-
3355 approved guidance, at their school; and

3356 “(D) Assist other teachers at their school with incorporating science
3357 standards.

3358 “(2) OSSE shall provide each teacher selected to participate in the Cadre with an
3359 appropriate and fair stipend, in addition to the teacher’s salary.

3360 “(3) OSSE shall provide grants to nonprofit and community-based organizations
3361 to support the schools represented in the Cadre by providing or coordinating programs and
3362 activities related to school-based environmental literacy programs.

3363 “(4) OSSE may create or implement other initiatives or projects that support the
3364 Cadre.

3365 “(5) For the purposes of this subsection, the term “Environmental Literacy Plan”
3366 means the guide instilling environmental literacy in students, published June 2012 by the Mayor
3367 pursuant to this section.”.

3368 **SUBTITLE M. SELF-SERVICE EXHAUST EMISSIONS TESTING PILOT**
3369 **PROGRAM**

3370 Sec. 6141. Short title.

3371 This subtitle may be cited as the “Self-Service Exhaust Emissions Testing Pilot Program
3372 Amendment Act of 2016”.

3373 Sec. 6142. An Act To provide for the annual inspection of all motor vehicles in the
3374 District of Columbia, approved February 18, 1938 (52 Stat. 78; D.C. Official Code § 50-1101 et
3375 seq.), is amended by adding a new section 10 to read as follows:

3376 “Sec. 10. Self-service exhaust emissions testing pilot program.

3377 “(a) Within 120 days of the effective date of the Self-Service Exhaust Emissions Testing
3378 Pilot Program Amendment Act of 2016, as approved by the Committee of the Whole on May 17,
3379 2016 (Committee print of Bill 21-669), the Department of Motor Vehicles (“Department”) shall
3380 establish a pilot program to provide for the use of one or more self-service kiosks to test motor
3381 vehicles for exhaust emissions.

3382 “(b) At a minimum, each kiosk shall allow:

3383 “(1) An individual to test a motor vehicle to determine whether the vehicle
3384 complies with the exhaust emissions standards established under this act and regulations issued
3385 pursuant to this act; and

3386 “(2) For testing 24 hours per day, 7 days per week, on a first-come, first-served
3387 basis; provided, that the Department may periodically close a kiosk for necessary maintenance.

3388 “(c) The Department shall establish the specifications for the kiosks, the types of motor
3389 vehicles that are eligible for self-service exhaust emissions testing, the location of the kiosks, and
3390 the cost per test; provided, that the cost per test shall not exceed the cost per test of an exhaust
3391 emissions test conducted at a non-self-service inspection station.

3392 “(d) The Department may enter into contracts with one or more vendors for the
3393 equipment, operation, and maintenance necessary to conduct the pilot program.

3394 “(e) On or before March 30, 2018, the Department shall submit a written report to the
3395 Council that evaluates the pilot program’s operations, including the number of vehicles
3396 inspected, a description of issues that arose during the reporting period, and a study of the impact
3397 of the pilot program on the number of vehicles inspected and wait times at non-self-service
3398 inspection stations.”.

3399 Sec. 6143. Sunset.

3400 This subtitle shall expire on September 30, 2018.

3401 **SUBTITLE N. WAIVER OF PUBLIC SPACE PERMIT FEES FOR CIVIC**
3402 **ASSOCIATIONS**

3403 Sec. 6161. Short title.

3404 This subtitle may be cited as the “Civic Associations Public Space Permit Fee Waiver
3405 Amendment Act of 2016”.

3406 Sec. 6162. Section 603a of the Fiscal Year 1997 Budget Support Act of 1996, effective
3407 December 2, 2011 (D.C. Law 19-48; D.C. Official Code § 10-1141.03a), is amended as follows:

3408 (a) Designate the existing text as subsection (a).

3409 (b) The newly designated subsection (a)(1) is amended by striking the phrase “Is
3410 conducted by a” and inserting the phrase “Is conducted by a civic association or a” in its place.

3411 (c) A new subsection (b) is added to read as follows:

3412 “(b) For the purposes of this section, the term “civic association” means an organization
3413 that is:

3414 “(1) Comprised of residents of the community within which the public space,
3415 public right of way, or public structure is located;

3416 “(2) Operated primarily for the improvement of the community within which the
3417 public space, public right of way, or public structure is located; and

3418 “(3) Exempt from taxation under section 501(c)(3) or (4) of the Internal Revenue
3419 Code of 1954, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3) or (4)).”.

3420 Sec. 6163. Section 24-225.12 of the District of Columbia Municipal Regulations is
3421 amended as follows:

3422 (a) Designate the existing text as paragraph (a).

3423 (b) The newly designated paragraph (a)(1) is amended by striking the phrase “Is
3424 conducted by a” and inserting the phrase “Is conducted by a civic association or a” in its place.

3425 (c) A new paragraph (b) is added to read as follows:

3426 “(b) For the purposes of this subsection, the term “civic association” means any
3427 organization that is:

3428 “(1) Made up of residents of the community within which the public space, public
3429 right-of-way, or public structure is located;

3430 “(2) Operated primarily for the improvement or benefit of the community within
3431 which the public space, public right-of-way, or public structure is located; and

3432 “(3) Exempt from taxation under section 501(c)(3) or (4) of the Internal Revenue
3433 Code of 1954, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3) or (4)).”.

3434 **SUBTITLE O. KINGMAN ISLAND AND HERITAGE ISLAND STUDY.**

3435 Sec. 6171. This subtitle may be cited as the “Kingman Island and Heritage Island
3436 Planning and Feasibility Study Act of 2016”.

3437 Sec. 6172. (a) By May 1, 2017, the Director of the Department of the Environment
3438 (“Director”) shall submit to the Council a proposal for the use of Kingman Island and Heritage
3439 Island for recreational, environmental, and educational purposes and a report supporting the
3440 proposal.

3441 (b) The report shall assesses the feasibility and cost of developing, maintaining, and
3442 managing a state-of-the-art nature center and other possible structures consistent with the
3443 National Children’s Island Act of 1995, approved July 19, 1996 (110 Stat. 1416; D.C. Official
3444 Code § 10-1401 et seq.), the Anacostia Waterfront Framework Plan, and the District’s
3445 Comprehensive Plan on Kingman Island and Heritage Island. It shall include:

3446 (1) A feasibility review of existing architectural drawings for a nature center;

3447 (2) Cost estimates for building any proposed infrastructure or amenities
3448 necessary to conduct recreational, environmental, and educational events on Kingman Island and
3449 Heritage Island;

3450 (3) Maintenance costs for the nature center, other structures such as a covered
3451 pavilion for performances and events, and any infrastructure;

3452 (4) Potential partnerships for recreational, environmental, and educational
3453 activities on Kingman Island and Heritage Island; and

3454 (5) Management options for the nature center and related infrastructure.

3455 (c) In developing the proposal and report, the Director shall work with:

3456 (1) The Deputy Mayor for Planning and Economic Development;

- 3457 (2) The Department of Parks and Recreation;
- 3458 (3) The Department of Transportation;
- 3459 (4) Nonprofit organizations focused on the restoration of the Anacostia River;
- 3460 (5) Nonprofit organizations that provide environmental and educational programs
- 3461 and activities;
- 3462 (6) Residents in nearby neighborhoods; and
- 3463 (7) Other possible public and private partners for recreational, environmental, and
- 3464 educational activities on Kingman Island and Heritage Island.

3465 **TITLE VII. FINANCE AND REVENUE**

3466 **SUBTITLE A. SUBJECT TO APPROPRIATIONS AMENDMENTS**

3467 Sec. 7001. Short title.

3468 This subtitle may be cited as the “Subject to Appropriations Amendment Act of 2016”.

3469 Sec. 7002. Section 4 of the Access to Emergency Epinephrine in Schools Amendment

3470 Act of 2015, effective March 9, 2016 (D.C. Law 21-77; 63 DCR 759), is repealed.

3471 Sec. 7003. Section 3 of the Injured Worker Fair Pay Amendment Act of 2015, effective

3472 December 15, 2015 (D.C. Law 21-39; 62 DCR 13744), is repealed.

3473 Sec. 7004. Section 4 of the Vault Tax Clarification Amendment Act of 2011, effective

3474 January 12, 2012 (D.C. Law 19-78; 58 DCR 10102), is repealed.

3475 Sec. 7005. Section 3 of the Notice Requirements for Historic Properties Amendment Act

3476 of 2014, effective April 30, 2015 (D.C. Law 20-249; 62 DCR 1512), is repealed.

3477 Sec. 7006. Section 3 of the Higher Education Tax Exemption Act of 2016, enacted on

3478 March 16, 2016 (D.C. Act 21-341; 63 DCR 4328), is repealed.

3479 Sec. 7007. Section 7 of the Made in DC Program Establishment Act of 2016, enacted on
3480 May 3, 2016 (D.C. Act 21-388; 63 DCR ____), is repealed.

3481 Sec. 7008. Section 14 of the Repeal of Outdated and Unnecessary Audit Mandates
3482 Amendment Act of 2016, enacted on May 10, 2016 (D.C. Act 21-392; 63 DCR __), is repealed.

3483 Sec. 7009. Section 3 of the Campaign Finance Reform and Transparency Amendment
3484 Act of 2015, effective February 22, 2014 (D.C. Law 21-79; 61 DCR 3469), is repealed.

3485 Sec. 7010. Section 3 of the Voter Registration Access and Ballot Modernization
3486 Amendment Act of 2013, effective February 26, 2015 (D.C. Law 20-158; 62 DCR 3604), is
3487 repealed.

3488 Sec. 7011. Section 601 of the Transportation Reorganization Amendment Act of 2015,
3489 enacted on May 4, 2016 (D.C. Act 21-378; 63 DCR ____), is repealed.

3490 Sec. 7012. Section 4(b) of the Tree Canopy Protection Amendment Act of 2015, enacted
3491 on May 4, 2016 (D.C. Act 21-386; 63 DCR____), is repealed.

3492 Sec. 7013. Section 301 of the Trash Compactor Tax Incentive Act of 2014, effective
3493 (D.C. Law 20-223; 62 DCR 227), is amended to read as follows:

3494 “Sec. 301. Applicability.

3495 “This act shall apply as of October 1, 2016.”.

3496 Sec. 7014. Section 3 of the New Issue Bond Program Tax Exemption Amendment Act of
3497 2011, effective December 31, 2011 (D.C. Law 19-60; D.C. Official Code § 42-1102, note), is
3498 repealed.

3499 **SUBTITLE B. OMNIBUS BUDGET SUPPORT CLARIFICATION**

3500 **AMENDMENT**

3501 Sec. 7011. Short title.

3502 This subtitle may be cited as the “Omnibus Budget Support Clarification Amendment Act
3503 of 2016”.

3504 Sec. 7012. The Fiscal Year 2016 Budget Support Act of 2015, effective October 22, 2015
3505 (D.C. Law 21-36; 62 DCR 10905), is amended as follows:

3506 (a) Section 1072(a)(1) is amended by striking the phrase “December 15, 2016” and
3507 inserting the phrase “April 30, 2017” in its place.

3508 (b) Section 6004 is repealed.

3509 (c) Section 6193 is amended by striking the phrase “2016” and inserting the phrase
3510 “2017” in its place.

3511 (d) Section 8042(g) is amended by striking the phrase “Notwithstanding any other
3512 provision in this act” and inserting the phrase “Notwithstanding any other provision of this act,
3513 and excluding any Master Lease/Equipment (fund Detail 0302) funds” in its place.

3514 Sec. 7014. Section 2(h) of the School Transit Subsidy Act of 1978, effective March 6,
3515 1979 (D.C. Law 2-152; D.C. Official Code § 35-233(h)), is amended as follows:

3516 (a) Paragraph (2)(A) is amended by striking the phrase “Under 22 years of age” and
3517 inserting the phrase “A resident of the District of Columbia under 22 years of age” in its place.

3518 (b) Paragraph (6) is repealed.

3519 Sec. 7023. Section 4a(a)(1) of the General Legislative Procedures Act of 1975, approved
3520 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a(a)(1)), is amended by striking
3521 the word “permanent”.

3522 Sec. 7024. Section 7154 of the IPW Fund, Destination DC Marketing Fund, and WMATA
3523 Momentum Support Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-
3524 155; D.C. Official Code § 1-325.311), is amended to read as follows:

3525 “Sec. 7154. WMATA Operations Support Fund.

3526 “(a) There is established as a special fund the WMATA Operations Support Fund (“Fund”),
3527 which shall be administered by the Chief Financial Officer in accordance with subsection (c) of this
3528 section.

3529 “(b) Upon affirmance of the trial court’s summary-judgment rulings by the District of
3530 Columbia Court of Appeals in *District of Columbia v. Expedia, Inc., et al.*, Nos. 14-CV-308, 14-
3531 CV-309, the full amount the District obtains pursuant to the consent judgments entered by the trial
3532 court, to include any additional amounts in taxes and interest paid by defendants or accrued during
3533 the pendency of that litigation, minus the amounts designated for other purposes in sections 7152
3534 and 7153 and in the Fiscal Year 2015 and Fiscal Year 2016 Revised Budget Request Adjustment
3535 Emergency Act of 2015, effective October 6, 2015 (D.C. Act 21-153; 62 DCR 13178), and the
3536 Fiscal Year 2015 and Fiscal Year 2016 Revised Budget Request Adjustment Temporary Act of
3537 2015, enacted on October 22, 2015 (D.C. Act 21-171; 62 DCR 13979), shall be deposited in the
3538 Fund.

3539 “(b-1) Any and all settlements, judgments, or recoveries in *District of Columbia v. Bank of*
3540 *America, N.A., et al., 2008 CA 007763 B*, including any additional amounts in taxes and interest
3541 paid by defendants or accrued during the pendency of that litigation, shall be deposited into the
3542 Fund.”.

3543 “(c) The monies in the Fund shall be available to fund extraordinary or unanticipated
3544 operating or capital needs of the Washington Metropolitan Area Transit Authority (“WMATA”)
3545 that arise outside of WMATA’s regular inter-jurisdictional subsidy allocation formulae.

3546 “(d)(1) The money deposited into the Fund, and interest earned, shall not revert to the
3547 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year,
3548 or at any other time.

3549 “(2) Subject to authorization in an approved budget and financial plan, any funds
3550 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

3551 Sec. 7025. Section 401 of the Sustainable Solid Waste Management Amendment Act of
3552 2014, effective February 26, 2015 (D.C. Law 20-154; 62 DCR 3600), is repealed.

3553 Sec. 7026. Section 308(d)(1) of the District of Columbia Public Space Rental Act,
3554 approved October 17, 1968 (82 Stat. 1160; D.C. Official Code § 10-1103.07(d)(1)), is amended
3555 by striking the phrase “For periods beginning after June 30, 2015, interest on unpaid vault rent”
3556 and inserting the phrase “Beginning September 15, 2015, interest on any unpaid vault rent for
3557 any vault year” in its place.

3558 Sec. 7027. Section 2 of the Accrued Sick and Safe Leave Act of 2008, effective May 13,
3559 2008 (D.C. Law 17-152; D.C. Official Code § 32-131.01), is amended as follows:

3560 (a) Paragraph (2) is amended as follows:

3561 (1) Subparagraph (E) is amended by striking the word “or”.

3562 (2) Subparagraph (F) is amended by striking the period and inserting the phrase
3563 “; or” in its place.

3564 (3) A new subparagraph (G) is added to read as follows:

3565 “(G) A substitute teacher or a substitute aide who is employed by District
3566 of Columbia Public Schools for a period of 30 or fewer consecutive work days.”.

3567 (b) New paragraphs (9) and (10) are added to read as follows:

3568 “(9) “Substitute aide” means an individual who is employed by District of
3569 Columbia Public Schools to provide instructional assistance (general, specialized, or
3570 concentrated) to students on a temporary basis when the regular instructional aide is unavailable.
3571 The term “substitute aide” does not include an individual employed by District of Columbia
3572 Public Schools on a term or full-time assignment.

3573 “(10) “Substitute teacher” means an individual who is employed by District of
3574 Columbia Public Schools to work as a classroom teacher on a temporary basis when the regular
3575 teacher is unavailable. The term “substitute teacher” does not include an individual employed by
3576 District of Columbia Public Schools on a term or full-time assignment.”.

3577 Sec. 7028. Section 502(d) of the Sustainable DC Omnibus Act of 2014, effective
3578 December 17, 2014 (D.C. Law 20-142; 62 DCR 1243), is amended to read as follows:

3579 “(d) Title III, Subtitle A, section 302(b) shall apply as of October 1, 2015.”.

3580 Sec. 7029. Section 2(g) of the Youth Employment Act of 1979, effective January 5, 1980
3581 (D.C. Law 3-46; D.C. Official Code § 32-241(g)), is amended as follows:

3582 (a) Paragraph (4) is amended by striking the word “outcomes” and inserting the phrase
3583 “outcomes as of December 31, 2015,” in its place.

3584 (b) A new paragraph (5) is added to read as follows:

3585 “(5) In Fiscal Year 2016, the District of Columbia Auditor shall conduct an
3586 evaluation of multiple years of the summer youth jobs program to assess whether the program has
3587 met and is meeting program objectives.”.

3588 Section 7031. Section 47-355.07 of the District of Columbia Official Code is amended as
3589 follows:

3590 (a) Subsection (c)(1) is amended as follows:

3591 (1) Subparagraph (A) is amended by striking the phrase “serve at the pleasure of”
3592 and inserting the phrase “shall be appointed by” in its place.

3593 (2) Subparagraph (B) is amended by striking the phrase “serves at the pleasure of”
3594 and inserting the phrase “shall be appointed by” in its place.

3595 (3) Subparagraph (D) is amended by striking the phrase “serves at the pleasure of”
3596 and inserting the phrase “shall be appointed by” in its place.

3597 (b) Subsection (d)(3)(D) is amended by striking the phrase “taken or proposed to be taken”
3598 and inserting the word “recommended” in its place.

3599 (c) New subsections (d-1), (d-2), and (d-3) are added to read as follows:

3600 “(d-1)(1) The Review Board shall conduct an investigation upon receipt of a report of an
3601 alleged violation.

3602 “(2) In investigating a report of an alleged violation, the Review Board may:

3603 “(A) Request assistance from the Office of the Chief Financial Officer, the
3604 Office of the Inspector General, and the Office of the Attorney General; and

3605 “(B) Consult with the Office of the Attorney General for the purposes of
3606 obtaining legal advice.

3607 “(d-2) The Review Board:

3608 “(1) Shall have access, subject to any privileges or confidentiality requirements as
3609 provided by law, to all facilities, files, and databases of the District government, including all files,
3610 electronic paper records, reports, documents, and other materials that may relate to the investigation;

3611 “(2) May request information or assistance from any District, federal, state, or local
3612 government agency as may be necessary for carrying out the investigation; and

3613 “(3) May seek information from parties outside the District government, including
3614 government contractors, that may be relevant to the investigation.

3615 “(d-3)(1) Subject to any applicable privileges, all officers, employees, and members of
3616 boards, commissions, and councils of the District government shall cooperate in an investigation by
3617 the Review Board and shall provide documents, materials, and information to the Review Board
3618 upon request.

3619 “(2) Subject to any applicable privileges, officers, employees, and members of
3620 boards, commissions, and councils of the District government shall respond truthfully to all
3621 questions posed by the Review Board, and shall not prevent or prohibit the Review Board from
3622 initiating, carrying out, or completing an investigation within its jurisdiction.

3623 “(3) The Review Board:

3624 “(A) May require any officer, employee, or member of a board, commission,
3625 or council of the District government, including the subject of an allegation, to appear before the
3626 Review Board; and

3627 “(B) Shall provide any officer, employee, or member of a board,
3628 commission, or council of the District who is potentially subject to disciplinary action an
3629 opportunity to appear before the Review Board.

3630 “(4) The Review Board may recommend an appropriate disciplinary action with
3631 respect to any officer, employee, or member of a board, commission, or council of the District
3632 government who fails to cooperate fully with a Review Board investigation.”.

3633 Section 7032. Chapter 13A of Title 47 of the District of Columbia Official Code is amended
3634 as follows:

3635 (a) Section 47-1341 is amended as follows:

3636 (1) Subsection (a)(1) is amended by striking the phrase “, postage prepaid, bearing a
3637 postmark from the United States Postal Service,”.

3638 (2) Subsection (b-1)(1) is amended by striking the phrase “, postage prepaid, bearing
3639 a postmark from the United States Postal Service,”.

3640 (b) Section 47-1353.01(a) is amended by striking the phrase “, postage prepaid, bearing a
3641 postmark from the United States Postal Service to the last known address of the owner” and
3642 inserting the phrase “to the person who last appears as the owner of the real property on the tax
3643 roll, at the last address shown on the tax roll, as updated by the filing of a change of address in
3644 accordance with § 42-405” in its place.

3645 Section 7033. Chapter 18 of Title 47 of the District of Columbia Official Code is amended
3646 as follows:

3647 (a) The table of contents is amended by striking the phrase “Tax haven updates.” and
3648 inserting the phrase “Tax haven updates. (Repealed).” in its place.

3649 (b) Section 47-1801.04(49) is amended as follows:

3650 (1) Subparagraph (A) is amended by striking the phrase “means the jurisdictions
3651 listed in subparagraph (B-i) of this paragraph and any jurisdiction that” and inserting the phrase
3652 “means a jurisdiction that” in its place.

3653 (2) Subparagraph (B-i) is repealed.

3654 (c) Section 47-1810.09 is repealed.

3655 Section 7034. Section 47-1801.04(11) of the District of Columbia Official Code is amended
3656 as follows:

3657 (a) Subparagraph (A) is amended by striking the phrase “calendar year beginning January 1,
3658 2011” wherever it appears and inserting the phrase “base year” in its place.

3659 (b) A new subparagraph (C) is added to read as follows:

3660 “(C) For the purposes of this paragraph, the term “base year” shall mean the
3661 calendar year beginning January 1, 2011, or the calendar year beginning one calendar year before
3662 the calendar year in which the new dollar amount of a deduction or exemption shall become
3663 effective, whichever is later.”.

3664 Section 7035. Section 47-1806.02(h-1)(1) of the District of Columbia Official Code is
3665 amended to read as follows:

3666 “(h-1)(1) For taxable years beginning after December 31, 2014, the amount of the personal
3667 exemption otherwise allowable for the taxable year in the case of an individual whose adjusted
3668 gross income exceeds \$150,000 shall be reduced by 2% for every \$2,500 (or fraction thereof) by
3669 which the taxpayer’s adjusted gross income for the taxable year exceeds \$150,000.”.

3670 Section 7036. Section 6(b) of the Food Policy Council and Director Establishment Act of
3671 2014, effective March 10, 2015 (D.C Law 20-191; 62 DCR 3820), is amended to read as follows:

3672 “(b) Section 5 shall apply as of October 1, 2015.”.

3673 Section 7037. Section 6012 of the Unlawfully Parked Vehicles Act of 2015, effective
3674 October 22, 2015 (D.C. Law 21-36; 62 DCR 10905), is amended by striking the phrase “shall be
3675 a violation of” and inserting the phrase “shall be a violation, to be adjudicated pursuant to” in its
3676 place.

3677 Section 7038. Section 2404 of Title 18 of the District of Columbia Municipal
3678 Regulations (18 DCMR § 2404) is amended as follows:

3679 (a) Subsection 2404.15 is amended to read as follows:

3680 “2404.15 Except as provided in § 2424, the rates for parking meters in the “Premium
3681 Demand Parking Meter Rate Zones” shall be as follows:

3682 “(a) Fifty cents (50¢) for thirteen minutes (13 min.) for automobile size spaces; and

3683 “(b) Twenty-five cents per hour (25¢/hr.) for motorcycle size spaces.”.

3684 (b) Subsection 2404.17 is amended to read as follows:

3685 “2404.17 Except as provided in § 2424, the rates for parking meters in the “Normal
3686 Demand Parking Meter Rate Zones” shall be as follows:

3687 “(a) Fifty cents (50¢) for thirteen minutes (13 min.) for automobile size spaces; and

3688 “(b) Twenty-five cents per hour (25¢/hr.) for motorcycle size spaces.”.

3689 (c) This section shall apply as of June 1, 2016.

3690 Sec. 7039. Section 8052 of the Fiscal Year 2016 Capital Rescission Act of 2015,
3691 effective October 22, 2015 (D.C. Law 21-36; 62 DCR 10905), is amended as follows:

3692 (a) Strike the phrase “YY105C” in the tabular array and insert the phrase “YY159C” in
3693 its place.

3694 (b) Strike the phrase “PROSPECT ES MODERNIZATION/RENOVATION” in the
3695 tabular array and insert the phrase “ELLINGTON MODERNIZATION/RENOVATION” in its
3696 place.

3697 Sec. 7040. Section 5 of the Primary Date Alteration Amendment Act of 2014, effective
3698 May 2, 2015 (D.C. Law 20-273; 62 DCR 1938), is repealed.

3699 Section 7041. Title 47 of the District of Columbia Official Code is amended as follows:

3700 (a) Section 47-1807.02(a)(6) of the District of Columbia Official Code is amended by
3701 striking the phrase “9%” and inserting the phrase “9.2%, 9%” in its place.

3702 (b) Section 47-1808.03(a)(6) of the District of Columbia Official Code is amended by
3703 striking the phrase “9%” and inserting the phrase “9.2%, 9%” in its place.

3704 **SUBTITLE C. COMBINED REPORTING AMENDMENT**

3705 Sec. 7021. Short title.

3706 This subtitle may be cited as the “Combined Reporting Amendment Act of 2016”.

3707 Sec. 7022. Section 47-1810.08(b) of the District of Columbia Official Code is amended
3708 as follows:

3709 (a) Designate the existing text as paragraph (1).

3710 (b) The newly designated paragraph (1) is amended by striking the phrase “5th year” and
3711 inserting the phrase “10th year” in its place.

3712 (c) A new paragraph (2) is added to read as follows:

3713 “(2) If there is an underpayment of estimated tax for tax year 2015 as a result of
3714 taking into account the deduction pursuant to this section, the estimated tax interest resulting
3715 from such underpayment, upon application, shall be waived.”.

3716 **SUBTITLE D. FRANCHISE TAX RETURN DUE DATE**

3717 Sec. 7031. Short title.

3718 This subtitle may be cited as the “Franchise Tax Return Due Date Amendment Act of
3719 2016”.

3720 Sec. 7032. Chapter 18 of Title 47 of the District of Columbia Official Code is amended
3721 as follows:

3722 (a) Section 47-1805.01 is amended by striking the word “Mayor” wherever it appears
3723 and inserting the phrase “Chief Financial Officer” in its place.

3724 (b) Section 47-1805.02 is amended by striking the word “Mayor” wherever is appears
3725 and inserting the phrase “Chief Financial Officer” in its place.

3726 (c) Section 47-1805.03 is amended as follows:

3727 (1) Subsection (a) is amended as follows:

3728 (A) Designate the existing text as paragraph (1).

3729 (B) The newly designated paragraph (1) is amended as follows:

3730 (i) Strike the phrase “All returns” and insert the phrase “For tax
3731 years beginning before January 1, 2016, all returns” in its place.

3732 (ii) Strike the phrase “filed with the Mayor” and insert the phrase
3733 “filed with the Chief Financial Officer” in its place.

3734 (C) A new paragraph (2) is added to read as follows:

3735 “(2) For tax years beginning after December 31, 2015, all returns of
3736 income for the preceding taxable year required to be filed under the provisions of § 47-1805.01
3737 shall be filed with the Chief Financial Officer on or before the 15th day of April of each year;
3738 except, that such returns, if made on the basis of a fiscal year, shall be filed on or before the 15th
3739 day of the 4th month following the close of such fiscal year.”.

3740 (2) Subsection (b) is amended by striking the phrase “The Mayor” and inserting
3741 the phrase “The Chief Financial Officer” in its place.

3742 **SUBTITLE E. COLLEGE SAVINGS PROGRAM AMENDMENT**

3743 Sec. 7041. Short title.

3744 This subtitle may be cited as the “College Savings Program Amendment Act of 2016”.

3745 Sec. 7042. The lead-in text of section 47-4512(b)(1) of the District of Columbia Official
3746 Code is amended to read as follows:

3747 “By May 31st of each year, the Chief Financial Officer shall submit to the Council a
3748 report for the preceding fiscal year, which shall include:”.

3749 **SUBTITLE F. D.C. LOTTERY AMENDMENT**

3750 Sec. 7051. Short title.

3751 This subtitle may be cited as the "Lottery Amendment Act of 2016".

3752 Sec. 7052. The Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles
3753 for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172;
3754 D.C. Official Code § 3-1301 *et. seq.*), is amended as follows:

3755 (a) Section 4 (D.C. Official Code § 3-1301) is amended to read as follows:

3756 “Section 2-2501. Creation; established as an office within the Office of the Chief
3757 Financial Officer; transfer of powers; definitions.

3758 “(a) There is hereby created by the District of Columbia, the District of Columbia Lottery
3759 and Charitable Games Control Board.

3760 “(b) Effective with the appointment of the first Chief Financial Officer under section
3761 424(b) and pursuant to section 424(a)(3) of the District of Columbia Home Rule Act, approved
3762 April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24a(c)), the Board is established as a
3763 subordinate office within the Office of the Chief Financial Officer and shall be called the Office
3764 of Lottery and Charitable Games. All of the powers, duties, functions, and personnel of the
3765 Board are transferred to the Office of the Chief Financial Officer.

3766 “(c) For this purposes of this act, the term:

3767 (1) “Board” means the District of Columbia Lottery and Charitable Games
3768 Control Board established by this section.

3769 (2) “Office” means the Office of Lottery and Charitable Games established by this
3770 section.”.

3771 (b) Section 4 (D.C. Official Code § 3-1302) is amended to read as follows:

3772 “Section 2-2502. Oath requirement.

3773 “Before entering upon the discharge of the duties of office, the Executive Director and
3774 the Deputy Director shall take an oath that he or she will faithfully execute the duties of office
3775 according to the laws of the District of Columbia. In addition, each employee of the Office shall
3776 take and subscribe to an oath or affirmation that he or she is not pecuniarily interested,
3777 voluntarily or involuntarily, directly or indirectly, in any firm, partnership, association,
3778 organization, or corporation engaged in any activity related to legalized or illegal gambling. If
3779 required by the Chief Financial Officer, an employee shall file a financial disclosure statement
3780 according to the laws of the District of Columbia.”.

3781 (c) Section 4 (D.C. Official Code § 3-1303) is amended to read as follows:

3782 “(a)(1) Pursuant to section 424a of the District of Columbia Home Rule Act, approved
3783 April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24a(c)), after consultation with the
3784 Mayor and the Council, the Chief Financial Officer shall appoint an Executive Director and a
3785 Deputy Director of the Office, each of whom shall serve at the pleasure of the Chief Financial
3786 Officer.

3787 “(2) The Chief Financial Officer shall determine the compensation for the
3788 Executive Director and the Deputy Director.

3789 “(3) Prior to performing the duties of their respective offices, the Executive
3790 Director and the Deputy Director shall take the oath of office as required by section 4 (D.C.
3791 Official Code § 3-1302).

3792 “(b)(1) Subject to the direction and supervision of the Chief Financial Officer, the
3793 Executive Director shall:

3794 “(A) Serve as the Chief Executive Officer of the Office;

3795 “(B) Manage, administer, and coordinate the operation of public gambling
3796 and charitable games activities; and

3797 “(C) Employ other assistants and employees who shall serve at the
3798 pleasure of the Chief Financial Officer.

3799 “(2)(A) The Chief Financial Officer may delegate any of his or her functions to the
3800 Executive Director or to any other officer or employee of the Office, and may delegate to the
3801 Executive Director or other employee such other duties the Chief Financial Officer considers
3802 necessary for the proper and efficient operation of public gambling and charitable activities.

3803 “(B) The Executive Director may, with the approval of the Chief Financial
3804 Officer, make a further delegation of all or a part of the functions to subordinates under his or her
3805 jurisdiction.

3806 “(C) The Chief Financial Officer may revoke any delegation at any time.”.

3807 (d) Section 4 (D.C. Official Code § 3-1304) is amended to read as follows:

3808 “The Chief Financial Officer may require any of its Office employees to give a bond in
3809 an amount determined by the Chief Financial Officer. Every such bond shall be filed with the
3810 District of Columbia Treasurer. The cost of any bond given pursuant to this subsection shall be
3811 part of the necessary expenses of the Office. Further, Office employees shall be fingerprinted
3812 before, and as a condition of, employment.

3813 (e) Section 4 (D.C. Official Code § 3-1305) is amended by striking the phrase “No
3814 member of the Board, Chairperson of the Board, Executive Director, or employee of the Board”
3815 and inserting the phrase “Neither the Executive Director nor any employee of the Office” in its
3816 place.

3817 (f) Section 4 (D.C. Official Code § 3-1306) is amended as follows:

3818 (1) Subsection (a) is amended as follows:

3819 (A) The first sentence is amended as follows:

3820 (i) Strike the phrase “The Board shall have” and insert the phrase
3821 “The Chief Financial Officer shall have” in its place.

3822 (ii) Strike the phrase “existing licensees of the Board” and insert
3823 the phrase “existing licensees of the Office” in its place.

3824 (B) The second sentence is amended as follows:

3825 (i) Strike the word “Board” and insert the phrase “Chief Financial
3826 Officer” in its place.

3827 (ii) Strike the phrase “Corporation Counsel” and insert the phrase
3828 “Attorney General” in its place.

3829 (2) Subsection (b) is amended by striking the word “Board” both times it appears
3830 and inserting the phrase “Chief Financial Officer” in its place.

3831 (g) Section 4 (D.C. Official Code § 3-1307) is amended as follows:

3832 (1) The first sentence is amended as follows:

3833 (A) Strike the word “Board” and insert the phrase “Chief Financial
3834 Officer” in its place.

3835 (B) Strike the phrase “disbursements of the Board” and insert the phrase
3836 “disbursements of the Office” in its place.

3837 (2) The second sentence is amended by striking the phrase “which the Board may
3838 deem” and inserting the phrase “that the Chief Financial Officer may consider” in its place.

3839 (3) The third sentence is amended by striking the word “Board” and inserting the
3840 phrase “Chief Financial Officer” in its place.

3841 (h) Section 4 (D.C. Official Code § 3-1308) is amended to read as follows:

3842 “(a) The Chief Financial Officer, the designee of the Chief Financial Officer, or other
3843 agent authorized by law (“empowered authority”) shall have the power to administer oaths and
3844 take testimony under oath relative to a matter of inquiry or investigation undertaken pursuant to
3845 this act. At any hearing ordered by the Chief Financial Officer or designee, the empowered
3846 authority may subpoena witnesses and require production of records, papers, and documents
3847 relevant to the inquiry or investigation.

3848 “(b) The refusal or failure to provide relevant testimony or produce relevant records,
3849 papers, and documents pursuant to a properly issued subpoena of the Chief Financial Officer or
3850 designee by any applicant before the empowered authority, or by any officer, director, or
3851 employee of the applicant, licensee, or agent, may subject the applicant to summary denial of its
3852 application and summary termination of its license or authorization of the licensee or agent.

3853 “(c)(1) If any person disobeys the process authorized pursuant to this section or having
3854 appeared in obedience to a lawful request to appear refuses to answer any relevant or pertinent
3855 question propounded by the empowered authority, the Chief Financial Officer or designee may
3856 apply to the Superior Court of the District of Columbia, or to any judge of the Court if the Court
3857 is not in session, (“Court”) setting forth the facts relating to the disobedience to the process or
3858 refusal to answer questions, the Court shall order the person to appear before the Court to answer
3859 the questions the person had been asked or to produce the records and papers sought at the
3860 inquiry or investigation.

3861 “(d) Upon the person’s continued refusal, the Court, in accordance with the appropriate
3862 provisions of District law, shall take such punitive action as the Court considers necessary and
3863 appropriate.

3864 “(e) Notwithstanding the imposition of any punitive action imposed on the person by the
3865 Court, the Chief Financial Officer or designee may proceed with the inquiry or investigation as if
3866 the person had not previously been called to testify.”.

3867 (i) Section 4 (D.C. Official Code § 3-1309) is amended to read as follows:

3868 “Section 2-2509. Recordkeeping.

3869 “The Chief Financial Officer shall maintain full and complete records of the conduct and
3870 operation of daily numbers games and lotteries and of the regulation of bingo, raffles, and Monte
3871 Carlo Night parties, which shall include a statement of revenues and license fees, prize
3872 disbursements, and administrative expenses. The records shall be open and available to the
3873 public.”.

3874 (j) Section 4 (D.C. Official Code § 3-1310) is amended to read as follows:

3875 “The Chief Financial Officer shall have the authority to establish Divisions within the
3876 Office.”.

3877 (k) Section 4 (D.C. Official Code § 3-1311) is amended to read as follows:

3878 “(a)(1) The Chief Financial Officer shall submit to the Mayor a consolidated budget
3879 covering all anticipated income, expenses (including all start-up costs), and capital outlays of the
3880 Office, which budget shall show the net amount for which it requests an appropriation.

3881 “(2) The net amount for which the Chief Financial Officer requests an
3882 appropriation shall be the difference between the anticipated expenses for the coming fiscal year,
3883 including debt service for capital expenses and a reserve for bad debts, as shown in the
3884 consolidated budget, and the anticipated income shown in that budget.

3885 “(b)(1) The budget shall be submitted on the date that all District government agencies
3886 are required to submit their budgets to the Mayor.

3887 “(2) The Mayor shall transmit to the Council the budget as requested by the Chief
3888 Financial Officer. The Mayor may also submit such modified budget as the Mayor considers
3889 appropriate.

3890 (1) Section 4 (D.C. Official Code § 3-1312) is amended as follows:

3891 (1) Subsection (a) is amended by striking the word “Board” wherever it appears
3892 and inserting the phrase “Chief Financial Officer” in its place.

3893 (2) Subsection (b) is amended to read as follows:

3894 “(b) Any monies of the Office, from whatever source derived (including gifts to
3895 the Office), shall be for the sole use of the Fund and shall be deposited as soon as practicable in
3896 the Fund and shall be disbursed from the Fund according to the terms of this act. The
3897 disbursements of up to \$500 from the Fund shall be paid out in checks signed by the Executive
3898 Director or designee. Disbursements in excess of \$500 shall be paid out in checks signed by the
3899 Executive Director and the Treasurer of the District of Columbia.”.

3900 (3) Subsection (c) is amended by striking the word “Board” wherever it appears
3901 and inserting the phrase “Chief Financial Officer” in its place.

3902 (m) Section 4 (D.C. Official Code § 3-1313) is amended by striking the word “Board”
3903 wherever it appears and inserting the phrase “Chief Financial Officer” in its place.

3904 (n) Section 4 (D.C. Official Code § 3-1314) is amended as follows:

3905 (1) The first sentence is amended by striking the phrase “The Board shall” and
3906 inserting the phrase “The Office shall” in its place.

3907 (2) The second and third sentences are amended by striking the word “Board”
3908 wherever it appears and inserting the phrase “Chief Financial Officer” in its place.

3909 (o) Section 4 (D.C. Official Code § 3-1315) is amended by striking the word “Board”
3910 wherever it appears and inserting the phrase “Chief Financial Officer” in its place.

3911 (p) Section 4 (D.C. Official Code § 3-1316) is amended as follows:

3912 (1) Subsection (a) is amended as follows:

3913 (A) Strike the phrase “Board, in its discretion,” and insert the phrase
3914 “Chief Financial Officer, in the Chief Financial Officer’s discretion,” in its place.

3915 (B) Strike the phrase “in the name of the Board, to the Credit of the Board,
3916 which the Board is authorized to establish, in institutions designated by it which are legal” and
3917 insert the phrase “in the name of the Office, to the credit of the Office, which the Chief Financial
3918 Officer is authorized to establish, in institutions designated by the Chief Financial Officer that
3919 are legal” in its place.

3920 (2) Subsection (b) is amended as follows:

3921 (A) Strike the phrase “benefit of the Board” and insert “benefit of the
3922 Office” in its place.

3923 (B) Strike the phrase “transferred to the Board. The Board shall” and
3924 insert the phrase “transferred to the Office. The Chief Financial Officer shall” in its place.

3925 (C) Strike the phrase “sales agents. The Board” and insert the phrase
3926 “sales agents. The Chief Financial Officer” in its place.

3927 (q) Section 4 (D.C. Official Code § 3-1317) is amended as follows:

3928 (1) Strike the phrase “The Board may authorize” and insert the phrase “The Chief
3929 Financial Officer may authorize” in its place.

3930 (2) Strike the phrase “the Board may determine.” and insert the phrase “the Chief
3931 Financial Officer may determine.” in its place.

3932 (3) Strike the phrase “accounts of the Board” and insert the phrase “accounts of
3933 the Office” in its place.

3934 (4) Strike the phrase “authorized by the Board because” and insert the phrase
3935 “authorized by the Chief Financial Officer because” in its place.

3936 (5) Strike the phrase “as the Board may require.” and insert the phrase “as the
3937 Chief Financial Officer may require.” in its place.

3938 (r) Section 4 (D.C. Official Code § 3-1318) is amended as follows:

3939 (1) Subsection (a) is amended as follows:

3940 (A) The lead-in text is amended by striking the word “Board” and
3941 inserting the word “Office” in its place.

3942 (B) Paragraph (5) is amended by striking the word “Board” and inserting
3943 the phrase “Chief Financial Officer” in its place.

3944 (2) Subsection (b) is amended by striking the word “Board” and inserting the
3945 phrase “Chief Financial Officer” in its place.

3946 (s) Section 4 (D.C. Official Code § 3-1319) is amended by striking the word “Board” and
3947 inserting the phrase “Chief Financial Officer” in its place.

3948 (t) Section 4 (D.C. Official Code § 3-1320) is amended as follows:

3949 (1) Strike the phrase “Any member or employee of the Board” and insert the
3950 phrase “The Chief Financial Officer, any employee of the Office,” in its place.

3951 (2) Strike the phrase “any member or employee of the Board” and insert the
3952 phrase “the Chief Financial Officer or any employee of the Office” in its place.

3953 (u) Section 4 D. C. Official Code § 3-1321) is amended as follows:

3954 (1) The existing text is designated as subsection (a).

3955 (2) The newly designated subsection (a) is amended as follows:

3956 (A) Strike the phrase “The Board” each time it appears and insert the
3957 phrase “The Chief Financial Officer” in its place.

3958 (B) Strike the phrase “paid over to the Board which shall” and insert the
3959 phrase “paid over to the District of Columbia Treasurer who shall” in its place.

3960 (C) A new subsection (b) is added to read as follows:

3961 “(b) Any rule or regulation promulgated by the Board prior to the transfer
3962 of its functions and personnel to the Chief Financial Officer by section 424(a)(3) of the District
3963 of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-
3964 204.24a(c)), shall continue in effect, except to the extent as modified or superseded by the Chief
3965 Financial Officer, or designee, or made inapplicable by or under other law.”.

3966 (v) Section 4 (D.C. Official Code § 3-1322) is amended by striking the word “Board” and
3967 inserting the phrase “Chief Financial Officer” in its place.

3968 (w) Section 4 (D.C. Official Code § 3-1322.01) is amended by striking the word “Board”
3969 wherever it appears and inserting the phrase “Chief Financial Officer” in its place.

3970 (x) Section 4 (D.C. Official Code § 3-1323) is amended as follows:

3971 (1) Subsection (b) is amended by striking the word “Board” and inserting
3972 the word “Office” in its place.

3973 (2) Subsection (b-1) is amended as follows:

3974 (A) Paragraph (1) is amended by striking the word “Board” and
3975 inserting the word “Office” in its place.

3976 (B) Paragraphs (2) and (3) are amended by striking the word
3977 “Board” both times it appears and inserting the phrase “Chief Financial Officer” in its place.

3978 (3) Subsections (c) and (d) are amended by striking the word “Board”
3979 both times it appears and inserting the word “Office” in its place.

3980 (y) Section 4 (D.C. Official Code § 3-1324) is amended as follows:

3981 (1) Strike the phrase “The Board shall adopt rules” and insert the phrase “Chief
3982 Financial Officer” in its place.

3983 (2) Strike the phrase “raffles. The Board” and insert the phrase “raffles. The
3984 Office” in its place.

3985 (3) Strike the phrase “regulations. The Board” and insert the phrase “regulations.
3986 The Office” in its place.

3987 (4) Strike the phrase “paid over to the Board” and insert the phrase “paid over to
3988 the Office” in its place.

3989 (5) Strike the phrase “right to a hearing before the Board” and insert the phrase
3990 “right to a hearing before the Chief Financial Officer or designee” in its place.

3991 (z) Section 4 (D.C. Official Code § 3-1325) is amended as follows:

3992 (1) Strike the phrase “regulations of the Board and to insure” and insert the phrase
3993 “regulations of the Chief Financial Officer and to insure” in its place.

3994 (2) Strike the phrase “given to the Board” and insert the phrase “given to the
3995 Office” in its place.

3996 (3) Strike the phrase “determined by the Board.” and insert the phrase
3997 “determined by the Chief Financial Officer.” in its place.

3998 (4) Strike the phrase “pay to the Board” and insert “pay to the Office” in its
3999 place.

4000 (aa) Section 4(a) (D.C. Official Code § 3-1326(a)) is amended as follows:

4001 (1) Strike the phrase “licensed by the Board” both times it appears and insert the
4002 phrase “licensed by the Office” in its place.

4003 (2) Strike the phrase “regulations of the Board” and insert the phrase “regulations
4004 of the Chief Financial Officer” in its place.

4005 (3) Strike the phrase “prescribed by the Board” and insert the phrase “prescribed
4006 by the Office” in its place.

4007 (4) Strike the phrase “directives of the Board” and insert the phrase “directives of
4008 the Chief Financial Officer” in its place.

4009 (bb) Section 4 (D.C. Official Code § 3-1327) is amended as follows:

4010 (1) Strike the phrase “set by the Board” and insert the phrase “set by the Chief
4011 Financial Officer” in its place.

4012 (2) Strike the phrase “enable the Board” and insert the phrase “enable the Office”
4013 in its place.

4014 (cc) Section 4(a) (D.C. Official Code § 3-1328(a)) is amended by striking the phrase
4015 “The Board, in its discretion” and inserting the phrase “The Chief Financial Officer, in the Chief
4016 Financial Officer’s discretion” in its place.

4017 (dd) Section 4 (D. C. Official Code § 3-1329) is amended by striking the word “Board”
4018 and inserting the word “Office” in its place.

4019 (ee) Section 4 (D. C. Official Code §§ 3-1330) is amended by striking the word “Board”
4020 wherever it appears and inserting the word “Office” in its place.

4021 (ff) Section 4 (D.C. Official Code § 3-1331) is amended as follows:

4022 (1) Strike the phrase “regulations set forth by the Board” and insert the phrase
4023 “regulations set forth by the Chief Financial Officer” in its place.

4024 (2) Strike the phrase “at which he shall have the right” and insert the phrase “at
4025 which the licensee shall have the right” in its place.

4026 (3) Strike the phrase “revoked, the Board shall state” and insert the phrase
4027 “revoked, the Chief Financial Officer shall state” in its place.

4028 (4) Strike the phrase “record books of the Board” and insert the phrase “record
4029 books of the Chief Financial Officer” in its place.

4030 (gg) Section 4 (D. C. Official Code § 3-1332) is amended by striking the word “Board”
4031 and inserting the word “Office” in its place.

4032 (hh) Section 4 (D.C. Official Code § 3-1335) is amended striking the word “Board”
4033 wherever it appears and inserting the phrase “Chief Financial Officer” in its place.

4034 (ii) Section 4 (D. C. Official Code § 3-1336) is amended as follows:

4035 (1) In subsection (a), strike the phrase “No Board member, officer, or employee of
4036 the Board” and insert the phrase “Neither the Chief Financial Officer nor any employee of the
4037 Office of the Chief Financial Officer or the Office” in its place.

4038 (2) Subsection (b) is amended as follows:

4039 (A) Strike the phrase “Office of Contracting and Procurement” and
4040 insert the phrase “Office of Contracts of the Office of the Chief Financial Officer” in its place.

4041 (B) Strike the phrase “on behalf of the Board” and insert the phrase “on
4042 behalf of the Office” in its place.

4043 (3) Subsection (d) is amended to read as follows:

4044 “No contract awarded or entered into by the Office of the Chief Financial Officer
4045 may be assigned by the holder thereof except by specific approval of the Chief Financial
4046 Officer.”.

4047 (4) Subsection (g) is amended by striking the word “Board” and inserting the
4048 phrase “Chief Financial Officer” in its place.

4049 Sec. 7053. Section 2(e)(11) of the Confirmation Act of 1978, effective March 3, 1979
4050 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(11)), is repealed.

4051 Sec. 7054. The District of Columbia Government Comprehensive Merit Personnel Act of
4052 1978, effective March 3, 1979 (D.C. Law 2-139; D. C. Official Code 1-601.01 *et. seq.*), is
4053 amended as follows:

4054 (a) Section 406(b)(14) (D.C. Official Code § 1-604.06(b)(14)) is amended to read as
4055 follows:

4056 “(14) For all employees of the Office of Lottery and Charitable Games, including
4057 the Executive Director, the personnel authority is the Chief Financial Officer.”.

4058 (b) Section 908(13) (D.C. Official Code § 1-609.08(13)) is repealed.

4059 **SUBTITLE G. OIG AUDIT AMENDMENT**

4060 Sec. 7061. Short title.

4061 This subtitle may be cited as the “Office of Inspector General Audit Amendment Act of
4062 2016”.

4063 Sec. 7062. Section (3)(e) of the District of Columbia Emergency Relief Act, approved
4064 August 4, 1995 (109 Stat. 257; D.C. Official Code § 9-109.02(e)), is amended by striking the
4065 phrase “March 15 thereafter” and inserting the phrase “May 31 thereafter” in its place.

4066 **SUBTITLE H. PARKSIDE PARCEL E AND J TAX ABATEMENT**

4067 Sec. 7071. Short title.

4068 This subtitle may be cited as the “Parkside Parcel E and J Mixed-Income Apartments Tax
4069 Abatement Amendment Act of 2016”.

4070 Sec. 7072. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as
4071 follows:

4072 (a) The table of contents is amended by striking the phrase “47-4658. Parkside Parcel E
4073 and J Mixed-Income Apartments; Lot 808, Square 5041 and Lot 811, Square 5056.” and
4074 inserting the phrase “47-4658. Lot 72, Square 5041 and Lot 811, Square 5056.” in its place.

4075 (b) Section 47-4658 is amended as follows:

4076 (1) The heading is amended to read as follows:

4077 “§ 47-4658. Lot 72, Square 5041 and Lot 811, Square 5056.”.

4078 (2) Subsection (a) is amended to read as follows:

4079 “(a) Subject to subsection (b) of this section, the real property described as Lot 72 in
4080 Square 5041 and Lot 811 in Square 5056 shall be allowed an annual real property tax abatement
4081 equal to the amount of the real property taxes assessed and imposed by Chapter 8 of this title of
4082 up to a total maximum amount for each lot of \$300,000 per year for 10 property tax years
4083 commencing for Lot 72 and Lot 811 at the beginning of the first month following the date that
4084 specific lot is issued a final certificate of occupancy (“commencement date”) and ending for each
4085 lot at the end of the 10th full real property tax year following the lot’s commencement date.”.

4086 (3) Subsections (c) and (d) are amended to read as follows:

4087 “(c) Notwithstanding any other provision of law and provided that the final certificate of
4088 occupancy is issued on or before September 20, 2018, upon the issuance of a final certificate for
4089 Lot 72 or Lot 811, any fees or deposits charged to and paid by the owner of that specific lot for
4090 the development of Lot 72 or Lot 811, including private space or building permit fees or public
4091 space permit fees (“related fees”), shall be refunded and any prospective related fees forgiven.

4092 “(d) The tax abatements and fees and deposits exemptions provided pursuant to this
4093 section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other
4094 source applicable to the development of Lot 72 or Lot 811.”.

4095 **SUBTITLE I. SCHEDULE H CONSUMER PRICE INDEX AMENDMENT**

4096 Sec. 7081. Short title.

4097 This subtitle may be cited as the “Schedule H Consumer Price Index Amendment Act of
4098 2016”.

4099 Sec. 7082. Section 47-1806.06(r) of the District of Columbia Official Code is amended to
4100 read as follows:

4101 “(r)(1) “The maximum credit amount of \$1000 shall be adjusted annually for inflation
4102 based on the Consumer Price Index (if the adjustment does not result in a multiple of \$25,
4103 rounded to the next lowest multiple of \$25).

4104 “(2) The eligibility income threshold of \$50,000 (\$60,000 for eligible senior
4105 claimants) shall be adjusted annually for inflation based on the Consumer Price Index (if the
4106 adjustment does not result in a multiple of \$100, rounded to the next lowest multiple of \$100).

4107 “(3) In the case of a negative annual inflation rate based on the Consumer Price
4108 Index, neither the credit amount of \$1000 nor the eligibility income threshold of \$50,000
4109 (\$60,000 for eligible senior claimants) shall be decreased.

4110 “(4) For the purposes of this subsection, the term “Consumer Price Index” means
4111 the all items index of the Consumer Price Index for All Urban Consumers for Washington-
4112 Baltimore Area, published by the Bureau of Labor Statistics of the United States Department of
4113 Labor.”.

4114 **SUBTITLE J. TAX SALE RESOURCE CENTER AND DEED CLARIFICATION**

4115 Sec. 7091. Short title.

4116 This subtitle may be cited as the “Tax Sale Resource Center and Deed Clarification
4117 Amendment Act of 2016”.

4118 Sec. 7092. Chapter 13A of Title 47 of the District of Columbia Official Code is amended
4119 as follows:

4120 (a) Section 47-1341 is amended as follows:

4121 (1) Subsection (a)(2) is amended by striking the phrase:

4122 “Tax Sale Resource Center. Resource Center attorneys provide legal information
4123 to taxpayers and interested parties who do not have their own lawyers on Wednesday mornings
4124 from 10:00am to 12:00pm when court is in session. The Resource Center is located in the
4125 Moultrie Courthouse at 500 Indiana Ave. NW.”.

4126 (2) Subsection (b-1)(2) is amended by striking the phrase:

4127 “Tax Sale Resource Center. Resource Center attorneys provide legal
4128 information to taxpayers and interested parties who do not have their own lawyers on
4129 Wednesday mornings from 10:00am to 12:00pm when court is in session. The Resource Center
4130 is located in the Moultrie Courthouse at 500 Indiana Ave. NW.”.

4131 (b) Section 47-1353.01(b) is amended by striking the phrase:

4132 “Tax Sale Resource Center. Resource Center attorneys provide legal information
4133 to taxpayers and interested parties who do not have their own lawyers on Wednesday mornings
4134 from 10:00am to 12:00pm when court is in session. The Resource Center is located in the
4135 Moultrie Courthouse at 500 Indiana Ave., NW.”.

4136 (c) Section 47-1382(b) is amended to read as follows:

4137 “(b) Notwithstanding subsection (a)(1) of this section, upon issuance of a tax deed
4138 concerning a real property sold under § 47-1353(a)(3) or (b), the real property shall be free and
4139 clear of all prior taxes and liabilities owed by the real property to a taxing agency. The purchaser
4140 shall not be required to pay such prior taxes and liabilities to receive the tax deed.”.

4141 **SUBTITLE K. TAX REVISION COMMISSION IMPLEMENTATION**

4142 Sec. 7101. Short title.

4143 This subtitle may be cited as the “Tax Revision Implementation Amendment Act of
4144 2016”.

4145 Sec. 7102. Section 47-181(b) of the District of Columbia Official Code is amended as
4146 follows:

4147 (a) The existing text is designated as paragraph (1).

4148 (b) A new paragraph (2) is added to read as follows:

4149 “(2) If local Fiscal Year 2017 recurring annual revenues included in the quarterly
4150 revenue estimate issued in September 2016 exceed the annual revenue estimate incorporated in
4151 the approved budget and financial plan for Fiscal Year 2017, the additional revenue shall be used
4152 to continue implementation of the TRC Act according to the priority set forth in subsection (c) of
4153 this section for taxable years beginning or deaths occurring, as applicable, after December 31,
4154 2017; provided, that the Chief Financial Officer shall recalculate the cost of the provisions of the
4155 TRC Act with the September 2016 estimate.”.

4156 **SUBTITLE L. LIHTC PILOT PROGRAM AMENDMENT**

4157 Sec. 7111. Short title.

4158 This subtitle may be cited as the “LIHTC Pilot Program Initiation Amendment Act of
4159 2016”.

4160 Sec. 7112. Section 47-4802(a)(2) of the District of Columbia Official Code is amended
4161 by striking the phrase “tax year 2016” and inserting the phrase “tax year 2017” in its place.

4162 **SUBTITLE M. FISCAL STABILIZATION RESERVE AMENDMENT**

4163 Sec. 7121. Short title.

4164 This subtitle may be cited as the “Fiscal Stabilization Reserve Amendment Act”.

4165 Sec. 7122. Section 47-392.02(j-1) of the District of Columbia Official Code is amended
4166 as follows:

4167 (a) Paragraph (2) is amended as follows:

4168 (1) Subparagraph (A) is amended by striking the phrase “act; and” and inserting
4169 the word “act;” in its place.

4170 (2) Subparagraph (B) is amended by striking the period at the end and inserting
4171 the phrase “; and” in its place.

4172 (3) A new subparagraph (C) is added to read as follows:

4173 “(C) Funding for the appropriations advance to District of Columbia
4174 Public Schools and District of Columbia Public Charter Schools as authorized by the annual
4175 budget and financial plan; provided, that any amounts used must be replenished immediately
4176 upon the approval of the District’s annual budget for that year.”.

4177 (b) A new paragraph (2A) is added to read as follows:

4178 “(2A) The Fiscal Stabilization Reserve Account may be used by the Chief
4179 Financial Officer to cover cash flow needs; provided, that any amounts used must be replenished
4180 to the Fiscal Stabilization Reserve Account in the same fiscal year.”

4181 **SUBTITLE N. SPECIAL BUDGET PROVISION REFORM**

4182 Sec. 7131. Short title.

4183 This subtitle may be cited as the “Special Budget Provision Reform Act of 2016”.

4184 Sec. 7132. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as
4185 follows:

4186 (a) The table of contents is amended by striking the section designations “47-368.01.
4187 Transfer of dedicated funds to the General Fund.”, “47-368.02. Increase in funds and fees and
4188 charges.”, and “47-368.03. Reduction in rates for certain excise taxes.”.

4189 (b) Section 47-368.01 is repealed.

4190 (c) Section 47-368.02 is repealed.

4191 (d) Section 47-368.03 is repealed.

4192 **SUBTITLE O. VAULT TAX EXPANSION**

4193 Sec. 7141. Short title.

4194 This subtitle may be cited as the “Vault Tax Expansion Amendment Act of 2016”.

4195 Sec. 7142. Section 305(d) of the District of Columbia Public Space Rental Act, approved
4196 October 17, 1968 (82 Stat. 1159; D.C. Official Code § 10-1103.04(d)), is amended by adding a
4197 new paragraph (4) to read as follows:

4198 “(4) Any vault serving, in whole or in part, real property located at Square 287,
4199 Lot 812 shall be exempt from vault rent.”.

4200 **SUBTITLE P. WALKER JONES REAL PROPERTY TAX ABATEMENT**

4201 Sec. 7151. Short title.

4202 This subtitle may be cited as the “Walker Jones/Northwest One Unity Health Center Tax
4203 Abatement Amendment Act of 2016”.

4204 Sec. 7152. Section 47-4619(b) of the District of Columbia Official Code is amended by
4205 striking the phrase “October 1, 2009 to September 30, 2013” and inserting the phrase “October 1,
4206 2016, to September 30, 2021” in its place.

4207 **SUBTITLE Q. JUBILEE ONTARIO APARTMENTS REAL PROPERTY TAX**
4208 **ABATEMENT**

4209 Sec. 7161. Short title.

4210 This subtitle may be cited as the “Jubilee Ontario Apartments Real Property Tax
4211 Abatement Amendment Act of 2016”.

4212 Sec. 7162. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as
4213 follows:

4214 (a) The table of contents is amended by adding a new section designation to read as

4215 follows:

4216 “47-1098. Jubilee Ontario Apartments, LP, Lot 805, Square 2565.”.

4217 (b) A new section 47-1098 is added to read as follows:

4218 “§47-1098. Jubilee Ontario Apartments, LP, Lot 805, Square 2565.

4219 “The portion of Lot 805 in Square 2565, located at 2525 Ontario Road, N.W.

4220 (“Property”) that is used for nonresidential purposes, shall be exempt from real property taxation

4221 so long as the residential portion of the Property continues to be exempt from real property

4222 taxation pursuant to § 47-1005.02.”.

4223 Sec. 7163. The Council of the District of Columbia orders that all real property and deed

4224 recordation taxes, interest, penalties, fees, and other related charges assessed against the real

4225 property located at 2525 Ontario Road, N.W., described as Lot 805, Square 2565 for the period

4226 beginning March 27, 2015 through November 31, 2016 shall be forgiven and that any payments

4227 made shall be refunded to the person who made the payments.

4228 **TITLE VIII. CAPITAL BUDGET**

4229 **SUBTITLE A. FY 2017 CAPITAL PROJECT FINANCING REALLOCATION**

4230 **APPROVAL**

4231 Sec. 8001. Short title.

4232 This subtitle may be cited as the "Fiscal Year 2017 Capital Project Reallocation Approval

4233 Act of 2016".

4234 Sec. 8002. (a) Pursuant to and in accordance with Chapter 3 of Title 47 of the District of

4235 Columbia Official Code, the Council approves the Mayor's request to reallocate \$180,809.546 in

4236 general obligation bond proceeds from District capital projects listed in Table A to the District
4237 capital projects, in the amounts specified, listed in Table B.

4238 (b) The current allocations were made pursuant to the Fiscal Year 2010 Income Tax
4239 Secured Revenue Bond and General Obligation Bond Issuance Emergency Approval Act of
4240 2009, effective December 4, 2009 (D.C. Act 18-240; 56 DCR 9265); the Fiscal Year 2012
4241 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution
4242 of 2011, effective December 6, 2011 (D.C. Res. 19-315; 58 DCR 10556), the Fiscal Year 2013
4243 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution
4244 of 2012, effective October 16, 2012 (D.C. Res.19-635; 59 DCR 12818), the Fiscal Year 2014
4245 Income Tax Secured Revenue Bond and General Obligation Approval Resolution of 2013,
4246 effective November 5, 2013 (D.C. Res. 20-321; 60 DCR 15794), and the Fiscal Year 2015
4247 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution
4248 of 2014, effective November 28, 2015 (D.C. Res. 20-687; 61 DCR 12738).

Committee of the Whole
DRAFT print – Bill 21-669
5/16/2016

TABLE A.

Owner Agency Name	Project Number	Implementing Agency	Project Title	Bond Issuance Series	Amount
Office of the Chief Financial Officer	BF2	OCFO	CFOSolve	2010A	140,465
Department of General Services	BC1	DGS	Facility Condition Assessment	2012C I.T.	113,644
Department of Parks and Recreation	BSM	DGS	Benning Stoddert Modernization	2012C I.T.	3,124,785
Department of Parks and Recreation	QH7	DPR	Park Improvements - Project Management	2012C I.T.	393,520
Department of Parks and Recreation	QJ8	DGS	Friendship Park	2012C I.T.	529,131
Department of Parks and Recreation	QN4	DGS	Ward 2 Public Park Rehabilitation	2012C I.T.	334,244
District Department of Transportation	ED1	DDOT	Rhode Island Avenue NE Small Area Plan	2012C I.T.	599,509
District Department of Transportation	EDS	DDOT	Great Streets Initiative	2012C I.T.	292,359
District Department of Transportation	STC	DDOT	Streetcars	2012C I.T.	43,409
District of Columbia Public Schools	MO3	DGS	Moten ES Modernization	2012C I.T.	1,565,607
District of Columbia Public Schools	ND4	DGS	Deal JHS Modernization/Renovation	2012C I.T.	11,664
District of Columbia Public Schools	NJ8	DGS	McKinley Modernization	2012C I.T.	11,442
District of Columbia Public Schools	PE3	DGS	Drew ES Modernization/Renovation	2012C I.T.	39,641
Fire and Emergency Management Services	LB7	FEMS	Engine Company 16 Renovation	2012C I.T.	2,268,528
Metropolitan Police Department	ECS	MPD	Automation Of Report Generation & Purchase	2012C I.T.	300,000
Office of the Chief Technology Officer	N60	OCTO	Transportation Infrastructure Modernization	2012C I.T.	481,728
Department of Behavioral Health	XA6	OCTO	St. Elizabeths Info Tech System	2013A G.O.	81,575
Department of Behavioral Health	XA8	DBH	Integrated Care Applications Mgmt	2013A G.O.	145,551
Department of Corrections	CRF	DOC	Roof Refurbishment At DOC Facilities	2013A G.O.	508,089
Department of Healthcare Finance	MPM	DHCF	Medicaid Payment Management System	2013A G.O.	1,313,068
Department of Parks and Recreation	QE5	DGS	ADA Compliance	2013A G.O.	75,757
Department of Parks and Recreation	QJ8	DGS	Friendship Park	2013A G.O.	351,837
Department of Public Works	FS1	DPW	Upgrade To DPW Fueling Sites	2013A G.O.	76,846
Deputy Mayor for Planning and Economic Development	AWR	DMPED	Saint Elizabeths E Campus Infrastructure	2013A G.O.	1,546,808
District Department of Employment Services	UIM	DOES	Unemployment Insurance Modernization Project	2013A G.O.	2,354,064
District Department of Transportation	BRI	DDOT	Pedestrian Bridge - Parkside	2013A G.O.	1,678,669
District Department of Transportation	ED1	DDOT	Georgetown Streetscape Improvements	2013A G.O.	500,000
District Department of Transportation	FLD	DDOT	Prevention Of Flooding In Bloomingdale/Ledroit Pk	2013A G.O.	39,030
District Department of Transportation	PM0	DDOT	Planning, Management & Compliance	2013A G.O.	148,484
District of Columbia Public Schools	PK3	DGS	Martin Luther King ES Modernization	2013A G.O.	538,150
Office of the Chief Technology Officer	EQ1	OCTO	DC Cable Net	2013A G.O.	83,199
Office of the Chief Technology Officer	N60	OCTO	Transportation Infrastructure Modernization	2013A G.O.	99,732
D.C. Public Library	WOD	DCPL	Woodbridge Library	2013A GO	791,863
Office of the Secretary	AB1	DGS	Archives	2013A GO	784,215
Department of General Services	BC1	DGS	Facility Condition Assessment	2014 A/B GO	25,054
D.C. Public Library	WOD	DCPL	Woodbridge Library	2014C G.O.	2,300,000
Department of Corrections	CEV	DOC	DOC Elevator Refurbishment	2014C G.O.	1,566,292
Department of Corrections	CRF	DOC	Roof Refurbishment At DOC Facilities	2014C G.O.	1,500,000
Department of General Services	BC1	DGS	Facility Condition Assessment	2014C G.O.	950,000
Department of Parks and Recreation	QS5	DGS	Barry Farm Recreation Center	2014C G.O.	3,927,608
Deputy Mayor for Planning and Economic Development	EBO	DMPED	New Communities	2014C G.O.	9,000,000
District Department of Employment Services	UIM	DOES	Unemployment Insurance Modernization Project	2014C G.O.	2,500,000
District Department of Transportation	6EQ	DDOT	Equipment Acquisition - DDOT	2014C G.O.	3,526,564
District Department of Transportation	BRI	DDOT	Pedestrian Bridge - Parkside	2014C G.O.	8,000,000
District Department of Transportation	FLD	DDOT	Prevention of Flooding In Bloomingdale/Ledroit Pk	2014C G.O.	1,469,644
Office of the Secretary	AB1	DGS	Archives	2014C G.O.	2,500,000
Office of the Chief Financial Officer	BF2	OCFO	CFOSolve	2015A G.O.	429,148
D.C. Public Library	CAV	DCPL	Capitol View Library	Pending	4,500,000
D.C. Public Library	CPL	DCPL	Cleveland Park Library	Pending	4,125,000
D.C. Public Library	PAL	DCPL	Paisades Library	Pending	5,700,000
District Department of Employment Services	UIM	DOES	Unemployment Insurance Modernization Project	Pending	2,500,000
Deputy Mayor for Planning and Economic Development	STH	DMPED	Strand Theatre	Pending	1,000,000
Metropolitan Police Department	PEQ	MPD	Specialized Vehicles - MPD	Pending	2,000,000
Fire and Emergency Management Services	LC4	DGS	Engine 22 Firehouse Replacement	Pending	3,000,000
Fire and Emergency Management Services	LC4	DGS	Engine 27 Major Renovation	Pending	2,000,000
Department of Corrections	CEV	DGS	DOC Elevator Refurbishment	Pending	33,708
District of Columbia Public Schools	JOH	DGS	Johnson MS Renovation/Modernization	Pending	2,886,000
District of Columbia Public Schools	NX8	DGS	Coolidge HS Modernization/Renovation	Pending	3,000,000
District of Columbia Public Schools	SG3	DGS	Maintenance Improvements	Pending	7,738,513
State Superintendent of Education	SIS	OSSE	Single State-Wide Student Information System	Pending	1,800,000
Special Education Transportation	BU4	SET	Bus Facility Upgrades	Pending	2,740,000
Special Education Transportation	BU5	SET	DOT GPS System	Pending	1,000,000
Department of Parks and Recreation	FTD	DGS	Fort Davis Recreation Center	Pending	2,000,000
Department of Parks and Recreation	IVY	DGS	Ivy City Community Center	Pending	1,925,000
Department of Parks and Recreation	Q10	DGS	Fort Greble Recreation Center	Pending	1,000,000
Department of Parks and Recreation	Q11	DGS	Hilcrest Recreation Center	Pending	1,500,000
Department of Parks and Recreation	QF4	DGS	Benning Park Recreation Center Rehab	Pending	1,400,000
Department of Parks and Recreation	WBR	DGS	Edgewood Recreation Center	Pending	14,000,000
Department of Healthcare Finance	MPM	DHCF	MMIS System Upgrade	Pending	2,300,000
Department of Healthcare Finance	HI1	DHCF	District Operated Health Information System	Pending	3,145,040
District Department of Transportation	AW0	DDOT	S Capitol St/Frederick Douglass Bridge	Pending	40,000,000
District Department of Transportation	CDT	DDOT	Railroad Bridges	Pending	10,340
District Department of Transportation	PLU	DDOT	Power Line Undergrounding	Pending	4,000,000
District Department of Transportation	TRF	DDOT	Traffic Operations Center	Pending	1,500,000
Office of the Chief Technology Officer	N90	OCTO	DC Government New Data Center Build-out	Pending	3,000,000
Office of the Chief Technology Officer	N91	OCTO	DC Government Citywide IT Security Program	Pending	1,500,000
Office of the Chief Technology Officer	N92	OCTO	Citywide Disk Based Backup Infrastructure	Pending	445,022
TOTAL					\$180,809,546

TABLE B.

Owner Agency Name	Project Number	Implementing Agency	Project Title	Bond Issuance Series	Amount
District of Columbia Public Schools	BRK	DGS	Brookland MS Modernization	N/A	8,200,000
District of Columbia Public Schools	GM1	DGS	Major Repairs/Maintenance	N/A	6,100,000
District of Columbia Public Schools	GM3	DGS	High School Labor - Program Management	N/A	5,000,000
District of Columbia Public Schools	NA6	DGS	Ballou SHS	N/A	20,100,000
District of Columbia Public Schools	NR9	DGS	Roosevelt HS Modernization	N/A	15,500,000
State Superintendent of Education	SFF	OSSE	Evans Campus	N/A	2,000,000
Deputy Mayor for Economic Development	AMS	DMPED	McMillan Site Redevelopment	N/A	1,467,000
WMATA	SA5	DDOT	WMATA CIP Contribution	N/A	693,923
Fire and Emergency Management Services	LF2	DGS	FEMS Scheduled Capital Improvements	Pending	2,275,000
Department of Parks and Recreation	WBR	DGS	Edgewood Recreation Center	Pending	14,000,000
Department of Parks and Recreation	QE2	DGS	Ridge Road Recreation Center	Pending	9,730,000
Department of Parks and Recreation	QN7	DPR	Park Improvements	Pending	19,000,000
Department of Human Services	CMS	DHS	Case Management System - GO Bond	Pending	14,000,000
District Department of Transportation	CEL	DDOT	Alley Rehab	Pending	3,000,000
WMATA	SA3	DDOT	WMATA Fund - PRIAA	Pending	20,000,000
WMATA	SA5	DDOT	WMATA CIP Contribution	Pending	39,743,623
TOTAL					\$180,809,546

4250
4251

SUBTITLE B. CAPITAL PROJECT REVIEW AND RECONCILITATION

4252 **AMENDMENT**

4254 Sec. 8011. Short title

4255 This subtitle may be cited as the “Capital Project Review and Reconciliation Amendment
 4256 Act of 2016”.

4257 Sec. 8012. The Capital Project Support Fund Establishment Act of 2009, effective March
 4258 3, 2010 (D.C. Law 18-111; D.C. Official Code § 1-325.151 *et seq.*), is amended by adding a new
 4259 section 1267 to read as follows:

4260 “Sec. 1267. Any surplus capital budget, notwithstanding budget backed by Master Lease
 4261 financing (fund detail 0302), that the Director of Capital Improvements identifies following the
 4262 30-day reconciliation period shall be transferred to the Alley Rehabilitation Project and be made
 4263 available for use, or reprogramming to authorized capital projects. Any funds backed by Master
 4264 Lease budget shall be transferred to the WMATA Fund Project (SA311C) and be made available
 4265 for reprogramming to authorized capital projects.”.

4266 **SUBTITLE C. CAPITAL PROJECT RESCISSIONS**

4267 Sec. 8021. Short title.

4268 This subtitle may be cited as the “Fiscal Year 2017 Capital Project Rescission Approval
4269 Act of 2016”.

4270 Sec. 8022. In Fiscal Year 2016, the Chief Financial Officer shall rescind capital project

4271 allotments as set forth in the following tabular array:

Owner Agency	Project No	Project Title	Impl Agency	Fund Detail	Existing Allotment Adjustments
AM0 - DEPARTMENT OF GENERAL SERVICES	N1401B	GOVERNMENT CENTERS	AM0	0300	(7,239.86)
	PL102C	ELEVATOR POOL	AM0	0300	(56,361.94)
	PL105C	ARCHIVES RECORDER OF DEEDS	AM0	0300	(356,004.03)
	PL603C	WINDOW REPAIR AND RENOVATION POOL	AM0	0300	(89,931.23)
AT0 - OFFICE OF THE CHIEF FINANCIAL OFFICER	BF301C	SOAR MODERNIZATION	AT0	0300	(6,000,000.00)
BD0 - OFFICE OF PLANNING	PLN38C	SUSTAINABLE DC - AGENCY COMPETITION FUND	BD0	0300	(2,705,868.79)
				0301	(50,000.00)
CE0 - DC PUBLIC LIBRARY	BEN37C	NEW BENNING BRANCH LIBRARY	CE0	0300	(2,452.89)
CR0 - DEPT. OF CONSUMER AND REGULATORY AFFAIRS	EB301C	VACANT PROPERTY INSPECTION AND ABATEMENT	CR0	0300	(74,535.00)
				0301	(1,169.28)
				9000	(12,590.35)
DB0 - DEPT. OF HOUSING AND COMMUNITY DEVELOPMENT	04002C	PROPERTY ACQUISITION & DISPOSITION	DB0	0301	(221,275.70)
	ANC02C	HOUSING RESOURCE CENTER DATABASE	ELC	0302	(159,619.55)
EB0 - DEPUTY MAYOR FOR PLANNING AND ECON DEV	ASC13C	SKYLAND DEVELOPMENT	EB0	0300	(1,235,221.00)
	EB008C	NEW COMMUNITIES	EB0	0300	(16,100,000.00)
FA0 - METROPOLITAN POLICE DEPARTMENT	PEQ22C	SPECIALIZED VEHICLES - MPD	FA0	0300	(230,334.00)
FB0 - FIRE AND EMERGENCY MEDICAL SERVICES	LB737C	ENGINE 5 COMPLETE RENOVATION	AM0	0300	(3,790.81)
	LE337C	ENGINE 16 RENOVATION	AM0	0300	(3,018.88)
HA0 - DEPARTMENT OF PARKS AND RECREATION	DPR08C	MASTER LEASE FOR VEHICLE PURCHASE	ELC	0302	(22,078.39)
	FTLPKC	FORT LINCOLN PARK	AM0	0300	(3,200,000.00)
				0301	(750,000.00)
	QB338C	ROPER / DEANWOOD RECREATION CENTER	AM0	0300	(54,775.22)
	QD137C	CAMP RIVERVIEW REHABILITATION	AM0	0300	(0.09)
	QH750C	PARK IMPROVEMENTS - PROJECT MANAGEMENT	HA0	0300	(200,000.00)
	QI438C	JUSTICE PARK	AM0	0300	(215.36)
	QI937C	ROSEDALE RECREATION CENTER	AM0	0300	(1,307.28)
	QM801C	BENNING TERRACE	AM0	0300	(0.20)
	QN701C	ATHLETIC FIELD IMPROVEMENTS	AM0	0300	(62.00)
	QG638C	KENILWORTH PARKSIDE RECREATION CENTER	AM0	0300	(1,265.13)

	RG001C	GENERAL IMPROVEMENTS - DPR	AM0	0300	(200,000.00)
	RG006C	SWIMMING POOL REPLACEMENT	AM0	0300	(670,713.69)
				0301	(312,300.00)
	RG008C	NOYES FIELD	AM0	0300	(18,700.00)
HT0 - DEPARTMENT OF HEALTH CARE FINANCE	UMC01C	EAST END MEDICAL CENTER	AM0	0300	(3,269,118.89)
JA0 - DEPARTMENT OF HUMAN SERVICES	JAPMSC	PRINTING AND MAILING PROCESSING SYSTEM	ELC	0302	(433,348.00)
	THK16C	TEMPORARY AND PERMANENT SUPPORTIVE HOUSI	AM0	0300	(3,000,000.00)
JZ0 - DEPARTMENT OF YOUTH REHABILITATION SVCS	SH632C	REPLACEMENT OF YES! TO FAMCARE	JZ0	0301	(14,283.37)
KA0 - DEPARTMENT OF TRANSPORTATION	6EQ02C	EQUIPMENT ACQUISITION - DDOT	KA0	0302	(2,501,614.72)
	AD306C	PEDESTRIAN & BICYCLE SAFETY ENHANCEMENTS	KA0	0330	(2,000,000.00)
	AD310C	SHERMAN STREET	KA0	0300	(3,596.14)
	BR005C	H STREET BRIDGE	KA0	0300	(5,000,000.00)
	CA305C	LOCAL ST REHAB SCOPE & DEV	KA0	0330	(226.66)
	CE307C	BRIDGE MAINTENANCE	KA0	0330	(1,500,000.00)
	CK301C	ADVANCED DESIGN & PROJECT DEVT	KA0	0330	(176.84)
	CKT59A	NY AVE SOUTH DAKOTA-DC LINE NH-1108(19)	KA0	0300	(52,927.14)
	ED302C	LOCAL STREETS PARKING STUDIES	KA0	0330	(227,753.29)
	ED303C	LOCAL STREETS TRAFFIC STUDIES	KA0	0330	(130,671.02)
	EDL06C	MINNESOTA AVE. STREETScape IMPROVEMENTS	KA0	0300	(16,667.00)
	EDL07C	HOWARD THEATER STREETScape IMPROVEMENTS	KA0	0300	(4,540.80)
	EDS01C	GREAT STREETS	KA0	0333	(126,721.78)
	EDS02C	GREAT STREETS	KA0	0300	(283,404.34)
				0333	(264,317.78)
	EDS03C	GREAT STREETS	KA0	0333	(14.68)
	EDS04C	GREAT STREETS	KA0	0333	(85,240.90)
	FLD01C	PREVENTION OF FLOODING IN BLOOMINGDALE/L	KA0	0300	(5,100,000.00)
KG0 - DEPARTMENT OF ENERGY AND ENVIRONMENT	SUS04C	SUSTAINABLE DC FUND-2	KG0	0300	(104,291.56)
TO0 - OFFICE OF THE CHIEF TECHNOLOGY OFFICER	N9001C	DC GOVERNMENT NEW DATA CENTER BUILD-OUT	TO0	0300	(9,500,000.00)
Grand Total					(66,359,745.58)

4272

4273 **TITLE IX. SPECIAL PURPOSE AND DEDICATED REVENUE FUND**

4274 **AMENDMENTS AND TRANSFERS**

4275 **SUBTITLE A. DESIGNATED FUND TRANSFERS**

4276 Sec. 9001. Short title.

4277 This subtitle may be cited as the “Designated Fund Transfer Act of 2016”.

4278 Sec. 9002. Notwithstanding any provision of law limiting the use of funds in the accounts
4279 listed in the following chart, the Chief Financial Officer shall transfer the identified amounts
4280 from certified fund balances in those accounts to the General Fund of the District of Columbia as
4281 described below:

4282 (1) \$38.4 million shall be made available in Fiscal Year 2017;

4283 (2) \$1.4 million shall be made available in Fiscal Year 2020;

4284 (3) \$7.2 million shall be allocated to Pay-as-you-go capital in Fiscal Year 2017 in
4285 accordance with the budget and financial plan:

4286

DESIGNATED FUND BALANCE - OVERVIEW			
Agency Code	Fund No.	Fund Name	Amount
Budget Support Act:			
AEO		Pay for Success Contract Fund	\$2,699,287
		Total	\$2,699,287
Budget Reserves:			
ENO		Micro Loan/Small Business Capital Access Fund	\$228,362
ENO		Streetscape Loan Relief Fund	\$1,584,297
		Total	\$1,812,659
Dedicated Taxes:			
HT0	0111	Healthy DC Fund	\$6,908,762
LQ0	0110	Dedicated Taxes	\$881,555
		Total	\$7,790,317
Purpose Restrictions and Other Special Purposes:			
AT0	0606	Recorder of Deeds Surcharge	\$3,000,000
AT0	6115	OFT Central Collection Unit Fund	\$1,600,000
AT0	0602	Payroll Service Fees	\$11,198
BE0	0639	Agreement with Independent Agencies	\$34,682
CI0	0600	Special Purpose Revenue	\$15,332
CRO	6030	Green Building Fund	\$1,689,850

CR0	6013	Basic Business License Fund	\$268,332
CR0	6020	Board of Engineers Fund	\$697,203
CR0	6040	Corporate Recordation Fund	\$1,182,879
CR0	0645	Vending Regulations Fund	\$1,284,622
CR0	6010	OPLA - Special Account	\$26,999
CR0	6006	Nuisance Abatement	\$44,862
CR0	6009	Real Estate Appraisal Fee	\$30,564
CT0	0600	Cable Franchise Fees	\$7,113,314
EBO	0630	Fund from NEDCO and EDFC	\$562,550
EBO	0419	H St Retail Priority Area Grant Fund	\$3,272,213
HCO	0632	Pharmacy Protection	\$2,100,000
HCO	0644	Spay and Neutering Fund	\$7,215
HCO	0661	ICF/MR Fees and Fines	\$154,086
HT0	0631	Medicaid Collections - 3rd Party Liability	\$314,173
HT0	0605	SHPDA Fees	\$200,000
HT0	0643	Board of Medicine	\$600,000
JA0	0603	SSI Payback	\$1,000,000
KA0	6901	DDOT Enterprise Fund - Non Tax Revenues	\$3,000,000
SRO	2911	Foreclosure Mediation Fund (Temporary)	\$340,500
TO0	0602	DC Net Service Support	\$4,800,000
		Total	\$33,350,574
TOTAL			\$45,652,837

4287

4288 Sec. 9003. The Chief Financial Officer shall transfer the entire fund balance of the GD0 –
4289 Credit Enhancement, Geneva Funds account to fund 0610, the Charter School Credit
4290 Enhancement Fund, within the Office of the State Superintendent of Education.

4291 Sec. 9004. Applicability.

4292 This subtitle shall apply as of the effective date of the Fiscal Year 2017 Budget Support
4293 Emergency Act of 2016 (Enrolled version of Bill 21-____).

4294 **SUBTITLE B. FIXED COST COMMODITY RESERVE AMENDMENT**

4295 Sec. 9010. Short title.

4296 This subtitle may be cited as the “Fixed Cost Commodity Reserve Amendment Act of
4297 2016”.

4298 Sec. 9011. Section 47-368.04 of the District of Columbia Official Code is amended as
4299 follows:

4300 (a) Subsection (b) is amended by striking the phrase “and rent” and inserting the phrase
4301 “and rent; provided, that the amount in the Fund shall not exceed \$5 million in any fiscal year” in
4302 its place.

4303 (b) A new subsection (c) is added to read as follows:

4304 “(c) Amounts in the Fund shall be used only for the purposes in subsection (b) and shall
4305 not be available for other purposes or be transferred to other funds or accounts.”.

4306 **TITLE X. APPLICABILTY; FISCAL IMPACT; EFFECTIVE DATE**

4307 Sec. 10001. Applicability.

4308 Except as otherwise provided, this act shall apply as of October 1, 2016.

4309 Sec. 10002. Fiscal impact statement.

4310 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
4311 impact statement required by section 4a) of the General Legislative Procedures Act of 1975,
4312 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

4313 Sec. 10003. Effective date.

4314 This act shall take effect following approval by the Mayor (or in the event of veto by the
4315 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
4316 provided in 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973
4317 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia
4318 Register.