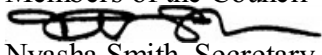


COUNCIL OF THE DISTRICT OF COLUMBIA
1350 Pennsylvania Avenue, N.W.
Washington D.C. 20004

Memorandum

To : Members of the Council

From : Nyasha Smith, Secretary to the Council
Date : Friday, May 28, 2021
Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Thursday, May 27, 2021. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Fiscal Year 2021 Revised Local Budget Emergency Act of 2021", B24-0279

INTRODUCED BY: Chairman Mendelson, at the request of Mayor

Retained by the Council with comments from the Committee on Committee of the Whole.

Attachment
cc: General Counsel
Budget Director
Legislative Services



MURIEL BOWSER
MAYOR

May 27, 2021

The Honorable Phil Mendelson, Chairman
Council of the District of Columbia
1350 Pennsylvania Avenue, NW
Washington, DC 20004

Dear Chairman Mendelson:

On behalf of the residents of the District of Columbia, I am pleased to submit to you the proposed District of Columbia Fiscal Year 2022 Proposed Budget and Financial Plan, *A Fair Shot*. Included in this submission, you will find the "Fiscal Year 2022 Local Budget Act of 2021," the "Fiscal Year 2022 Federal Portion Budget Request Act of 2021," the "Fiscal Year 2022 Budget Support Act of 2021," the "Fiscal Year 2021 Revised Local Budget Emergency Act of 2021," the "Fiscal Year 2021 Revised Local Budget Temporary Act of 2021," and the "Fiscal Year 2021 Revised Local Budget Emergency Declaration Resolution of 2021." In addition, I am submitting the following accompanying emergency measures for consideration: the "Fiscal Year 2022 Local Budget Emergency Act of 2021," the "Fiscal Year 2022 Local Budget Temporary Act of 2021," the "Fiscal Year 2022 Local Budget Emergency Declaration Resolution of 2021," the "Fiscal Year 2021 Revised Federal Stimulus Local Budget Emergency Act of 2021," the "Fiscal Year 2021 Revised Federal Stimulus Local Budget Temporary Act of 2021," the "Fiscal Year 2021 Revised Federal Stimulus Local Budget Emergency Declaration Resolution of 2021," the "Fiscal Year 2021 Revised Local Budget Advance School Payment Emergency Amendment Act of 2021," the "Fiscal Year 2021 Revised Local Budget Advance School Payment Temporary Amendment Act of 2021," and the "Fiscal Year 2021 Revised Local Budget Advance School Payment Emergency Declaration Resolution of 2021."

The Fiscal Year 2022 budget marks the turning of a corner on a global public health crisis that has killed millions of people worldwide and led to a swift and deep global recession. The Fair Shot Budget makes significant investments to provide relief, recovery, and growth for residents and businesses across all eight wards. In this budget, we focus on what we know to be the pillars of an equitable recovery: access to safe and affordable housing, high-quality job training, healthy neighborhoods, academic acceleration, increased access to quality child care, programs to reduce gun violence, safe and accessible transportation options, and supports for businesses and residents hit hardest by the economic crisis over the past year.

During last year's budget cycle, we were very focused on providing our community a sense of hope. At the time, there was a significant amount of uncertainty, both in terms of the virus as well as our community's financial future. With so much uncertainty, we controlled what we could and made big investments in our DC Values and in keeping our community safe and healthy. Today, we have more hope. Everyone 12 and older is now eligible for the vaccine; more than 50% of all DC residents are at least partially vaccinated; and through the American Rescue Plan, DC received the CARES Act funding we were shortchanged along with access to hundreds of millions of dollars in federal relief funds.

The Fair Shot Budget continues investing in DC HOPE – in health care and housing, opportunity, prosperity, and equity. This budget also recognizes how the landscape has shifted over the past year and seizes on this once-in-a-lifetime opportunity to put our city on a trajectory toward a more equitable future. And this starts with recognizing that a strong recovery begins with ensuring everyone in our community has access to safe, stable, and affordable housing. To that end, I am investing a record-setting \$400 million in the Housing Production Trust Fund (HPTF), bringing our total investment in the HPTF since 2015 to more than \$1 billion. Furthermore, we paired this historic investment with Local Rent Supplement Program (LRSP) voucher funding to better target funds to deeply affordable units at or below 30% of the median family income.

We will also continue investing in the programs and supports that set families up for success. This means increased support for residents who do not qualify for unemployment insurance, families who face steep public benefit cliffs as their income climbs, and those who are returning citizens. We are investing \$68 million to increase access to high-quality affordable childcare and provide incentives and scholarships for early childhood education teachers. And after an extremely difficult school year, we are investing \$13 million for an evidence-based approach to learning acceleration—high impact tutoring—which will provide quality supports and infrastructure for our DC Public Schools and DC public charter schools.

This budget also recognizes that our response to the pandemic is not yet over. To ensure our response remains strong and matches the ongoing needs of our community, we are investing \$75 million to continue the District's response to the COVID-19 pandemic through testing, vaccination, isolation and quarantine sites, cleaning, PPE purchases, and other critical programs and services that helped see the District through the pandemic.

Below are additional examples of important investments in the proposed FY 2022 Budget and Financial Plan that will allow us to recover and grow stronger together.

Health and Human Services

The FY 2022 budget supports the health and well-being of District residents, and helps provide a pathway to the middle class, through the following investments:

- \$15 million to support small businesses and residents whose health insurance premiums are in arrears because of job losses and business slowdowns caused by the COVID-19 pandemic;
- \$12 million to launch a new pilot, Career Map, which will support the desire and ability of parents to pursue a career by ensuring that participating households' costs do not exceed income, even as important benefits phase out with income growth. This initiative will promote equity and meaningful access to the middle class;
- \$8.4 million to continue our support for the five Centers of Excellence at Howard University Hospital, which will strengthen the hospital and improve the health outcomes of Washingtonians;
- \$8.5 million to support affordable food access through increased senior meal delivery, assistance to the Capital Area Food Bank, Produce Rx, and the Nourish DC fund;
- \$23 million for new families that need support during the pandemic through the Temporary Assistance for Needy Families (TANF) program and another \$14 million to support TANF families with cash assistance payments to smooth out the benefit cliff, establish a TANF diversion program, and provide small one-time payments to families dealing with the impacts of the pandemic;
- \$18 million to advance health equity, including the creation of a new sobering center, the expansion of telehealth services for Department of Behavioral Health and Department of Disability Services clients, and doula services for women enrolled in Medicaid;
- \$13 million to increase the local budget of the Department of Behavioral Health to provide increased supports and services to residents experiencing mental health crisis or substance abuse

issues;

- \$3 million for neighborhood-based Senior Socialization Hubs and expansion of Senior Villages;
- \$1 million to expand transportation access for seniors through ConnectorCard; and
- \$500,000 to launch a coordinated citywide virtual wellness model that will expand satellite virtual wellness programs to cover all citywide virtual programming needs for seniors.

Affordable Housing

Producing, preserving, and protecting affordable housing remains a top priority. The FY 2022 budget makes the following investments in affordable housing:

- A historic contribution of \$400 million to the Housing Production Trust Fund and \$42 million of investment in project-sponsor based vouchers to make housing deeply affordable to low-income residents;
- \$352 million in rent and utility assistance to prevent evictions through the DC STAY program;
- \$35 million in Homeward DC to make homelessness rare, brief, and non-recurring, including 758 new permanent supportive housing units for singles, 347 new permanent supportive housing units for families, and expansion of Project Reconnect, shallow subsidies, and rapid re-housing for singles;
- \$17 million for the Housing Preservation Fund, including \$5 million to support limited equity cooperatives to purchase their buildings. This investment is matched 3:1 by the private sector for a total investment of \$68 million in housing preservation;
- \$67 million to acquire additional emergency and transitional shelter for victims of domestic violence and expand domestic violence services, and to acquire properties to convert to deeply affordable and/or permanent supportive housing;
- \$2 million to the Douglass Community Land Trust to acquire affordable commercial and residential properties;
- \$113 million in capital funding to rehabilitate and modernize public housing units;
- \$102 million to expand and renovate the District's permanent and temporary supportive housing and shelter services;
- \$23.5 million to help low-income first-time homebuyers with down payment and closing cost assistance;
- \$1.2 million to expand emergency shelter service for LGBTQ+ residents who are victims of domestic violence and create low-barrier shelter access for transgender residents;
- \$335,000 for the Office of the Tenant Advocate to help tenants navigate housing issues after the eviction moratorium is lifted;
- \$1.035 million to complete future small area plans across the District;
- \$5 million to restore vibrancy to previously disused properties in neighborhoods most affected by violence; and
- \$1.5 million for a pilot program to incentivize the construction of accessory dwelling units on properties owned by low- and moderate-income homeowners.

High-Quality Education

Our community continues to recognize the important role public schools play in creating opportunity and helping us build a more equitable city. During the pandemic, many students experienced learning loss, which can have long-term consequences for their future. We know that investments in our public schools were the driving force behind the renaissance of our city, and our steadfast commitment to our students, families, and educators remains strong. In this Fair Shot Budget, we continue to make education a top priority, and introduce several new programs to advance learning acceleration, through a range of investments, including:

- 3.6 percent increase to the base amount of the Uniform Per Student Funding Formula and increased weights for English language learners and at-risk students;
- \$8 million to reimagine high schools and create work-based learning opportunities;
- \$8 million to expand school-based mental health services to all remaining DC Public Schools and DC public charter schools;
- \$10 million to provide additional facility grants to the DC public charter schools to help them re-open fully for in-person learning in school year 2021–2022;
- \$13 million for an evidence-based approach to learning acceleration, high impact tutoring, which will provide quality supports and infrastructure for our DC Public Schools and DC public charter schools;
- \$12.8 million to provide more students access to affordable bachelor and associate degrees;
- \$5.6 million to provide increased access to summer programming with academic enrichment;
- \$68 million to increase access to high-quality affordable childcare and provide incentives and scholarships for early childhood education teachers;
- More than \$1.57 billion over six years for DC Public Schools to fund school modernizations, small capital projects, and school expansions to address overcrowding and to support the acceleration of modernizations of the Truesdell and Whittier Education Campuses;
- \$420 million over six years for the District’s parks, recreation, and library projects, including the addition of four new library renovations or replacements, at Shepherd Park, Deanwood, Northwest, and Rosedale. This investment also adds new renovations at Duke Ellington Field, Emery Heights Recreation Center, Rumsey Aquatic Center, Randall Recreation Center, Harry Thomas Recreation Center, and a brand-new community center at the former Crummell School site. It also includes new additional funding to renovate the pool at Upshur Recreation Center, address site issues at Douglas Recreation Center, and bring all DPR facilities into ADA compliance; and
- \$114 million over six years for the University of the District of Columbia for university improvements.

Public Safety and Justice

Our work to build safer, stronger neighborhoods across all eight wards continues, and the FY 2022 Fair Shot Budget includes critical investments that support our collective commitment to public safety and justice, including:

- \$5.7 million to divert some 911 calls for residents experiencing mental health distress to the Department of Behavioral Health’s Community Response Team;
- \$1.1 million to divert some 911 calls for minor traffic crashes (no injuries) and parking complaints to the District Department of Transportation and Department of Public Works, respectively;
- \$11.4 million for cash assistance for returning citizens, financial coaching, and the hiring of peer navigators to help returning citizens with the transition back into the community and on the path to economic opportunity;
- \$7.8 million for additional violence interrupters and \$400,000 for additional credible messengers;
- \$4.5 million to expand the DC Pathways program serving 100 more at-risk individuals per year;
- \$1.9 million to expand access to trauma-informed mental health services;
- \$1.1 million for intensive case coordination to assist those most at-risk of gun violence;
- \$450,000 for a violence interruption certificate program at UDC and \$200,000 for restorative justice training;
- \$5.6 million to create 278 dedicated employment opportunities through the Department of Public Works for residents most at-risk of gun violence;
- \$4.1 million to expand Project Empowerment with new wrap-around services for residents most at-risk of gun violence and the creation of new Pathways Champions positions at the Office of

Neighborhood Safety and Engagement;

- \$2.2 million for temporary safe housing for residents involved in gun violence;
- \$2 million for expanded offerings from the Department of Parks and Recreation to communities hardest hit by gun violence;
- \$1.5 million for community grants to carry out neighborhood action plans in communities hardest hit by gun violence;
- \$7 million for a new Ready Center facility, which will serve as a one-stop shop where returning citizens can access consolidated resources from community based organizations and District agencies, including the Department of Corrections, Department of Motor Vehicles, Department of Employment Services, Department of Human Services, Department of Behavioral Health, and the Mayor's Office on Returning Citizen Affairs, to ensure successful reintegration into the community;
- \$7.2 million for youth safety initiatives, including an expansion of Safe Passage, out-of-school-time activities for youth, and enhanced training for school resource officers;
- \$3.4 million to add 100 new slots for the Metropolitan Police Department's cadet program; and
- \$57 million for the renovation and relocation of fire and police stations, including MPD's 7th District headquarters, Engine Company 26, and Engine Company 7.

Transportation and the Environment

The FY 2022 budget accelerates and expands numerous investments in transportation and infrastructure that will make moving throughout our city without a car safer and more convenient. The budget also includes investments that over time will make the District greener and more sustainable. Key investments in the District's transportation and environment budgets include:

- \$72 million to support healthy schools and affordable homes through weatherization improvements, solar installations, lead paint and mold remediation, lead pipe removal, and lead remediation in drinking water;
- \$375 million for streetscapes, trails, and Vision Zero safety improvements. This includes doubling the planned buildout of protected bike lanes to 10 new miles per year, a new bicycle and pedestrian bridge connecting the Barry Farm Community to the Anacostia Metro Station, implementation of numerous livability study recommendations, a deckover of Connecticut Ave NW to create Dupont Crown Park, a new South Capitol Street Trail that will create a full trail connection to Maryland's National Harbor, the completion of the Metropolitan Branch Trail, and the creation of the Shepherd Branch Trail in Ward 8;
- \$9 million to reclaim streets for public use through the creation of recurring monthly street closures in the downtown area, including on Black Lives Matter Plaza, Pennsylvania Ave. NW, 18th St. NW, 7th St. NW, and F St. NW plus one Open Streets event in each ward, and one signature Open Streets event on 7th Street from Florida Avenue to The Wharf;
- \$63 million for a transformative investment in over 50 priority bus lanes citywide, which will make bus transit easier and faster for thousands of riders throughout the District;
- \$19 million for the expansion of Capital Bikeshare, which will ensure that any District resident has access to a docking station within ¼ mile of their home, creation of a new Adaptive Bikeshare hub at Union Station, and the launch of over 1,000 more e-bikes as part of the fleet;
- \$100 million to accelerate the Benning Road Transfer Station modernization to begin in FY22, including fully remediating environmental and safety issues at the site, replacing the current facility, and creating new citywide composting capabilities;
- \$439 million invested in the District's local roadways, alleys, and sidewalks across all eight wards to ensure they are safe, reliable, and functional;
- \$1.7 billion to support capital infrastructure upgrades for the Washington Metropolitan Area Transit Authority;
- \$116 million to build the K Street Transitway by 2023, providing protected bus and bike lanes

through the District's downtown core;

- \$215 million for a full replacement of the H Street Bridge, a key piece in the overall redevelopment of Union Station. This replacement will eliminate safety concerns with the bridge, as well as facilitate the use of high-speed rail in and out of the train station; and
- \$1 million to conduct a feasibility study for a potential deckover project on North Capitol Street.

Jobs and Economic Opportunity

The FY 2022 Fair Shot Budget provides relief, recovery, and growth for all residents and businesses, especially those most impacted by the pandemic. This Budget builds on efforts to spread prosperity and support residents, local businesses, and entrepreneurs with:

- \$168.2 million returned to businesses through a one-time reduction in the Paid Family Leave payroll tax from .62% to .27% in FY 2022 only;
- \$3 million to expand the Solar Works program, which trains residents for careers in the emerging solar industry;
- \$49 million to expand subsidized employment and training opportunities through the DC Infrastructure Academy, Project Empowerment, WIC training partnerships, and apprenticeships;
- \$6 million for a Rapid Reskilling Fund to provide 700 residents without a bachelor's degree the opportunity to pursue training programs which result in free workforce credentials in high-demand occupations;
- \$4.6 million for Career Coaches who will help connect residents to career advising and to education, training, and employment in high-demand industries;
- \$3.8 million to expand enrollment in DC's Opportunity Accounts to approximately 600 people each year, continuing with a 4:1 match up to \$6,000. Opportunity Accounts can be used for college, continuing education, job training, first-time home purchases, small business development, qualifying medical emergencies, or to leverage the cost of retirement;
- \$500,000 for a workforce training program to serve LGBTQ+ residents through the Department of Human Services;
- \$15 million to support workers with cash assistance who do not qualify for federal unemployment assistance;
- \$26.5 million to provide seniors, youth exiting foster care, families enrolled in TANF, returning citizens, and residents who are homeless, with a laptop, tablet, or smartphone. Smartphones and tablets will come with one year of free data. This investment also funds a call center to help residents troubleshoot technology issues.
- \$57.7 million over three years to significantly expand access to grocery stores and sit-down restaurants in Wards 7 and 8 through targeted incentives, including \$2 million over two years to increase the DC Nourish Fund.
- \$9.2 million over two years to create a new technical assistance hub to coordinate small business capacity building efforts across the District;
- \$8.1 million to increase funding for Great Streets and commercial ownership opportunities for small businesses. This investment also supports the Shop in the District app to help residents and visitors shop at local District businesses;
- \$8 million for a Bridge Fund for arts venues in the District to support their successful re-opening;
- \$2 million to double the investment in the Inclusive Innovation Equity Impact Fund;
- \$1.4 million to develop an actionable plan for a complete overhaul of the District's license and permitting system to make it easier for business owners to start and maintain their business in the District;
- \$12.8 million to increase the number of permit reviewers and inspectors in anticipation of increased demand;
- \$990,000 to create a new Tax Revision Commission;

- \$14 million to support improvements in the Anacostia, Golden Triangle, and Southwest BIDs to promote placemaking and vibrancy;
- \$5 million to Events DC/Destination DC to support show attraction and promote DC as a destination to live, work, and play;
- \$10.6 million to attract high-impact employers to the District to increase employment opportunities;
- \$3 million to waive all DC government fees for community organizations to host events across the District;
- \$900,000 for live event)0across all four quadrants of the District in summer 2021;
- \$5.9 million to waive fees that taxi and limousine drivers, vehicle owners, and limo companies pay to operate their vehicles for two years;
- \$6.2 million to permanently reduce several classes of business fees down to \$99, including: formation filing fees, general business license fees, fees to obtain or renew a general business license, fees to start or renew an employment agency, employer paid personnel service or employment counseling business, and a two-year reduction to \$99 to obtain or renew non-health occupational and professional licenses;
- \$500,000 for Dream Grants to support small business owners in Wards 7 and 8;
- \$250,000 for ASPIRE to provide entrepreneurship opportunities to returning citizens;
- \$300,000 to provide financial and technical assistance through grants and direct assistance to medical cannabis certified business enterprises, veteran-owned business enterprises, and other District residents who own medical cannabis businesses;
- \$900,000 to support Go-Go, the official music of Washington, DC, through events and education; and
- \$1 million to support a community center for LGBTQ+ residents.

Government Operations

The FY 2022 Fair Shot Budget provides needed pay raises for our hardworking DC government employees, and investments in accountability, oversight, monitoring and evaluation of the significant increase in federal resources and investments that support our DC Values, including:

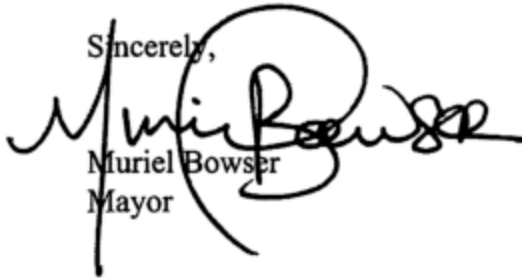
- \$1 million increase for the Immigrant Justice Legal Services grant program;
- Increased funding for interpreter services (\$200,000); veteran services (\$100,000) and AAPI anti-hate education (\$50,000);
- \$2.3 million to promote and increase access to voting by providing funding for technology upgrades to improve the voting process, implementation of Restore the Vote Act and increased staffing;
- \$15.7 million to fund the Fair Elections Act.
- \$8 million to protect the District against cybersecurity threats;
- \$9.5 million to enhance oversight, accountability, tracking, evaluation and monitoring, and processing of the District's \$3.4 billion in stimulus funds through the Office of the Inspector General, Office of the Chief Financial Officer, Office of the City Administrator, Office of Contracting and Procurement, and Office of the Chief Technology Officer;
- \$450,000 to the Department of General Services, Department of Human Resources, and Office of the Chief Technology Officer to study how the District might adapt its physical spaces, management training, and technology needs in a new virtual hybrid work environment;
- \$32 million, annually, to provide promised pay raises to Compensation Units 1 and 2 and members of AFSCME 2921 whose pay raises were paused during the pandemic;
- \$5.6 million, annually, to provide a two percent cost of living adjustment to non-union employees;
- New funds set aside so that the District can begin compensation negotiations with all unions that

were put on pause during the pandemic; and

- \$75 million to continue the District's response to the COVID-19 pandemic through testing, vaccination, isolation and quarantine sites, cleaning, PPE purchases, and other critical programs and services that helped see the District through the pandemic; and

Since the start of the pandemic, you have heard me say many times: We are all in this together, and we will all get through this together. Time and again, I have seen this value come to life – in residents joining us for two Days of Action to help neighbors get vaccinated; in hospitality workers passing out meals to colleagues in need; in our health care workers, sanitation workers, and so many others who never stopped reporting in-person to serve their communities. The Fair Shot Budget builds on this sense of togetherness and is a budget that reflects our DC Values and the belief that we can work together to do more with more and build a stronger, more equitable DC.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser". The signature is fluid and cursive, with a large loop at the end of the last name.

Muriel Bowser
Mayor


Chairman Phil Mendelson
at the request of the Mayor

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To adjust, on an emergency basis certain allocations in the Fiscal Year 2021 Local Budget Act of 2020 to maintain a balanced budget for the fiscal year ending September 30, 2021.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the “Fiscal Year 2021 Revised Local Budget Emergency Act of 2021”.

Sec. 2. The appropriations set forth in the Fiscal Year 2021 Local Budget Act of 2020, effective October 20, 2020 (D.C. Law 23-136; 67 DCR 13201), are decreased by (\$58,926,582) in local funds, to be allocated as follows:

Governmental Direction and Support

The appropriation for Governmental Direction and Support is decreased by (\$5,524,287) in local funds, to be allocated as follows:

- (1) Board of Elections. – \$119,680 is added to local funds;
- (2) Contract Appeals Board. - (\$900) is rescinded from local funds;
- (3) Department of General Services. – \$408,000 is added to local funds;
- (4) Department of Human Resources. – (\$494,387) is rescinded from local funds;
- (5) Executive Office of the Mayor. – \$50,000 is added to local funds;

1 (5) Mayor’s Office of Legal Counsel – (\$77,006) is rescinded from local
2 funds;

3 (6) Office of Contracting and Procurement. – \$756,202 is added to local
4 funds;

5 (7) Office of Disability Rights. – (\$54,203) is rescinded from local funds;

6 (8) Office of Risk Management. – (\$200,520) is rescinded from local
7 funds;

8 (9) Office of the Attorney General for the District of Columbia. –
9 (\$2,982,299) is rescinded from local funds;

10 (10) Office of the Chief Financial Officer. – \$120,951 is added to local
11 funds;

12 (11) Office of the Chief Technology Officer. – (\$2,982,299) is rescinded
13 from local funds;

14 (12) Office of the City Administrator. – (\$230,658) is rescinded from local
15 funds;

16 (13) Office of the Inspector General. – (\$212,000) is rescinded from local
17 funds;

18 (14) Office of Veterans Affairs. – (\$39,381) is rescinded from local funds;
19 and

20 (15) Public Employee Relations Board. – (\$5,896) is rescinded from local
21 funds.

22 **Economic Development and Regulation**

23 The appropriation for Economic Development and Regulation is increased by

1 \$32,130,533 in local funds, to be allocated as follows:

2 (1) Department of Housing and Community Development. – (\$487,052)

3 is rescinded from local funds;

4 (2) Department of Small and Local Business Development. – (\$362,670)

5 is rescinded from local funds;

6 (3) Housing Authority Subsidy. – (\$5,604,549) is rescinded from local

7 funds;

8 (4) Office of Cable Television, Film, Music, and Entertainment. –

9 (\$123,814) is rescinded from local funds;

10 (5) Office of the Deputy Mayor for Planning and Economic Development.

11 - \$39,058,380 is added to local funds;

12 (6) Office of the Tenant Advocate. – (\$153,817) is rescinded from local

13 funds;

14 (7) Office of Zoning. – (\$87,907) is rescinded from local funds; and

15 (8) Rental Housing Commission – (\$108,018) is rescinded from local

16 funds.

17 **Public Safety and Justice**

18 The appropriation for Public Safety and Justice is decreased by (\$37,777,406) in

19 local funds, to be allocated as follows:

20 (1) Corrections Information Council. – (\$41,263) is rescinded from local

21 funds;

22 (2) Criminal Code Reform Commission. – (\$4,212) is rescinded from local

23 funds;

- 1 (3) Department of Corrections. – \$103,250 is added to local funds;
- 2 (4) Department of Forensic Sciences. – (\$725,024) is rescinded from local
3 funds;
- 4 (5) Department of Youth Rehabilitation Services. – (\$1,177,164) is
5 rescinded from local funds;
- 6 (5) District of Columbia National Guard. – (\$120,455) is rescinded from
7 local funds;
- 8 (6) Fire and Emergency Medical Services Department. – (\$29,150,000) is
9 rescinded from local funds;
- 10 (7) Metropolitan Police Department. – (\$3,169,181) is rescinded from
11 local funds;
- 12 (8) Office of Administrative Hearings. – (\$263,155) is rescinded from
13 local funds;
- 14 (9) Office of Human Rights. – (\$463,046) is rescinded from local funds;
- 15 (10) Office of Neighborhood Safety and Engagement. – \$205,500 is added
16 to local funds;
- 17 (11) Office of the Chief Medical Examiner. – (\$146,404) is rescinded
18 from local funds;
- 19 (12) Office of the Deputy Mayor for Public Safety and Justice. – \$100,000
20 is added to local funds;
- 21 (13) Office of Unified Communications. – (\$693,098) is rescinded from
22 local funds; and
- 23 (14) Office of Victim Services and Justice Grants. – (\$233,154) is

1 rescinded from local funds.

2 **Public Education System**

3 The appropriation for Public Education System is decreased by (\$8,717,366) in
4 local funds, to be allocated as follows:

5 (1) Department of Employment Services. – (\$1,176,387) is rescinded from
6 local funds;

7 (2) Department of Parks and Recreation. – (\$76,868) is rescinded from
8 local funds;

9 (3) District of Columbia Public Charter School Board. – \$1,330,000 is
10 added to local funds;

11 (4) District of Columbia Public Charter Schools. - \$9,124,562 is added to
12 local funds;

13 (5) District of Columbia Public Library. – (\$3,321,568) is rescinded from
14 local funds;

15 (6) District of Columbia State Athletics Commission. – (\$57,078) is
16 rescinded from local funds;

17 (7) Office of the Deputy Mayor for Education. – (\$178,694) is rescinded
18 from local funds;

19 (8) Office of the State Superintendent of Education. – (\$7,650,529) is
20 rescinded from local funds;

21 (9) Special Education Transportation. – (\$5,650,803) is rescinded from
22 local funds;

23 (10) State Board of Education. – (\$60,000) is rescinded from local funds;

1 and

2 (11) University of the District of Columbia Subsidy Account. –

3 (\$1,00,000) is rescinded from local funds.

4 **Human Support Services**

5 The appropriation for Human Support Services is decreased by (\$144,203,548) in
6 local funds, to be allocated as follows:

7 (1) Child and Family Services Agency. – (\$7,481,728) is rescinded from
8 local funds;

9 (2) Department of Aging and Community Living. – (\$404,065) is
10 rescinded from local funds;

11 (3) Department of Behavioral Health. – (\$4,250,953) is rescinded from
12 local funds;

13 (4) Department of Health. – (\$4,350,763) is rescinded from local funds;

14 (5) Department of Health Care Finance. – (\$95,846,306) is rescinded from
15 local funds;

16 (5) Department of Human Services. – (\$6,611,024) is rescinded from local
17 funds;

18 (6) Department on Disability Services. – (\$8,159,260) is rescinded from
19 local funds;

20 (7) Medicaid Reserve. – (\$17,000,000) is rescinded from local funds; and

21 (8) Office of Deputy Mayor for Health and Human Services. –
22 (\$1,000,000) is rescinded from local funds.

23 **Public Works**

1 The appropriation for Public Works is increased by \$4,102,086 in local funds:

2 (1) Department of Consumer and Regulatory Affairs – \$4,565,828 is

3 added to local funds;

4 (2) Department of Energy and Environment. – (\$4,158,315) is rescinded

5 from local funds; provided, that all funds deposited, without regard to fiscal year, into the

6 Lead Service Line Replacement Fund are authorized for expenditure and shall remain

7 available for expenditure until September 30, 2021;

8 (3) Department of For-Hire Vehicles. – \$4,378,337 is added to local funds;

9 (4) Department of Insurance, Securities, and Banking, – \$141,705 is added

10 to local funds;

11 (5) Department of Motor Vehicles. - \$331,2000 is added to local funds;

12 (6) Department of Public Works. – (\$397,772) is rescinded from local

13 funds;

14 (7) Department of Transportation. - (\$557,911) is rescinded from local

15 funds; and

16 (8) Office of the Deputy Mayor for Operations and Infrastructure. –

17 (\$180,986) is rescinded from local funds.

18 **Financing and Other**

19 The appropriation for Financing and Other is increased by \$90,063,386 in local

20 funds to be allocated as follows:

21 (1) Pay-As-You-Go Capital Fund. – \$4,527,000 is added to local funds;

22 and

23 (2) Repay Emergency and Contingency Reserve Funds. – \$60,724,233 is

1 added to local funds; and

2 (3) Workforce Investments Account. - \$33,812,153 is added to local
3 funds.

4 Sec. 3. Notwithstanding any provision of law limiting the use of the Universal
5 Paid Leave Fund (“Fund”), established by section 1152 of the Universal Paid Leave
6 Implementation Fund Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C.
7 Official Code § 32-551.01), the Chief Financial Officer shall transfer in Fiscal Year 2021
8 the following amounts from certified fund balances and other revenue in the Fund:

9 (1) \$114,490,000 to the District Unemployment Fund, established by
10 section 2 of the District of Columbia Unemployment Compensation Act, approved
11 August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-102); and

12 (2) \$ 42,409,437 to the General Fund of the District of Columbia.

13 Sec. 4. Non-health occupational licensing COVID-19 fee reduction.

14 (a) Section 3500 of Chapter 17 of the District of Columbia Municipal Regulations
15 (17 DCMR § 3500) is amended by adding a new subsection 3500.6 to read as follows:

16 “3500.6. From July 1, 2021 through September 30, 2021, the following fees shall
17 be charged for each class of non-health occupation license issued by the
18 Department of Consumer and Regulatory Affairs (DCRA) in lieu of the
19 fees listed in 3500.2:

20 “(a) The application fee and examination fee shall be zero dollars (\$0).

21 “(b) The license fee and the renewal fee shall be ninety-nine dollars
22 (\$99).”.

23 Sec. 5. Corporate report fee forgiveness program.

1 Chapter 6 of Title 17 of the District of Columbia Municipal Regulations is
2 amended by adding a new section 613 to read as follows:

3 **“613 BIENNIAL REPORT FORGIVENESS PROGRAM**

4 (a) There is established a biennial report forgiveness program, which
5 shall be administered through the end of Fiscal Year 2021.

6 (b) Pursuant to the program, an entity with fifty or fewer (50)
7 employees that has had its corporate registration revoked due to the
8 failure to file a biennial report required by D.C. Official Code §
9 29-102.11 or due to non-payment of the corporate biennial report
10 filing fees imposed by § 602.1(e)(15), 603.1(o), 604.1, 605.1(i),
11 606.1(d), 607.1(j), 608.1(l), 609.1(g), 610.1(h), or 611.1(g) of this
12 chapter and that applies for reinstatement with the Department
13 shall not be charged a fee for any past due biennial reports, any
14 associated late fees, or a fee for the biennial report submitted in
15 accordance with the application, if:

16 (1) The entity submits its application during an amnesty period
17 declared by the Director; and

18 (2) The application includes the most recent biennial report
19 required by law or regulation, an attestation or payroll
20 document showing that the entity has fifty (50) or fewer
21 employees, and a reinstatement fee of \$80 for a non-profit
22 business or a reinstatement fee of \$300 for a for-profit
23 business.

1 Sec. 6. Adult and residential public charter school funding conformity.

2 (a) Notwithstanding section 2401(b)(3)(B)(i) of the School Reform Act of 1995,
3 approved April 26, 1996 (110 Stat. 1321-136; D.C. Official Code § 38-
4 1804.01(b)(3)(B)(i)), in Fiscal Year 2021 the Public Charter School Board (“PCSB”)
5 shall transmit \$1.33 million to Maya Angelou Public Charter School (“school”), which
6 shall be in addition to any funds transmitted to the school pursuant to the Uniform Per
7 Student Funding Formula for Public Schools and Public Charter Schools Act of 1998,
8 effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 et seq.).

9 (b) PCSB shall transfer the funds authorized pursuant to subsection (a) of this
10 section to the school or to a bank designated by the school within 30 days after the
11 effective date of the Fiscal Year 2021 Supplemental Budget Support Act of 2021.

12 Sec. 7. Taxi industry recovery support.

13 During the remainder of Fiscal Year 2021, the following fees shall not be
14 charged:

15 (a) The Department of For-Hire Vehicles’ fee for the renewal of an annual
16 operator ID license, imposed by 31 DCMR § 827, for operators of public vehicles-for-
17 hire;

18 (b) The Department of For-Hire Vehicles’ per vehicle registration fee, imposed by
19 31 DCMR § 1104, for public vehicles-for-hire;

20 (c) The Department of For-Hire Vehicles’ independent taxicab owner certificate
21 of operating authority application fee, imposed by 31 DCMR § 505.2;

22 (d) The Department of For-Hire Vehicles’ taxicab company, association, and fleet
23 certificate of operating authority fee, imposed pursuant to 31 DCMR § 501.8;

1 (e) The Department of For-Hire Vehicles' application fee for a certificate of
2 operating authority to operate an independent luxury vehicle business, imposed by 31
3 DCMR § 1221.6(e);

4 (f) The Department of Motor Vehicles' fee for certified and uncertified abstracts
5 of operating records, imposed by 18 DCMR §§ 801.3 and 801.5), for operators of public
6 vehicles-for-hire;

7 (g) The Department of Motor Vehicles' motor vehicle inspection fee, imposed by
8 section 1 of An Act To provide for annual inspection of all motor vehicles in the District
9 of Columbia, approved February 18, 1938 (52 Stat. 78; D.C. Official Code § 50-1101),
10 and 18 DCMR § 601.8(i)), for public vehicles-for-hire; and

11 (h) The Department of Motor Vehicles' motor vehicle registration fee, imposed
12 by section 3 of title IV of the District of Columbia Revenue Act of 1937, approved
13 August 17, 1937 (50 Stat. 679; D.C. Official Code § 50-1501.03), for public vehicles-for-
14 hire.

15 Sec. 8. Fiscal impact statement.

16 The Council adopts the fiscal impact statement of the Chief Financial Officer as
17 the fiscal impact statement required by section 4a of the General Legislative Procedures
18 Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-
19 301.47a).

20 Sec. 9. Effective date.

21 This act shall take effect following approval by the Mayor (or in the event of veto
22 by the Mayor, action by the Council to override the veto), and shall remain in effect for
23 no longer than 90 days, as provided for emergency acts of the Council of the District of

- 1 Columbia in section 412(a) of the District of Columbia Home Rule Act, approved
- 2 December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)). Sec. XXX. Special
- 3 purpose fund transfers.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



Legal Counsel Division

MEMORANDUM

TO: Ronan Gulstone
Director
Office of Policy and Legislative Affairs

FROM: Brian K. Flowers
Deputy Attorney General
Legal Counsel Division

DATE: May 27, 2021

SUBJECT: Legal Sufficiency Review of Draft Legislation, the “Fiscal Year 2021 Revised Local Budget Emergency Amendment Act of 2021”, Temporary Version, and Accompanying Emergency Declaration”
(AE-20-207)

This is to Certify that this Office has reviewed the above-referenced draft legislation and found it, as to form, format, and authority only, to be legally sufficient. If you have any questions in this regard, please do not hesitate to call me at 724-5524.

BKF/a.parker

Brian K. Flowers