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Chairman Phil Mendelson

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the Fiscal Year 2021 Budget Support Act of 2020, the Washington Convention Center Authority Act of 1994, Title 47 of the D.C. Official Code, the District of Columbia Traffic Act, 1925, the Fiscal Year 2021 Budget Support Congressional Review Emergency Amendment Act of 2020, and the Fiscal Year 2021 Budget Support Clarification Temporary Amendment Act of 2020 to clarify provisions supporting the Fiscal Year 2021 budget; and to authorize the Chief Financial Officer to impose a fee or processing cost related to a payment made by credit card or other electronic payment method.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2021 Budget Support Clarification Congressional Review Emergency Amendment Act of 2020”.

Sec. 2. The Fiscal Year 2021 Budget Support Act of 2020, enacted on August 31, 2020 (D.C. Act 23-407; 67 DCR 10493), is amended as follows:

(a) Section 2192 is amended as follows:

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

“(a)(1) Capital project DHA21C (“DHA21C”) shall be administered by the Office of the Chief Financial Officer (“OCFO”), with available project allotments advanced to the District of Columbia Housing Authority (“Authority”) on a quarterly basis for the encumbrances and

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34 expenditures planned for that quarter; provided, that the requirements of subsection (b) of this
35 section are met.

36 “(2) DHA21C funds shall be used by the Authority to fund capital-eligible
37 construction, renovation, or rehabilitation subprojects that:

38 “(A) Increase the longevity of public housing units;

39 “(B) Prevent existing tenants from being displaced; or

40 “(C) Increase the availability of public housing units for existing District
41 of Columbia residents listed on the Authority's waitlist.

42 “(3) DHA21C funds shall not be used to fund the Authority’s operating costs,
43 renovation, or rehabilitation of any unit set to be demolished, sold, or otherwise removed from
44 the Authority inventory, or any administrative or overhead costs not specifically attributable to a
45 subproject.”.

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

47 “(b)(1) Each fiscal year that DHA21C funds are available, the Authority shall submit to
48 the Mayor, the Council, and the OCFO a proposed spending plan, which shall include:

49 “(A) Documentation that planned encumbrances and expenditures are
50 capital eligible; and

51 “(B) Information on each subproject for which the Authority proposes to
52 use DHA21C funds, including, at a minimum:

53 “(i) The proposed location of the subproject;

54 “(ii) A detailed proposed scope of the subproject;

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55 “(iii) A detailed proposed line-item budget for the subproject;
56 “(iv) A detailed proposed timeline for the subproject; and
57 “(v) A statement of whether the implementation of the proposed
58 subproject will require the relocation of tenants and, if relocation is required, a detailed proposed
59 relocation plan.

60 “(2) In the event of significant delays or changes in planned encumbrances and
61 expenditures for any subproject during the fiscal year, the Authority shall update its spending
62 plan and provide additional documentation as needed to minimize unencumbered and
63 unexpended transfers, avoid causing the District to incur unnecessary debt service costs, and
64 ensure that all subproject encumbrances and expenditures are capital eligible.”.

65 (b) Amendatory section 203a of the Washington Convention Center Authority Act of
66 1994, enacted on August 31, 2020 (D.C. Act 23-407; 67 DCR 10493), in section 7212 is
67 amended to read as follows:

68 “Sec. 203a. Assistance for excluded workers.

69 “(a) During the public health emergency declared in the Mayor’s order dated March 11,
70 2020, and any extensions thereof, the Washington Convention and Sports Authority (“Events
71 DC”) shall issue, subject to the availability of funds, grants or contracts to nonprofit entities to
72 use to provide cash assistance to District residents who are otherwise excluded from District and
73 federal aid related to COVID-19. To qualify for cash assistance from grants or contracts awarded
74 pursuant to this section, a District resident shall, at the time of application for assistance under
75 this section:

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76 “(1) Demonstrate a loss of income due to the public health emergency;

77 “(2)(A) Be ineligible for:

78 “(i) Unemployment insurance; or

79 “(ii) COVID-19 relief; or

80 “(B) Be a returning citizen, as that term is defined in section 2(5) of the

81 Office on Ex-Offender Affairs and Commission on Re-Entry and Ex-Offender Affairs

82 Establishment Act of 2006, effective March 8, 2007 (D.C. Law 16-243; D.C. Official Code § 24-

83 1301(5)), whose incarceration ended on March 11, 2020 or later; and

84 “(3) Provide a:

85 “(A) Signed certification that the resident’s loss of income stems from the

86 public health emergency; and

87 “(B) Proof of residency and eligibility for relief, as determined by Events

88 DC and consistent with rules and standards for COVID-19 relief programs administered by

89 Events DC.

90 “(b) Any entity receiving a grant or contract pursuant to this section may use no more

91 than 10% of the grant for administrative expenses incurred from administering the cash

92 assistance program.

93 “(c) Cash assistance provided to eligible individuals pursuant to this section shall not be

94 considered in determining eligibility for any means-tested programs administered by the District.

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

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96 “(1) “COVID-19” means the disease caused by the novel coronavirus SARS-
97 CoV-2.

98 “(2) “COVID-19 relief” means federal monetary unemployment assistance
99 provided under the Coronavirus Aid, Relief, and Economic Security Act, approved March 27,
100 2020 (134 Stat. 281; 15 U.S.C. § 9001 *et seq.*), which shall include tax credits but shall not
101 include federal Economic Impact Payments or other stimulus relief for which eligibility is not
102 contingent on the recipient’s employment status.”.

103 Sec. 3. Section 203a of the Washington Convention Center Authority Act of 1994,
104 effective August 19, 2020 (D.C. Act 23-404; 67 DCR 10098), is amended as follows:

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

106 (1) The lead-in language is amended as follows:

107 (A) Strike the phrase “the Washington Convention and Sports Authority
108 shall” and insert the phrase “the Washington Convention and Sports Authority (“Events DC”)
109 shall” in its place.

110 (B) Strike the phrase “a District resident shall” and insert the phrase “a
111 District resident shall, at the time of application for assistance under this section” in its place.

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

113 “(1) Demonstrate loss of income due to the public health emergency;”.

114 (3) Paragraph (2) is amended to read as follows:

115 “(2)(A) Be ineligible for:

116 “(i) Unemployment insurance; or

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

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

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

142 “(D) Spirituous or malt liquors, beers, and wine sold by an alcoholic
143 beverage licensee acting under authority of §§ 25-112(h)(1), 25-113(a)(3)(C), or 25-113.01(f) or
144 (g).”.

145 (b) Section 47-2202.01(2) is amended as follows:

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

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

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

151 “(D) Spirituous or malt liquors, beers, and wine sold by an alcoholic
152 beverage licensee acting under authority of §§ 25-112(h)(1), 25-113(a)(3)(C), or 25-113.01(f) or
153 (g).”.

154 Sec. 5. Section 6(j)(3)(F) of the District of Columbia Traffic Act, 1925, approved March
155 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(j)(3)(F)), is amended by striking the
156 phrase “described in section 125(3)(C) of the District of Columbia Sales Tax Act, approved May

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157 27, 1949 (63 Stat. 115; D.C. Official Code § 47-2002(3)(C))” and inserting the phrase “described
158 in D.C. Official Code §§ 47-2002(a)(4B) and 47-2002.02(2)(C)” in its place.

159 Sec. 6. Chief Financial Officer collection of fees and processing costs.

160 (a) For any payment made by credit card or other electronic payment method, the Chief
161 Financial Officer may impose any fee or processing cost related to the transfer or payment
162 method.

163 (b) The Office of the Chief Financial Officer may promulgate regulations to implement
164 the provisions of this section.

165 Sec. 7. Section 2192(d) of the Fiscal Year 2021 Budget Support Congressional Review
166 Emergency Act of 2020, effective October 26, 2020 (D.C. Act 23-426; 67 DCR 12848), is
167 repealed.

168 Sec. 8. Section 2(a)(3) and (b) of the Fiscal Year 2021 Budget Support Clarification
169 Temporary Amendment Act of 2020, enacted on October 28, 2020 (D.C. Act 23-447; 67 DCR
170 13036), is repealed.

171 Sec. 9. Applicability.

172 This act shall apply as of December 29, 2020.

173 Sec. 10. Fiscal impact statement.

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

177 Sec. 11. Effective date.

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178 This act shall take effect following approval by the Mayor (or in the event of veto by the
179 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
180 90 days, as provided for emergency acts of the Council of the District of Columbia in section
181 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
182 D.C. Official Code § 1-204.12(a)).

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