

**COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE OF THE WHOLE  
COMMITTEE REPORT**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

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**TO:** All Councilmembers

**FROM:** Chairman Phil Mendelson  
Committee of the Whole

**DATE:** November 19, 2019

**SUBJECT:** Report on Bill 23-504, the “Fiscal Year 2020 Budget Support Clarification Act of 2019”

The Committee of the Whole, to which Bill 23-504 was referred, reports favorably thereon with amendments and recommends approval by the Council.

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**I. BACKGROUND AND NEED**

On June 18, 2019, the Council passed the Fiscal Year 2020 Budget Support Act of 2019, effective September 11, 2019 (D.C. Law 23-16; 66 DCR 8621) (“FY20 BSA”). Following the passage of the FY20 BSA, staff at the Council and the Office of the Chief Financial Officer (“OCFO”) identified certain provisions that need to be clarified or amended to effectuate their intent and implement the Fiscal Year 2020 (“FY20”) budget and financial plan as approved by the Council. Bill 23-504, the “Fiscal Year 2020 Budget Support Clarification Act of 2019,” makes minor, technical, conforming, and clarifying amendments to various provisions supporting the FY20 budget and financial plan.

Section 2 amends the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010<sup>1</sup> to strike the language limiting the Attorney General's grantmaking for crime reduction and violence interruption to a total of \$360,000. In Fiscal Year 2018, the Office of the Attorney General ("OAG") established the Cure the Streets Program ("Program"), a crime reduction and violence interruption program that uses a public health approach to conflict resolution in neighborhoods where violent crime is prevalent. Cure the Streets trains known, trusted community residents to serve as violence interrupters in high-tension conflict situations that could escalate into shootings and homicides. OAG began the Program as a pilot with two initial targeted neighborhoods. The Council provided \$360,000 in start-up funding and gave OAG grant-making authority in the same amount.<sup>2</sup> This authority was made permanent in late 2018.<sup>3</sup> In the FY20 budget, the Council approved a one-time local funds allocation of \$3,762,278 for the Program, which OAG will use to expand to include six sites. The Council also authorized OAG to use \$3 million annually from the Litigation Support Fund to support crime reduction and violence prevention activities. In order to avoid delays and disruptions in the implementation of the Program for FY 2020, the \$360,000 limitation on grant-making must be removed.

Section 3 amends the Advisory Neighborhood Councils Act of 1975<sup>4</sup> to clarify changes made in the FY20 BSA through the Advisory Neighborhood Commission Accountability Amendment Act 2019 (subtitle I-B). The subtitle prohibited an Advisory Neighborhood Commission (ANC) from receiving future funding allotments if the ANC failed to file two or more consecutive quarterly reports until the ANC filed the missing reports. This amendment clarifies that the prohibition is triggered whenever a second report is untimely filed, and that the ANC shall forfeit the allotments associated with the more recent untimely quarterly report as well as future allotments until the ANC files the required reports. In addition, the amendment clarifies that the new reporting accountability measures shall not apply to quarterly reports for periods prior to the 2020 fiscal year.<sup>5</sup>

Section 4 amends the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012<sup>6</sup> to adding language authorizing the Deputy Mayor to issue a grant for improvements to the District-owned Tivoli Building. Funding for this grant was included in the FY20 budget.

Section 5 amends the Day Care Policy Act of 1979 to establish a non-lapsing Early Childhood Development Fund, which would be used to support the cost of care and teacher salary scale increases as set forth in the Birth-to-Three for All DC Act of 2018.<sup>7</sup> Fifty percent of

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<sup>1</sup> Section 108c(a) of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 10, 2019 (D.C. Law 22-313; D.C. Official Code § 1-301.88f(a)).

<sup>2</sup> Attorney General Limited Grant-Making Authority Emergency Amendment Act of 2018, effective June 27, 2018 (D.C. Act 22-391; 65 DCR 7144).

<sup>3</sup> Section 2(b) of the Omnibus Public Safety and Justice Amendment Act of 2018, effective May 10, 2019 (D.C. Law 22-313; D.C. Official Code § 1-301.88f(a)).

<sup>4</sup> D.C. Law 1-58; D.C. Official Code § 1-309.13(j)(3).

<sup>5</sup> The Council approved an emergency version of this measure (Bill 23-525) on November 5, 2019.

<sup>6</sup> Effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04).

<sup>7</sup> Effective October 30, 2018 (D.C. Law 22-179; 65 DCR 9569).

all net revenue above the amount certified in the FY20 budget and financial plan from the Sports Wagering Lottery Amendment Act of 2018 (minus \$200,000 annually that is dedicated for gambling addiction prevention and treatment) would be deposited into the fund.<sup>8</sup> The amendments in section 5 should be read in conjunction with section 6 and section 8.

Section 6 revives section 103 of the Neighborhood Engagement Achieves Results Amendment Act of 2016 to restore the non-lapsing Neighborhood Safety and Engagement Fund and amends it to clarify that the Fund shall only be used to support the duties of the Office of Neighborhood Safety and Engagement.<sup>9</sup> Fifty percent of all net revenue above the amount certified in the FY20 budget and financial plan from the Sports Wagering Lottery Amendment Act of 2018 (minus \$200,000 annually that is dedicated for gambling addiction prevention and treatment) would be deposited into the fund.<sup>10</sup> The amendments in section 6 should be read in conjunction with section 5 and section 8.

Section 7 amends the Lead Service Line Priority Replacement Assistance Act of 2004.<sup>11</sup> The Lead Water Service Line Replacement and Disclosure Amendment Act of 2018, which amended the 2004 law, established two lead service line replacement financial assistance programs for low-income applicants.<sup>12</sup> This amendment corrects an error that mistakenly limited eligibility to applicants meeting two standards, when the intent was to ensure that applicants who meet either standard are eligible for financial assistance. The 2018 law was funded in the FY20 budget and financial plan.

Section 8 amends the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia to direct all revenue above the amount certified in the FY20 budget and financial plan from the Sports Wagering Lottery Amendment Act of 2018. It directs the first \$200,000 annually to the Department of Behavioral Health for gambling addiction prevention and treatment and then directs the remaining net revenue to be split evenly into Early Childhood Development Fund (created by section 5, *supra*) and the Neighborhood Safety and Engagement Fund (created by section 6, *supra*).

Section 9 amends the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018,<sup>13</sup> to make permanent provisions passed on an emergency and temporary basis.<sup>14</sup> The section 1) clarifies that the Council's 45-day review of the proposed Notice of Invitation excludes Saturdays, Sundays, legal holidays, and Council recess; 2) requires Advisory Committee members to have the ability to contribute substantive expertise related to "school improvement" rather than "educational improvement"; 3) strikes the word "final" from Section 106(c)(2) of D.C. Law 22-268, as "final" limits feedback from the Advisory Committee;

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<sup>8</sup> Effective May 3, 2019 (D.C. Law 22-312; 66 DCR 5817).

<sup>9</sup> Effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2411 *et seq.*).

<sup>10</sup> *Supra*, n.7.

<sup>11</sup> D.C. Law 15-205; D.C. Official Code § 34-2151 *et seq.*

<sup>12</sup> Effective March 13, 2019 (D.C. Law 22-241; 66 DCR 923).

<sup>13</sup> Effective March 28, 2019 (D.C. Law 22-268; D.C. Official Code § 38-785.01 *et seq.*).

<sup>14</sup> Education Research Practice Partnership Technical Emergency Amendment Act of 2019, enacted October 8, 2019 (D.C. Act 23-127; 66 DCR 13164), expiring January 6, 2020; and Education Research Practice Partnership Technical Temporary Amendment Act of 2019, enacted November 5, 2019 (D.C. Act 23-156; 66 DCR 14814).

and 4) restores the language of Section 106(d)(1)(A) to that which was approved by the Council. Each of these changes is consistent with what the Council approved at the December 18, 2018 second reading of the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018, reversing changes made to the text during enrollment.

Section 10 makes technical and clarifying changes regarding the restructuring of the Commission on the Arts and Humanities (“Commission”) that was included in the FY20 BSA.<sup>15</sup> First, the section clarifies the Commission’s membership terms. When the Commission was established, the first members were to serve the following terms: six members for one year, six members for two years, and six members for three years. Following the initial appointment term, each subsequent term was to be three years. The Committee’s investigation into the history of Commission appointments revealed that this 6/6/6/ staggered structure has not always been followed, though it is unclear when the appointments began deviating from the 6/6/6 stagger. In order to resume a 6/6/6 stagger, section 10 requires that subsequent terms for two seats with a June 30, 2019 term end date shall have a June 30, 2021 term end date; and that the subsequent term for one existing seat with a June 30, 2020 term end date shall have a June 22, 2021 term end date. Second, due to the incomplete record on appointments, terms, and the adherence to the 6/6/6 stagger, section 10 also includes a provision ratifying all official actions taken by members appointed prior to January 1, 2021, regardless of the date of the appointments and length of terms of its members. This language ensures that all Commission actions - both past and present - are in accordance with the law. The Council included a similar ratification provision in 1981, in D.C. Law 4-73, indicating that discrepancies in terms has existed before.<sup>16</sup>

<b>Commission on the Arts and Humanities Members</b>				
<b>(As of November 15, 2019)</b>				
	<b>Resolution #</b>	<b>Commissioner</b>	<b>Term End Date</b>	<b>Ward of Residence</b>
<b>1</b>	<i>R.22-183</i>	<i>MaryAnn Miller</i>	<i>June 30, 2019</i>	3
<b>2</b>	<i>R.21-679</i>	<i>Alma Hardy-Gates</i>	<i>June 30, 2019</i>	3
<b>3</b>	<i>R.21-677</i>	<i>Rhona Friedman</i>	<i>June 30, 2019</i>	2
<b>4</b>	<i>R.21-680</i>	<i>Cicie Sattarnilasskorn</i>	<i>June 30, 2019</i>	1
<b>5</b>	<i>R.21-678</i>	<i>Haili Francis</i>	<i>June 30, 2019</i>	5
<b>6</b>		<i>Vacant</i>	<i>June 30, 2019</i>	
<b>7</b>	R.20-671	Jose Ucles	June 30, 2017**	5
<b>8</b>	R.22-394	Edmund Fleet	June 30, 2020	7
<b>9</b>	R.22-185	Maria Rooney	June 30, 2020	4
<b>10</b>	R.22-181	Stacie Lee-Banks	June 30, 2020	3
<b>11</b>	R.22-186	Josef Palermo	June 30, 2020	1
<b>12</b>	R.22-182	Miles Gray	June 30, 2020	8
<b>13</b>	R.22-433	Chinedu Osuchukwu	June 30, 2020	7
<b>14</b>	R.22-557	Quanice Floyd	June 30, 2020	6
<b>15</b>	R.23-17	Gretchen Wharton	June 30, 2021	6
<b>16</b>	R.23-16	Kay Kendall (Chairperson)	June 30, 2021	2
<b>17</b>	R.23-15	Kymber Menkiti	June 30, 2021	4
<b>18</b>	R.23-62	Derek Younger	June 30, 2022	5

\*Italics represent members whose terms expired on June 30, 2019 and are currently serving in a holdover status.

<sup>15</sup> The Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-16; 66 DCR 8621).

<sup>16</sup> See D.C. Official Code § 39-203, editor’s note.

\*\*Mr. Ucles' term expired on June 30, 2017, and his holdover term expired on December 30, 2017. The ratification provision will ensure all actions taken by Mr. Ucles' taken since December 30, 2017 are in accordance with the law.

Section 11 amends multiple provisions in Title 47 of the D.C. Official Code. First, subsection (a) moves existing law related to the use of CAFR surplus from an incorrect location (§ 47-392.02(j-2)(4)) to a new subsection (§ 47-392.02(j-5)) and clarifies the language related to Pay-As-You-Go Capital. Current law says "50% shall be reserved for Pay-as-you-go capital projects" but does not indicate how those funds are held. The amendatory language clarifies that these funds shall be committed in the General Fund balance until transferred to the General Capital Improvements Fund upon appropriation to specific capital projects.

Second, subsection (b) includes clarifying language to § 47-1005.03, created by subtitle VII-M of the FY20 BSA, the Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019. The amendment clarifies that the maximum rent for the workforce housing units shall be calculated using the same methodology as the Low Income Housing Tax Credit (LIHTC) program, which uses the number of bedrooms in the unit rather than the household size to determine maximum rent; and clarifies that the rent ceiling shall be based on the Housing Choice Voucher Program area submarket rent where the property is located or in any immediately adjacent submarket to the property.

Finally, subsection (c) amends § 47-4665.06 to identify the specific EAB Global, Inc. real property receiving a tax abatement, which was already included in the financial plan.<sup>17</sup>

Section 12 amends the applicability date of the Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019 (subtitle II-U of the FY20 BSA) to be applicable as of July 22, 2019. This July applicability date was included in the Fiscal Year 2020 Budget Support Emergency Act of 2019 as introduced and was in the measure the Council voted upon; however, the applicability provision was inadvertently omitted during enrollment of the emergency.<sup>18</sup>

Section 13 adds language necessary for Events DC to effectuate a \$100,000 grant to assist the Historical Society with the transition into new space and to facilitate the anticipated increase in visitors. This grant was included in the FY20 budget.

Section 14 repeals (1) the applicability provision in the Rental Housing Commission Independence Clarification Amendment Act of 2018,<sup>19</sup> which was funded in the FY20 budget

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<sup>17</sup> Local Jobs and Tax Incentive Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-302; D.C. Official Code § 47-4665.06).

<sup>18</sup> On September 17, 2019, the Council passed the Commission on the Arts and Humanities Budget Subtitle Technical Emergency Amendment Act of 2019 and overrode a mayoral veto of the measure on October 22, 2019. Act 23-129 expires on January 20, 2020. The corresponding temporary measure, Act 23-157, was transmitted to Congress on November 8, 2019.

<sup>19</sup> Section 4 of the Rental Housing Commission Independence Clarification Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-200; 65 DCR 12066).

and financial plan; (2) the applicability provision in the Short-Term Rental Regulation Act,<sup>20</sup> the operating costs of which were funded in the FY20 budget and financial plan and the revenue reduction costs of which were recently certified by the OCFO as included in the FY20 budget and financial plan;<sup>21</sup> and (3) repeals subtitle II-L of the FY20 BSA, the Short-Term Rental Zoning Analysis Amendment Act of 2019, which prohibited the issuance of building permits to the District government for a construction project located at the Robert F. Kennedy Memorial Stadium or at Franklin Square until the Office of Planning submitted its analysis of zoning for short-term rental properties in residential areas. A report was necessary at the time of consideration of the BSA to allow the Zoning Commission to initiate a text amendment to legalize short-term rentals in the District in time to coincide with the short-term rentals regulations adopted by the Council. In October 2019, the Zoning Commission acted to legalize short-term rentals, making this provision moot.

Bill 23-504 provides needed minor, technical, conforming, and clarifying amendments to various provisions supporting the Fiscal Year 2020 budget and financial plan. The Committee therefore recommends approval of Bill 23-504, as reflected in the Committee Print.

## II. LEGISLATIVE CHRONOLOGY

March 15, 2019	Notice of public hearings on the proposed Fiscal Year 2020 Budget and Financial Plan is published in the <i>District of Columbia Register</i> (updates to the schedule of budget oversight hearings published March 29 and April 5)
March 20, 2019	Bill 23-209, the “Fiscal Year 2020 Budget Support Act of 2019” is introduced by Chairman Mendelson at the request of the Mayor
March 22, 2019	Committee of the Whole holds a public briefing on the Mayor’s Fiscal Year 2020 Proposed Budget and Financial Plan, including a presentation by Mayor Bowser
March 29, 2019	Notice of Intent to Act on Bill 23-209 is published in the <i>District of Columbia Register</i>
April 2, 2019	Bill 23-209 is “read” at the April 2, 2019 Regular Legislative Meeting and referred to the Committee of the Whole with comments on specific subtitles from the Council’s standing committees
March 25 – April 25, 2019	Committees hold public hearings on the budgets of the agencies under their purview and the subtitles of the Fiscal

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<sup>20</sup> Section 301301 of the Short-Term Rental Regulation Act of 2019, effective April 25, 2019 (D.C. Law 22-307; 66 DCR 898).

<sup>21</sup> October 10, 2019 letter from Jeffrey Dewitt, Chief Financial Officer, to Jennifer Budoff, Council Budget Director (66 DCR 14004).

	Year 2020 Budget Support Act of 2019 that were referred to each for comments
April 26, 2019	Committee of the Whole holds a public hearing on Bill 23-207, Bill 23-208, and Bill 23-209
April 30 – May 2, 2019	Committees mark up and approve their budget recommendations for Fiscal Year 2020
May 14, 2019	The Committee of the Whole marks up Bill 23-209
May 14, 2019	First reading on Bill 23-208 and Bill 23-209
May 28, 2019	Final reading on Bill 23-208
June 18, 2019	Final reading on Bill 23-209
October 21, 2019	Chairman Mendelson introduces Bill 23-504; Bill 23-502, the Fiscal Year 2020 Budget Support Clarification Emergency Amendment Act of 2019; and Bill 23-503, the Fiscal Year 2020 Budget Support Clarification Temporary Amendment Act of 2019
October 22, 2019	Final reading on Bill 23-502 and First reading on Bill 23-503
October 25, 2019	Abbreviated Notice of Intent to Act on Bill 23-504 is published in the <i>District of Columbia Register</i>
November 5, 2019	Final reading on Bill 23-503
November 19, 2019	Committee of the Whole marks up Bill 23-504

### III. POSITION OF THE EXECUTIVE

At the October 22, 2019 legislative meeting, Chairman Mendelson moved Bill 23-502, the Fiscal Year 2020 Budget Support Clarification Emergency Amendment Act of 2019, which includes a substantial part of the attached committee print of Bill 23-504. That emergency measure was approved by unanimous vote and transmitted to the Mayor, who returned it with her signature on November ##, 2019. On November 5, 2019, the Council unanimously approved Bill 23-503, the Fiscal Year 2020 Budget Support Clarification Temporary Amendment Act of 2019, also substantially similar to the committee print of Bill 23-504. The Mayor returned the temporary measure with her signature on DATE.

### IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee did not receive testimony or comments from any Advisory Neighborhood Commissions on Bill 23-504; however, ANC 2B, ANC 4C, and ANC 7C submitted resolutions

on specific funding matters related to Bill 23-208, the Fiscal Year 2020 Local Budget Act of 2019, and are included in the hearing record for that measure.

## V. LIST OF WITNESSES<sup>22</sup>

The Committee of the Whole held a public hearing on Bill 23-504 and other budget-related legislation on April 26, 2019.<sup>23</sup> Pursuant to Council Period 23 rule 501(a)(2), an additional hearing on Bill 23-504 is not required. The April 26, 2019 hearing record is incorporated by reference.

## VI. IMPACT ON EXISTING LAW

Bill 23-504 includes amendments to the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, the Advisory Neighborhood Councils Act of 1975, the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, the Lead Service Line Priority Replacement Assistance Act of 2004, the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018, the Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019, Title 47 of the D.C. Official Code, the Rental Housing Commission Independence Clarification Amendment Act of 2018, and the Short Term Rental Funding Act of 2019 to clarify provisions supporting the Fiscal Year 2020 budget and financial plan.

## VII. FISCAL IMPACT

Funds are sufficient in the fiscal year 2020 through 2023 budget and financial plan to implement the provisions of Bill 23-504, as noted in the attached DATE fiscal impact statement.

## VIII. SECTION-BY-SECTION ANALYSIS

<u>Section 1</u>	States the short title of Bill 23-504
<u>Section 2</u>	Amends the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010 to strike the \$360,000 ceiling on violence prevention grants issued by the Attorney General
<u>Section 3</u>	Amends the Advisory Neighborhood Councils Act of 1975 to clarify reporting requirements for Advisory Neighborhood Commissions and consequences for failure to report
<u>Section 4</u>	Amends the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012 to authorize a Fiscal Year 2020 grant for the District-owned Tivoli theater

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<sup>22</sup> Note: Written testimony and comments are included in the hearing record for Bill 23-208.

<sup>23</sup> All of the Council's committees held hearings between March 25 and April 25, 2019, inclusive, on the Mayor's proposed budget; in many cases, testimony at those hearings addressed various provisions of the FY 2020 BSA.



- Section 5 Amends the Day Care Policy Act of 1979 to establish a new Early Child Development Fund to receive excess sports wagering revenue
- Section 6 Amends the Neighborhood Engagement Achieves Results Amendment Act of 2016 to revive the Neighborhood Safety and Engagement Fund to receive excess sports wagering revenue
- Section 7 Amends the Lead Service Line Priority Replacement Assistance Act of 2004 to clarify eligibility for assistance programs
- Section 8 Amends the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia to direct sports wagering revenue in excess of what was certified for the FY20 budget and financial plan to two funds
- Section 9 Makes technical changes to the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018
- Section 10 Amends the Commission on the Arts and Humanities Act to clarify terms of member appointments and ratify actions of Commissioners
- Section 11 Amends Title 47 of the code to:  
(a) Clarify how 50% of any CAFR surplus it to be held;  
(b) Clarify how maximum rent shall be calculated in the Nonprofit Workforce Housing Properties Real Property Tax Exemption Amendment Act of 2019;  
(c) Identify the specific property receiving a tax abatement
- Section 12 Amends the applicability date for the Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019
- Section 13 Authorizes Events DC to issue a grant to the Historical Society of Washington, D.C.
- Section 14 Repeals (1) the Rental Housing Commission Independence Clarification Amendment Act; (2) the applicability provision of the the Short-Term Rental Regulation Act, which was funded in the FY20 budget and by the September revenue estimate; and (3) the Short-Term Rental Zoning Analysis Amendment Act of 2019
- Section 15 Applicability date states that except as otherwise provided, the act shall apply as of October 1, 2019
- Section 16 Fiscal impact statement

Section 17                      Effective date

## **IX. COMMITTEE ACTION**

On November 19, 2019, the Committee met to consider Bill 23-504, the “Fiscal Year 2020 Budget Support Clarification Act of 2019.” The meeting was called to order at TIME, and Bill 23-504 was item VI-D on the agenda. After ascertaining a quorum (Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present), Chairman Mendelson moved the committee print for Bill 23-504 with leave for staff to make technical, clarifying, and conforming changes.

After opportunity for discussion, the vote on the print was unanimous (Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White voting aye). Chairman Mendelson then moved the committee report for Bill 23-504 with leave for staff to make technical, conforming, and editorial changes. After opportunity for discussion, the vote on the report was unanimous (Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White voting aye). The meeting adjourned at TIME.

## **X. ATTACHMENTS**

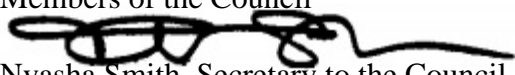
1. Bill 23-504 as introduced
2. Fiscal Impact Statement for Bill 23-504
3. Legal Sufficiency Determination for Bill 23-504
4. Committee Print for Bill 23-504

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**1350 Pennsylvania Avenue, N.W.**  
**Washington D.C. 20004**

Memorandum

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To : Members of the Council

From :   
Nyasha Smith, Secretary to the Council

Date : October 22, 2019

Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Monday, October 21, 2019. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Fiscal Year 2020 Budget Support Clarification Amendment Act of 2019",  
B23-0504

INTRODUCED BY: Chairman Mendelson

The Chairman is referring this legislation to the Committee of the Whole.

Attachment

cc: General Counsel  
Budget Director  
Legislative Services

  
Chairman Phil Mendelson

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A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend the Fiscal Year 2020 Budget Support Act of 2019, the Rental Housing Commission Independence Clarification Amendment Act of 2018, the Recordation and Transfer Taxes Amendment Act of 2019, the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, the Short Term Rental Funding Act of 2019, the Lead Service Line Priority Replacement Assistance Act of 2004, the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018, the Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019, Title 47 of the D.C. Official Code, to clarify provisions supporting the Fiscal Year 2020 budget.

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

Sec. 2. Section 4 of the Rental Housing Commission Independence Clarification Amendment Act of 2018, effective February 22, 2019 (D.C. Law 22-200; 65 DCR 12066), is repealed.

Sec. 3. Section 7024 of the Recordation and Transfer Taxes Amendment Act of 2019 effective September 11, 2019 (D.C. Law 23-16; 66 DCR 8621) is amended to read as follows:

“Section 7024. Sunset.

38 “Sections 7022(a), (c), and (d) and section 7023(b) shall expire at the end of September  
39 30, 2023.”.

40 Sec. 4. (a) Notwithstanding the Grant Administration Act of 2013, effective December  
41 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and Rule 730 of the Rules of  
42 Organization and Procedure for the Council of the District of Columbia, Council Period 23,  
43 Resolution of 2019, effective January 2, 2019 (Res. 23-1; 66 DCR 272), in Fiscal Year 2020, the  
44 Washington Convention and Sports Authority (“Events DC”) shall award the Historical Society  
45 of Washington, D.C. a grant in the amount of \$100,000 to assist with the transition into new  
46 space and to facilitate the anticipated increase in visitors.

47 (b) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account,  
48 \$100,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of  
49 this section.

50 Sec. 5. Section 108c(a) of the Attorney General for the District of Columbia Clarification  
51 and Elected Term Amendment Act of 2010, effective May 10, 2019 (D.C. Law 22-313; D.C.  
52 Official Code § 1-301.88f(a)), is amended by striking the phrase “grants not to exceed the total  
53 amount of \$360,000 for” and inserting the phrase “grants for” in its place.

54 Sec. 6. Section 2032 of the Deputy Mayor for Planning and Economic Development  
55 Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168;  
56 D.C. Official Code § 1-328.04), is amended by adding a new subsection (g) to read as follows:

57 “(g) Notwithstanding the Grant Administration Act of 2013, effective December 24, 2013  
58 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2020, the Deputy Mayor  
59 for Planning and Economic Development shall award a grant to assist with capital improvements  
60 and related facility maintenance, and general operating expenses for a theatre that is a National

61 Center for Latino Performing Arts, located in the District-owned Tivoli Building, in an amount  
62 not to exceed \$1 million.”.

63 Sec. 7. Section 301 of the Short-Term Rental Funding Act of 2019 (D.C. Law 22-307;  
64 D.C. Official Code § 30-201.01), is repealed.

65 Sec. 8. Section 6019b(b)(1)(A)(i) of the Lead Service Line Priority Replacement  
66 Assistance Act of 2004, effective March 13, 2019 (D.C. Law 22-241; D.C. Official Code § 34-  
67 2159(b)(1)(A)(i)), is amended by striking the phrase “median income; and” and inserting the  
68 phrase “median income; or” in its place.

69 Sec. 9. Title I of the District of Columbia Education Research Practice Partnership  
70 Establishment and Audit Act of 2018, effective March 28, 2019 (D.C. Law 22-268; D.C. Official  
71 Code § 38-785.01 *et seq.*), is amended as follows:

72 (a) Section 104(b) (D.C. Official Code § 38-785.03(b)) is amended to read as follows:

73 “(b)(1) Prior to issuance of the Notice, the Mayor shall transmit to the Council a proposed  
74 resolution to approve the proposed Notice for a 45-day period of Council review, excluding  
75 Saturdays, Sundays, legal holidays, and days of Council recess.

76 “(2) If the Council does not approve the proposed Notice within this 45-day  
77 review period, the proposed resolution shall be deemed disapproved.

78 “(3) If the Council disapproves the proposed resolution, the Council may include  
79 recommendations for revisions that should be made to the Notice before it is re-transmitted to the  
80 Council for approval.

81 “(4) Once the Notice is approved by the Council, the Mayor shall issue it within  
82 30 days. The final Notice issued by the Mayor shall be substantially similar to the proposed  
83 Notice approved by the Council.”.

84 (b) Section 105(a)(3) (D.C. Official Code § 38-785.04(a)(3)) is amended as follows:

85 (1) Strike the phrase “educational improvement” and insert the phrase “school  
86 improvement” in its place.

87 (2) Strike the phrase “education improvement” and insert the phrase “school  
88 improvement” in its place.

89 (c) Section 106 (D.C. Official Code § 38-785.05) is amended as follows:

90 (1) Subsection (c)(2) is amended by striking the phrase “final research findings by  
91 the Partnership” and inserting the phrase “research findings by the Partnership” in its place.

92 (2) Subsection (d)(1)(A) is amended by striking the phrase “4 months of receiving  
93 Advisory Committee feedback” and inserting the phrase “4 months” in its place.

94 Sec. 10. The Commission on the Arts and Humanities Independence and Funding  
95 Restructuring Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-16; 66 DCR  
96 8621), is amended by adding a new section 2204 to read as follows:

97 “Section 2204. Applicability.

98 “This act shall apply as of July 22, 2019.”

99 Sec. 11. Title 47 of the D.C. Official Code is amended as follows:

100 (a) Section 47-392.02 is amended as follows:

101 (1) Subsection (j-2)(4) is repealed.

102 (2) A new subsection (j-5) is added to read as follows:

103 “(j-5) If at the close of a fiscal year, the District has fully funded the Emergency,  
104 Contingency, Fiscal Stabilization, and Cash Flow Reserves, all additional uncommitted amounts  
105 in the unrestricted fund balance of the General Fund of the District of Columbia as certified by  
106 the Comprehensive Annual Financial Report shall be used for the following purposes:

107                   “(1) 50% shall be deposited in the Housing Production Trust Fund; and  
108                   “(2) 50% shall be committed in the General Fund balance for Pay-As-You-Go  
109 Capital, to be transferred to the General Capital Improvements Fund upon appropriation to  
110 specific capital projects.”.

111                   (b) Section 47-1005.03(b)(3) is amended to read as follows:

112                   “(3)(A) Rents charged to the tenants described in paragraph (1) of this subsection  
113 are not in excess of 30% of 80% of the adjusted median income for a household consisting of the  
114 number of persons indicated by the maximum occupancy standard for the unit occupied by such  
115 tenant; and rents charged to tenants described in paragraph (2) of this subsection are not in  
116 excess of 30% of 120% of the adjusted median income for a household consisting of the number  
117 of persons indicated by the occupancy standard for the unit occupied by such tenant; provided,  
118 that the total rent paid to the non-profit landlord for any individual unit shall not exceed the  
119 greater of the Housing Choice Voucher Program rent for the submarket in which the property is  
120 located or for the submarket immediately adjacent to the property, established annually by the  
121 District of Columbia Housing Authority;

122                   “(B) As used in this subsection, the term “occupancy standard”  
123 means:

- 124                   “(i) for a studio/efficiency unit, 1 person;
- 125                   “(ii) for a one-bedroom unit, 1.5 persons;
- 126                   “(iii) for a two-bedroom unit, 3.0 persons;
- 127                   “(iv) for a three-bedroom unit, 4.5 persons; and
- 128                   “(v) for a four-bedroom unit, 6 persons.”.

129                   (c) Section 47-4665.06 is amended as follows:



130 (1) Subsection (a)(13) (D.C. Official Code § 47-4665.06(a)(13)) is amended to  
131 read as follows:

132 “(13) ‘Property’ means a portion of the real property located at 2445 M Street,  
133 N.W., known for tax and assessment purposes as Lot 871 in Square 0024 that is subject to real  
134 property taxation under Chapter 8 of this title.”.

135 (2) Subsection (e)(2) (D.C. Official Code § 47-4665.06(e)(2)) is amended to read  
136 as follows:

137 “(2) The lease execution shall occur on or before August 1, 2019.”.

138 Sec. 12. Section 311(a) of the Law to Legalize Lotteries, Daily Numbers Games, and  
139 Bingo and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019  
140 (D.C. Law 22-312; D.C Official Code § 36-621.11(a)), is amended by adding a new paragraph  
141 (3) to read as follows:

142 “(3) Except for the revenue certified in the approved Fiscal Year 2020 budget for  
143 fiscal years 2020, 2021, 2022, and 2023, and \$200,000 annually thereafter, which shall be  
144 dedicated to the Department of Behavioral Health for prevention and treatment of gambling  
145 addiction, all net revenue from sports wagering, whether from taxing licensed retailers, from  
146 contracts with vendors operating Office of Lottery and Gaming mobile and web-based sports  
147 wagering, or from licensed sports wagering retailers, shall be divided equally between the Early  
148 Child Development Fund, established by section 11d of the Day Care Policy Act of 1979,  
149 effective September 19, 1979 (D.C. Law 3-16; D.C. Official Code § 4-401 *et seq.*), and the  
150 Violence Prevention and Intervention Fund, established by section 104 of the Neighborhood  
151 Engagement Achieves Results Amendment Act of 2016, effective June 30, 2016 (D.C. Law 21-  
152 125; D.C. Official Code § \_\_\_\_).”.

153           Sec. 13. The Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-  
154 16; D.C. Official Code § 4-401 *et seq.*), is amended by adding a new section 11d to read as  
155 follows:

156           “Sec. 11d. Early Child Development Fund.

157           “(a) There is established as a special fund the Early Child Development Fund (“Fund”),  
158 which shall be administered by Office of the State Superintendent of Education in accordance  
159 with subsections (b) and (c) of this section.

160           “(b) Fifty percent of all net revenue collected pursuant to section 311(a)(3) of the Sports  
161 Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; D.C.  
162 Official Code § \_\_\_\_\_) shall be deposited into the Fund.

163           “(c) Money in the Fund shall be used to support the cost of care and the teacher salary  
164 scale increases as set forth in section 11b.

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

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

170           Sec. 14. The Neighborhood Engagement Achieves Results Amendment Act of 2016,  
171 effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2411 *et seq.*), is amended by  
172 adding a new section 104 to read as follows:

173           “Sec. 104. Violence Prevention and Intervention Fund.

174 “(a) There is established as a special fund the Violence Prevention and Intervention Fund  
175 (“Fund”), which shall be administered by the Mayor in accordance with subsections (b) and (c)  
176 of this section.

177 “(b) Fifty percent of all net revenue collected pursuant to section 311(a)(3) of the Sports  
178 Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; D.C.  
179 Official Code § \_\_\_\_\_) shall be deposited into the Fund.

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

181 “(1) Providing contracts or grants to eligible community organizations; and

182 “(2) Providing funding for other violence prevention or intervention initiatives as  
183 determined by the Mayor.

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

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

189 Sec. 15. Applicability.

190 Except as otherwise provided, this act shall apply as of October 1, 2019.

191 Sec. 16. Fiscal impact statement.

192 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal  
193 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
194 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

195 Sec. 17. Effective date.

196           This act shall take effect following approval by the Mayor (or in the event of veto by the  
197 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
198 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
199 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
200 Columbia Register.

201

A BILL

23-504

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, the Advisory Neighborhood Councils Act of 1975, the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, the Day Care Policy Act of 1979, the Neighborhood Engagement Achieves Results Amendment Act of 2016, the Lead Service Line Priority Replacement Assistance Act of 2004, the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, the District of Columbia Education Research Practice Partnership Establishment and Audit Act of 2018, the Commission on the Arts and Humanities Act, Title 47 of the D.C. Official Code, and the Commission on the Arts and Humanities Independence and Funding Restructuring Amendment Act of 2019 to clarify provisions supporting the Fiscal Year 2020 budget; and to provide for the award of a grant in the amount of \$100,000 from the Washington Convention and Sports Authority to the Historical Society of Washington, D.C.

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

Sec. 2. Section 108c(a) of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 10, 2019 (D.C. Law 22-313; D.C. Official Code § 1-301.88f(a)), is amended by striking the phrase “grants not to exceed the total amount of \$360,000 for” and inserting the phrase “grants for” in its place.

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

38                   “(3)(A)(i) If a Commission has failed to timely file 2 or more quarterly reports  
39   approved by the OANC, the Commission shall forfeit the allotments associated with the most  
40   recent untimely quarterly report and shall forfeit additional allotments until the Commission files  
41   the required reports.

42                           “(ii) If a Commission had not received a quarterly allotment by the  
43   last day of the fiscal year because it failed to file a quarterly allotment approved by the OANC,  
44   the Commission shall forfeit the unclaimed allotment or allotments.

45                           “(iii) All funds forfeited pursuant to this paragraph shall return to  
46   the District’s General Fund.

47                           “(B) Sub-subparagraph (i) of subparagraph (A) of this paragraph shall not  
48   apply to the failure to file quarterly reports covering periods prior to the 2020 fiscal year.”.

49           Sec. 4. Section 2032 of the Deputy Mayor for Planning and Economic Development  
50   Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168;  
51   D.C. Official Code § 1-328.04), is amended by adding a new subsection (g) to read as follows:

52                   “(g) Notwithstanding the Grant Administration Act of 2013, effective December 24, 2013  
53   (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2020, the Deputy Mayor  
54   for Planning and Economic Development shall award a grant to assist with capital improvements  
55   and related facility maintenance, and general operating expenses for a theatre that is a National

56 Center for Latino Performing Arts, located in the District-owned Tivoli Building, in an amount  
57 not to exceed \$1 million.”.

58 Sec. 5. The Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16;  
59 D.C. Official Code § 4-401 *et seq.*), is amended by adding a new section 11d to read as follows:

60 “Sec. 11d. Early Childhood Development Fund.

61 “(a) There is established as a special fund the Early Childhood Development Fund  
62 (“Fund”), which shall be administered by Office of the State Superintendent of Education in  
63 accordance with subsection (c) of this section.

64 “(b) Fifty percent of all net revenue collected pursuant to section 311(a)(3) of the Sports  
65 Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; D.C.  
66 Official Code § 36-621.11(a)(3)), shall be deposited into the Fund.

67 “(c) Money in the Fund shall be used to support the cost of care and the teacher salary  
68 scale increases as set forth in section 11b.

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

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

74 Sec. 6. Section 103 of the Neighborhood Engagement Achieves Results Amendment Act  
75 of 2016, effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2413), is revived,  
76 and amended to read as follows:

77 “Sec. 103. Neighborhood Safety and Engagement Fund.

78           “(a) There is established as a special fund the Neighborhood Safety and Engagement  
79 Fund ("Fund"), which shall be administered by the Mayor in accordance with subsection (c) of  
80 this section.

81           “(b) Fifty percent of all net revenue collected pursuant to section 311(a)(3) of the Sports  
82 Wagering Lottery Amendment Act of 2018, effective May 3, 2019 (D.C. Law 22-312; D.C.  
83 Official Code § 36-621.11(a)(3)), shall be deposited into the Fund.

84           “(c) Money in the Fund shall only be used to support the duties of the Office of  
85 Neighborhood Safety and Engagement as described in section 101(b).

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

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

91           Sec. 7. Section 6019b(b)(1)(A)(i) of the Lead Service Line Priority Replacement  
92 Assistance Act of 2004, effective March 13, 2019 (D.C. Law 22-241; D.C. Official Code § 34-  
93 2159(b)(1)(A)(i)), is amended by striking the phrase “median income; and” and inserting the  
94 phrase “median income; or” in its place.

95           Sec. 8. Section 311(a) of the Law to Legalize Lotteries, Daily Numbers Games, and  
96 Bingo and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019  
97 (D.C. Law 22-312; D.C Official Code § 36-621.11(a)), is amended by adding a new paragraph  
98 (3) to read as follows:



99                   “(3) Except for the revenue certified in the approved Fiscal Year 2020 budget for  
100 Fiscal Years 2020, 2021, 2022, and 2023, and \$200,000 annually thereafter, which shall be  
101 dedicated to the Department of Behavioral Health for prevention and treatment of gambling  
102 addiction, all net revenue from sports wagering, whether from taxing licensed retailers, from  
103 contracts with vendors operating Office of Lottery and Gaming mobile and web-based sports  
104 wagering, or from licensed sports wagering retailers, shall be divided equally between the Early  
105 Childhood Development Fund, established by section 11d of the Day Care Policy Act of 1979, as  
106 approved by the Committee of the Whole on November 19, 2019 (Committee Print of Bill 23-  
107 504), and the Neighborhood Safety and Engagement Fund, established by section 103 of the  
108 Neighborhood Engagement Achieves Results Amendment Act of 2016, as approved by the  
109 Committee of the Whole on November 19, 2019 (Committee Print of Bill 23-504).”.

110                   Sec. 9. Title I of the District of Columbia Education Research Practice Partnership  
111 Establishment and Audit Act of 2018, effective March 28, 2019 (D.C. Law 22-268; D.C. Official  
112 Code § 38-785.01 *et seq.*), is amended as follows:

113                   (a) Section 104(b) (D.C. Official Code § 38-785.03(b)) is amended to read as follows:

114                   “(b)(1) Prior to issuance of the Notice, the Mayor shall transmit to the Council a proposed  
115 resolution to approve the proposed Notice for a 45-day period of Council review, excluding  
116 Saturdays, Sundays, legal holidays, and days of Council recess.

117                   “(2) If the Council does not approve the proposed Notice within this 45-day  
118 review period, the proposed resolution shall be deemed disapproved.

119                   “(3) If the Council disapproves the proposed resolution, the Council may include  
120 recommendations for revisions that should be made to the Notice before it is re-transmitted to the  
121 Council for approval.

122                   “(4) Once the Notice is approved by the Council, the Mayor shall issue it within  
123 30 days. The final Notice issued by the Mayor shall be substantially similar to the proposed  
124 Notice approved by the Council.”.

125                   (b) Section 105(a)(3) (D.C. Official Code § 38-785.04(a)(3)) is amended as follows:

126                   (1) Strike the phrase “educational improvement” and insert the phrase “school  
127 improvement” in its place.

128                   (2) Strike the phrase “education improvement” and insert the phrase “school  
129 improvement” in its place.

130                   (c) Section 106 (D.C. Official Code § 38-785.05) is amended as follows:

131                   (1) Subsection (c)(2) is amended by striking the phrase “final research findings by  
132 the Partnership” and inserting the phrase “research findings by the Partnership” in its place.

133                   (2) Subsection (d)(1)(A) is amended by striking the phrase “4 months of receiving  
134 Advisory Committee feedback” and inserting the phrase “4 months” in its place.

135                   Sec. 10. Section 4 of the Commission on the Arts and Humanities Act, effective October  
136 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), is amended as follows:

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

138                   “(2) The term subsequent to the term being served pursuant to:

139                   “(A) Council resolution 21-678 shall begin on July 1, 2019, and expire on June  
140 30, 2021;

141 “(B) Council resolution 22-73 shall begin on July 1, 2019, and expire on June 30,  
142 2021; and

143 “(C) Council resolution 22-182 shall begin on July 1, 2020, and expire on June  
144 30, 2021.”.

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

146 “(b-1) All official actions of the Commission taken by members appointed prior to  
147 January 1, 2021, are considered to be taken by a properly constituted Commission, regardless of  
148 the date of the appointments and length of terms of its members.”.

149 Sec. 11. Title 47 of the D.C. Official Code is amended as follows:

150 (a) Section 47-392.02 is amended as follows:

151 (1) Subsection (j-2)(4) is repealed.

152 (2) A new subsection (j-5) is added to read as follows:

153 “(j-5) If at the close of a fiscal year, the District has fully funded the Emergency,  
154 Contingency, Fiscal Stabilization, and Cash Flow Reserves, all additional uncommitted amounts  
155 in the unrestricted fund balance of the General Fund of the District of Columbia as certified by  
156 the Comprehensive Annual Financial Report shall be used for the following purposes:

157 “(1) 50% shall be deposited in the Housing Production Trust Fund; and

158 “(2) 50% shall be committed in the General Fund balance for Pay-As-You-Go  
159 Capital, to be transferred to the General Capital Improvements Fund upon appropriation to  
160 specific capital projects.”.

161 (b) Section 47-1005.03(b)(3) is amended to read as follows:

162                   “(3)(A) Rents charged to the tenants described in paragraph (1) of this subsection  
163 are not in excess of 30% of 80% of the adjusted median income for a household consisting of the  
164 number of persons indicated by the occupancy standard for the unit occupied by such tenant; and  
165 rents charged to tenants described in paragraph (2) of this subsection are not in excess of 30% of  
166 120% of the adjusted median income for a household consisting of the number of persons  
167 indicated by the occupancy standard for the unit occupied by such tenant; provided, that the total  
168 rent paid to the non-profit landlord for any individual unit shall not exceed the greater of the  
169 Housing Choice Voucher Program rent for the submarket in which the property is located or in  
170 any submarket immediately adjacent to the property, established annually by the District of  
171 Columbia Housing Authority;

172                   “(B) For the purposes of this paragraph, the term “occupancy  
173 standard” means, for a:

- 174                                   “(i) Studio/efficiency unit, 1 person;
- 175                                   “(ii) One-bedroom unit, 1.5 persons;
- 176                                   “(iii) Two-bedroom unit, 3.0 persons;
- 177                                   “(iv) Three-bedroom unit, 4.5 persons; and
- 178                                   “(v) Four-bedroom unit, 6 persons.”.

179                   (c) Section 47-4665.06 is amended as follows:

180                                   (1) Subsection (a)(13) is amended to read as follows:

181                                   “(13) “Property” means a portion of the real property located at 2445 M Street,  
182 N.W., known for tax and assessment purposes as Lot 871 in Square 0024, that is subject to real  
183 property taxation under Chapter 8 of this title.”.

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

185 “(2) The lease execution shall occur on or before August 1, 2019.”.

186 Sec. 12. The Commission on the Arts and Humanities Independence and Funding  
187 Restructuring Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-16; 66 DCR  
188 8621), is amended by adding a new section 2204 to read as follows:

189 “Section 2204. Applicability.

190 “This act shall apply as of July 22, 2019.”.

191 Sec. 13. (a) Notwithstanding the Grant Administration Act of 2013, effective December  
192 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and Rule 730 of the Rules of  
193 Organization and Procedure for the Council of the District of Columbia, Council Period 23,  
194 Resolution of 2019, effective January 2, 2019 (Res. 23-1; 66 DCR 272), in Fiscal Year 2020, the  
195 Washington Convention and Sports Authority (“Events DC”) shall award the Historical Society  
196 of Washington, D.C. a grant in the amount of \$100,000 to assist with the transition into new  
197 space and to facilitate the anticipated increase in visitors.

198 (b) In Fiscal Year 2020, of the funds allocated to the Non-Departmental Account,  
199 \$100,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of  
200 this section.

201 Sec. 14. Repealers.

202 (a) Section 4 of the Rental Housing Commission Independence Clarification Amendment  
203 Act of 2018, effective February 22, 2019 (D.C. Law 22-200; 65 DCR 12066), is repealed.

204 (b) Section 301 of the Short-Term Rental Regulation Act of 2019, effective April 25,  
205 2019 (D.C. Law 22-307; 66 DCR 898), is repealed.

206 (c) The Short-Term Rental Zoning Analysis Amendment Act of 2019, effective  
207 September 11, 2019 (D.C. Law 23-16; 66 DCR 8621), is repealed.

208 Sec. 15. Applicability.

209 Except as otherwise provided, this act shall apply as of October 1, 2019.

210 Sec. 16. Fiscal impact statement.

211 The Council adopts the fiscal impact statement of the committee report as the fiscal  
212 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
213 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

214 Sec. 17. Effective date.

215 This act shall take effect following approval by the Mayor (or in the event of veto by the  
216 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
217 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
218 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
219 Columbia Register.