




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

MEMORANDUM

TO: Nyasha Smith, Secretary to the Council

FROM: Phil Mendelson, Chairman 
Councilmember Kenyan R. McDuffie 
Councilmember Robert C. White, Jr. 

DATE: June 24, 2021

RE: **Request to Agendize Emergency Measures for the June 29, 2021 Legislative Meeting**

This memorandum is to request that the following measures be placed on the agenda for the June 29, 2021 Legislative Meeting:

- **PR 24-262, “Fidelity in Compliance of Contracting and Procurement Declaration Resolution of 2021”**
- **Bill 24-263, “Fidelity in Compliance of Contracting and Procurement Emergency Amendment Act of 2021”**
- **Bill 24-264, “Fidelity in Compliance of Contracting and Procurement Temporary Amendment Act of 2021”**

These measures would require compliance with contracting and procurement law as ordered by the Contract Appeals Board last December. The effect will be to mitigate the impact and disruption to District residents because of non-timely or noncompliance of ordered reevaluations.

On December 1, 2020, the Contract Appeals Board ruled that the District violated procurement law with respect to the District’s Medicaid Contract, and ordered the District to re-evaluate the competitive range offerors’ proposals in accordance with District procurement law and regulation. The Order specifies that the District “shall not exercise any option year under that contract such that said contract shall expire on its own terms at the conclusion of the base contract year on September 30, 2021.”

Attached are two documents: an amendment that Councilmember Allen would have moved June 1st and a memo by Councilmember McDuffie’s staff. The emergency bill will be moved with the attached amendment so that OCP will have discretion as to the number of providers.

Copies of the measures are attached. Please contact me or Evan Cash at 724-7002 if you have any questions.

cc: All Councilmembers
Council Officers