

COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE OF THE WHOLE  
1350 Pennsylvania Avenue, NW, Suite 410  
Washington, DC 20004

**Memorandum**

**DRAFT**

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To: All Councilmembers  
From: Evan Cash, Committee Director  
Date: October 22, 2019  
Subject: Minutes of the Regular Committee of the Whole Meeting – September 17, 2019

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**I. CALL TO ORDER**

Chairman Mendelson called to order a regular meeting of the Committee of the Whole at 11:04 a.m., on Tuesday, September 17, 2019 in the Council Chamber of the John A. Wilson Building, 1350 Pennsylvania Ave., N.W.

**II. DETERMINATION OF A QUORUM**

**Committee Members Present**

**Committee Members Absent**

Chairman Phil Mendelson  
Councilmember Charles Allen  
Councilmember Anita Bonds  
Councilmember Mary Cheh  
Councilmember Jack Evans  
Councilmember Vincent C. Gray  
Councilmember David Grosso  
Councilmember Kenyan McDuffie  
Councilmember Brianne Nadeau  
Councilmember Elissa Silverman  
Councilmember Brandon Todd  
Councilmember Robert White  
Councilmember Trayon White

**III. READING AND APPROVAL OF THE MINUTES**

- A. Tuesday, June 18, 2019, Regular Meeting
- B. Tuesday, July 9, 2019, Additional Meeting

Chairman Mendelson moved for approval of the draft minutes. The minutes were approved unanimously by a voice vote.

Without objection, Chairman Mendelson moved out of order to move presentation of ceremonial resolutions from the Legislative Meeting agenda.

A. **CER 23-129**, “Trinette Chase Ms. Senior DC Recognition Resolution of 2019”

Councilmember Allen presented the ceremonial resolution.

**IV. FILING OF COMMITTEE REPORTS**

A. Secretary’s Report

Councilmember McDuffie moved to waive the reading of the Secretary’s report, which was agreed to, without objection.

**V. FILING OF COMMITTEE REPORTS**

A. Reading of Secretary’s log of introductions and referrals

Councilmember McDuffie moved to waive the reading of the Secretary’s log of introductions and referrals, which was agreed to, without objection.

B. Introduction of Bills and Resolutions from the dais

Councilmember Cheh introduced the “Surprise Billing Patient Protection Act of 2019” with co-introducers Chairman Mendelson and Councilmembers Allen, Bonds, Evans, Nadeau, Silverman, and Todd. The measure was referred to the Committee on Business and Economic Development.

Councilmember Cheh introduced the “Flavored Electronic Smoking Device Amendment Act of 2019” with co-introducers Councilmembers Allen, Bonds, Evans, Gray, Grosso, Nadeau, Silverman, and R. White. Councilmember T. White joined as cosponsor. The referral of the measure was taken under advisement.

Councilmember Cheh introduced the “Access to Biosimilars Amendment Act of 2019” with co-introducers Councilmembers Allen, Bonds, Evans, Gray, Nadeau, Silverman, and Todd. Councilmembers Grosso and McDuffie joined as cosponsor. The measure was referred to the Committee on Health.

Councilmember Cheh introduced the “Educator Expense Tax Credit Amendment Act of 2019” with co-introducers Councilmembers Allen, Evans, Gray, Grosso, Nadeau, Todd, and R. White. Councilmember T. White joined as cosponsor. The measure was referred to the Committee on Business and Economic Development with comments from the Committee on Education and the Committee of the Whole.

Councilmember McDuffie introduced the “Protecting Local Area Commercial Enterprise Amendment Act of 2019” with co-introducers Councilmembers Allen, Bonds, Nadeau, Todd, and R. White. Councilmembers Evans, Gray, and Grosso joined as cosponsors. The measure was referred sequentially, first to the Committee on Business and Economic Development with comments from the Committee on Facilities and Procurement.

Councilmember McDuffie introduced the “Independent Compliance Office Establishment Act of 2019” with co-introducers Councilmembers Allen, Bonds, Grosso, Nadeau, Todd, R. White, and T. White. Councilmember Evans joined as cosponsor. The referral of the measure was taken under advisement.

Councilmember Bonds introduced the “Rental Housing Act Extension Amendment Act of 2019” with co-introducers Chairman Mendelson and Councilmembers Allen, Cheh, Evans, Gray, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White. Councilmember Grosso joined as cosponsor. The measure was referred to the Committee on Housing and Neighborhood Revitalization.

Councilmember Grosso introduced the “Strengthening Reproductive Health Protections Amendment Act of 2019” with co-introducers Allen, Bonds, Cheh, Nadeau, Silverman, and Todd. The measure was referred to the Committee on Government Operations.

Councilmember Grosso introduced the “Tony Hunter and Bella Evangelista Amendment Act of 2019” with co-introducers Allen, Cheh, Nadeau, Silverman, and Todd. Councilmembers Bonds, Evans, Gray, and McDuffie joined as cosponsors. The measure was referred to the Committee on the Judiciary and Public Safety.

Councilmember Silverman introduced the “First Source Community Accountability Amendment Act of 2019” with co-introducers Chairman Mendelson and Councilmembers Bonds, Cheh, Nadeau, Todd, R. White, and T. White. Councilmembers Evans and McDuffie joined as cosponsors. The measure was referred to the Committee on Labor and Workforce Development.

Councilmember Nadeau introduced the “Child Safety and Well-Being Ombudsman Establishment Act of 2019” with co-introducers Allen, Cheh, Grosso, Silverman, Todd, and R. White. The measure was referred to the Committee on Human Services.

Councilmember Allen introduced the “Small and Local Business Assistance Amendment Act of 2019” with co-introducers Councilmembers Evans, McDuffie, Nadeau, Todd, R. White, and T. White. Councilmembers Grosso and Silverman joined as cosponsors. The measure was referred to the Committee on Business and Economic Development.

Councilmember Allen introduced the “Long Time Resident Business Preservation Amendment Act of 2019” with co-introducers Councilmembers Bonds, Cheh, Evans, McDuffie, Nadeau, R. White, and T. White. Councilmembers Grosso and

Silverman joined as cosponsors. The measure was referred to the Committee on Business and Economic Development.

Councilmember Allen introduced the “Removing Barriers to Occupational Licensing for Returning Citizens Amendment Act of 2019” with co-introducers Councilmembers Bonds, Cheh, Evans, McDuffie, Nadeau, R. White, and T. White. Section 3 of the measure was referred sequentially, first to the Committee on Judiciary and Public Safety and second to the Committee of the Whole, and the rest of the bill was referred to the Committee of the Whole, with comments from the Committee on Facilities and Procurement.

Councilmember Todd introduced the “Reading Equity Acceleration Declaration Act of 2019” with co-introducers Councilmembers Cheh, Evans, and Nadeau. The measure was referred sequentially, first to the Committee on Education and second to the Committee of the Whole.

Councilmember Todd introduced the “Domestic Workers Protection Act of 2019” with co-introducers Councilmembers Bonds, Cheh, Grosso, Nadeau and R. White. Councilmembers Allen, Evans, Gray, McDuffie, and Silverman joined as cosponsors. The measure was referred to the Committee on Labor and Workforce Development with comments from the Committee on Government Operations.

Councilmember R. White introduced the “Moving the Office on Returning Citizens Affairs Amendment Act of 2019” with co-introducers Councilmembers Allen, Bonds, Grosso, Silverman, and T. White. Councilmembers Evans, Gray, and McDuffie joined as cosponsors. The measure was referred sequentially, first to the Committee on Facilities and Procurement with comments from the Committee on the Judiciary and Public Safety.

Councilmember R. White introduced the “Sexual Harassment Data Collection and Reporting Act of 2019” with co-introducers Councilmembers Allen, Bonds, Cheh, Gray, Grosso, Nadeau, Todd, and R. White. Councilmembers Evans and McDuffie joined as cosponsors. The measure was referred to the Committee on Facilities and Procurement with comments from the Committee on Government Operations.

Councilmember Gray introduced the “Prohibition of Electronic Smoking Sales Without a Prescription Act of 2019” with co-introducers Councilmembers Allen, Bonds, and Cheh. Councilmembers Evans and Grosso joined as cosponsors. The referral of the measure was taken under advisement.

Chairman Mendelson introduced the “Appraisal Management Company Regulation Act of 2019.” Councilmember Bonds joined as cosponsor. The measure was referred to the Committee on Business and Economic Development with comments from the Committee on Housing and Neighborhood Revitalization.

## VI. CONSIDERATION OF MEASURES IN THE COMMITTEE OF THE WHOLE

### A. **Bill 23-63**, “Joy Evans Therapeutic Recreation Center Designation Act of 2019”

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

### B. **Bill 23-303**, “Al and Mary Arrighi Way Designation Act of 2019”

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

C. **PR 23-285**, “Zoning Commission Peter Shapiro Confirmation Resolution of 2019”

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

D. **PR 23-330**, “Washington Convention and Sports Authority Board of Directors Alan Bubes Confirmation Resolution of 2019”

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

- E. **PR 23-355**, “Historic Preservation Review Board Linda Greene Confirmation Resolution of 2019”

Chairman Mendelson presented the measure and moved the Committee Print and Committee Report, *en bloc*, with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Print and the Committee Report were approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

- F. **PR 23-358**, “Board of Industrial Trades Mr. Petrick Washington Confirmation Resolution of 2019”

- G. **PR 23-359**, “Board of Industrial Trades Mr. Brian Cooper Confirmation Resolution of 2019”

- H. **PR 23-360**, “Board of Industrial Trades Mr. Alvin D. Venson Confirmation Resolution of 2019”

Chairman Mendelson presented the measures, *en bloc*, and moved the Committee Prints and the Committee Reports, *en bloc*, with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Prints and Committee Reports were approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measures were legally and technically sufficient; the Secretary stated that the record on the measures was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measures’ fiscal impact statement complied with Council requirements. Without objection, the measures were placed on the consent agenda for the September 17, 2019 Legislative Meeting.

- I. **PR 23-396**, “Mayor’s Council on Physical Fitness Neal L. Downing Appointment Resolution of 2019”

- J. **PR 23-397**, “Mayor’s Council on Physical Fitness Andreyra Cracco Appointment Resolution of 2019”

- K. **PR 23-398**, “Mayor’s Council on Physical Fitness Katrina Owens Appointment Resolution of 2019”
- L. **PR 23-399**, “Mayor’s Council on Physical Fitness Mary C. Lord Appointment Resolution of 2019”
- M. **PR 23-400**, “Mayor’s Council on Physical Fitness Rosalyn Gonzalez Appointment Resolution of 2019”

Chairman Mendelson presented the measures, *en bloc*, and moved the Committee Prints and the Committee Reports, *en bloc*, with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Prints and Committee Reports were approved unanimously by voice vote with Chairman Mendelson and Councilmembers Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measures were legally and technically sufficient; the Secretary stated that the record on the measures was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measures’ fiscal impact statement complied with Council requirements. Without objection, the measures were placed on the consent agenda for the September 17, 2019 Legislative Meeting.

## **VII. CONSIDERATION OF MEASURES FROM OTHER COMMITTEES**

- A. **Bill 23-212**, “Primary Date Alteration Amendment Act of 2019”

### **Committee on the Judiciary and Public Safety Chairperson Charles Allen**

Councilmember Allen, Chairperson of the Committee on the Judiciary and Public Safety, presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Counsel stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.



- B. **PR 23-249**, “Contract Appeals Board Nicholas Majett Confirmation Resolution of 2019”

**Committee on Facilities and Procurement  
Chairperson Robert White**

Councilmember R. White, Chairperson of the Committee on Facilities and Procurement, presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Counsel stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the September 17, 2019 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

**VIII. OTHER BUSINESS**

**IX. NEXT ISLATIVE MEETING**

Tuesday, October 8, 2019, Legislative Meeting

**X. ADJOURNMENT**

The meeting adjourned at 1:06 p.m.