

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

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

TO: All Councilmembers
FROM: Chairman Phil Mendelson
Committee of the Whole
DATE: May 10, 2022
SUBJECT: Report on Bill 24-714, the “Fiscal Year 2023 Budget Support Act of 2022”

The Committee of the Whole, to which Bill 24-714 was referred, reports favorably thereon, with amendments, and recommends approval by the Council.

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I. BACKGROUND AND NEED

The purpose of Bill 24-714, the Fiscal Year 2023 Budget Support Act of 2022 (“FY 2023 BSA”), is to amend or enact various provisions of law that support the implementation of a balanced Fiscal Year 2023 budget and financial plan.

Bill 24-714 is a substantial and wide-ranging piece of legislation that will have a significant impact on existing law. The legislation includes nine titles and more than 55 individual subtitles, which are briefly summarized in section VIII below. In addition to the subtitle-by-subtitle analysis set forth below, further background on Bill 24-714 is available in the budget reports produced by the Council’s ten standing committees. The Committee of the Whole recognizes the importance of the policy recommendations set forth by the various committees in their budget reports; these policy recommendations are an essential part of the performance and budget review process by the Council. The committee print attached to this report contains FY 2023 BSA subtitles based on recommendations and feedback from the Council committees, as refined by the Committee of the

Whole.¹ The Committee of the Whole expects the executive branch to work with individual committees to address the policy recommendations as a part of the Council’s continuing oversight activities.

II. LEGISLATIVE CHRONOLOGY

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|---------------------------|--|
| March 11, 2022 | Notice of public hearings on the proposed Fiscal Year 2023 Budget and Financial Plan is published in the <i>District of Columbia Register</i> (updates to the schedule of budget oversight hearings published in later issues) |
| March 16, 2022 | Bill 24-714, the “Fiscal Year 2023 Budget Support Act of 2022” is introduced by Chairman Mendelson at the request of the Mayor |
| March 18, 2022 | Committee of the Whole holds a public briefing on the Mayor’s Fiscal Year 2023 Proposed Budget and Financial Plan |
| March 21 – April 7, 2022 | Committees hold public hearings on the budgets of the agencies under their purview and the subtitles of Bill 24-714 that were referred to each for comments |
| March 25, 2022 | Notice of Intent to Act on Bill 24-714 is published in the <i>District of Columbia Register</i> |
| April 5, 2022 | Bill 24-714 is “read” at the April 5, 2022 Regular Legislative Meeting and referred to the Committee of the Whole |
| April 8, 2022 | Committee of the Whole holds a public hearing on Bill 24-714, Bill 24-715, Bill 24-716, Bill 24-717, and Bill 24-719 |
| April 20 - April 21, 2022 | Committees mark up and approve their budget recommendations for Fiscal Year 2023 |
| May 10, 2022 | Committee of the Whole marks up Bill 24-714 and Bill 24-716 |

¹ New subtitles included in the FY23 BSA that are substantially similar to those included in committee reports are noted as such at the end, with the committee names abbreviated as follows: Committee of the Whole (COW), Committee on Business and Economic Development (BED), Committee on Government Operations and Facilities (GOF), Committee on Health (H), Committee on Housing and Executive Administration (HEA), Committee on Human Services (HS), Committee on the Judiciary and Public Safety (JPS), Committee on Labor and Workforce Development (LWD), Committee on Recreation, Libraries, and Youth Affairs (RLYA), and Committee on Transportation and the Environment (TE). For additional information on the committee reasoning for those subtitles, see the individual committee reports, which can be found on the Council’s Legislative Information Management System (<https://lims.dccouncil.us/>).

III. POSITION OF THE EXECUTIVE

Chairman Mendelson introduced Bill 24-716 on behalf of the Mayor. The Mayor and the City Administrator presented the budget at a public briefing on March 16, 2022. On May 3, 2022, the Mayor transmitted an errata letter requesting that the Council incorporate various changes to the introduced version of Bill 24-716 and related budget documents. The errata letter is included as an attachment to this report. Other Executive Branch testimony was presented to the various Council committees and is included in the hearing record.

IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee received the following resolutions from Advisory Neighborhood Commissions (ANCs) on the Fiscal Year 2023 budget. ANCs may also have commented separately to other Council committees.

1. **ANC 2B:** On April 18, 2022, ANC 2B, with a vote of 6 to 0, with one member absent, approved a resolution that requests that the Council fully fund the extension of the D.C. Circulator's Dupont Circle – Georgetown – Rosslyn route to U Street NW and the Howard University area in the FY 2023 budget. ANC 2B also requests that the Council direct the D.C. Department of Transportation to expedite the extension's implementation.
2. **ANC 3B:** On April 14, 2022, ANC 3B, with a vote of 5 to 0, approved a resolution that urges the Council to provide funding for the Department of Aging and Community Living to commission a feasibility study of a potential physical senior wellness center in Ward 3.
3. **ANC 4B:** On April 25, 2022, ANC 4B, with a vote of 7 to 0, approved a resolution that requests that the Council works to ensure that all District residents have safe, stable, and secure housing; provide adequate funding for a robust transportation network and the safety of all road users; and ensure safe and accessible public facilities and robust local infrastructure.
4. **ANC 7B:** On April 21, 2022, ANC 7B, with a vote of 5 to 0, approved a resolution that requests the Council provide equitable investments in communities end-of-treatment-response, opportunities for homeownership to negate displacement. ANC 7B also asks the Council to fund a feasibility study for the transfer of jurisdiction for the Pennsylvania Ave. SE/Minnesota Ave. SE intersection, renovate the bus shelter at the corner of Alabama Ave. SE and Pennsylvania Ave. SE, and provide safe and affordable transportation options.

V. COMMENTS FROM THE NATIONAL CAPITAL PLANNING COMMISSION

On April 7, 2022, The National Capital Planning Commission (NCPC or Commission) approved comments to the Council regarding the FY 2023-2028 Capital Improvements Plan (CIP), pursuant to 40 U.S.C. § 8723(b). The Commission commends the Council on the inclusion of projects that support the goals and policies of the Federal Element of the Comprehensive Plan for the National Capital and other NCPC plans and initiatives. NCPC requests that District agencies

coordinate with NCPC and relevant federal agencies to identify submission requirements, schedules, and potential planning issues prior to formal review of projects and studies. The Commission noted several areas of special interest and encouraged ongoing coordination. NCPC also requested that District agencies coordinate with the Commission on various elements related to formal review of enumerated projects and notes several others that may require future coordination. Finally, NCPC noted that the District is required to submit for Commission review certain CIP projects, including the acquisition or disposition of land or buildings and development projects undertaken by the District government that affect D.C. public buildings and grounds.

VI. LIST OF WITNESSES²

The Committee of the Whole held a public hearing on Bill 24-714 and other budget-related legislation on April 8, 2022.³ The witnesses were:

- | | | |
|-----|------------------------|--|
| 1. | Aretemis Whyte Neptune | Worker Owner, Vendors United Food Coop |
| 2. | Reyna Sosa | Worker Owner, Vendors United Food Coop |
| 3. | Noemi Lopez | Worker Owner, Dulce Hogar Cleaning Coop |
| 4. | Anjelica Lopez | Worker Owner Dulce Hogar Cleaning Coop |
| 5. | Margarita Crespo | Leader of Excluded Workers |
| 6. | Solomon Gebre Tekle | Member, African Communities Together |
| 7. | Reina Moreno | Worker Leader, DC Chapter of the National Domestic Workers Alliance |
| 8. | Karla Canales | Worker Leader, DC Chapter of the National Domestic Workers Alliance |
| 9. | Amber Harding | Washington Legal Clinic for the Homeless |
| 10. | Damon King | Director of Policy Advocacy, Legal Aid Society of the District of Columbia |
| 11. | Nancy Drane | Executive Director, DC Access to Justice Commission |
| 12. | Scott Goldstein | EmpowerEd |

² Note: Written testimony and comments are included in the hearing record for Bill 24-714.

³ All of the Council's committees held hearings between March 21 and April 7, 2022, on the Mayor's proposed budget; in many cases, testimony at those hearings addressed various provisions of the Fiscal Year 2023 BSA.

13. Liz DeBarros
Interim CEO, DC Building Industry Association
14. Maura Brophy
President & CEO, NoMa BID
15. Laura Hagood
Executive Director, DC History Center
16. Meghan Kissell
Campaign for Tobacco-Free Kids
17. Liz Furgurson
DC Tobacco Free Coalition
18. David Schwartzman
Chair, Political Policy & Action Committee,
DC Statehood Green Party
19. Shellie Bressler
Parents Against Vaping e-Cigarettes
20. Erica Williams
DC Fiscal Policy Institute
21. Judith Sandalow
Executive Direction of DC's Children's Law Center
22. Kesh Ladduwahetty
DC for Democracy, Operations Director
23. Judy Estey
Executive Director, The Platform of Hope
24. Michael Zwick
President, Assets International, L.L.C.
25. Qubilah Huddleston
Policy, Analyst DC Fiscal Policy Institute
26. Trupti Patel
Commissioner ANC 2A03
27. Jesse Rabinowitz
Miriam's Kitchen
28. Leona Agouridis
Executive Director, Golden Triangle BID
29. Gerren Price
Acting President & CEO, DowntownDC BID
30. Yemmy Wodneh
Mother's Outreach Network
31. Maria Jackson
DC Guaranteed Income Coalition/Mother's Outreach Network
32. Lori Kaplan
Coalition for Nonprofit Equity
33. Katharine Landfield
Social worker & Advocate
34. Wilma Jones
DC Guaranteed Income Coalition/Mother's Outreach Network

35. Toni Harper The Federal City Alumnae Chapter, Delta Sigma Theta Sorority, Inc.
36. Jane Feldmesser Policy Analyst, PAVE
37. Elizabeth Falcon DC Jobs With Justice
38. Drew Turner Director, Development, Douglas Development
39. Tom Wilbur Senior Vice President, Akridge
40. Scott Moseley Vice President, Investments & Real Estate, Steuart Investment Company
41. Michael Stevens President, Capitol Riverfront BID
42. Howard Templeman Member of DC Guaranteed Income Coalition / Mother's Outreach Network
43. Commissioner Salim K.T. Adofo Chairperson ANC 8C
44. Kristin Connall Vice President, Akridge
45. Lynn Amano Director of Advocacy, Friendship Place
46. Raquel Wollaston Staff Attorney, DC KinCare Alliance
47. Eliana Golding Policy Analyst, DCFPI
48. Marquis Cotton PAVE Ward 8 PLE Board Member
49. Stephanie Griffith-Richardson PAVE Ward 7 PLE Board Member
50. Roger Marmet Founder - Peace For DC
51. Jesse Lovell Public Witness
52. Daniel del Pielago Empower DC - Organizing Director
53. Rick Ammirato DC BID Council
54. Emily Tatro Deputy Director, Council for Court Excellence
55. Sebrena Rhodes ANC 5D01
56. Ariel Drehobl Public Witness
57. Dawn Dalton Executive Director, DC Coalition Against Domestic Violence

58. Robert Warren
Founder and treasurer of People for Fairness Coalition
59. Trish McFadden
Community Builder
60. Qaadir El-Amin
A Right to Life A40
61. Debby Shore
Executive Director, Sasha Bruce Youthwork, Inc.
62. Tariq Herencia
Fair Budget Coalition
63. Jasmine Joyner
Fair Budget Coalition
64. Andra Henderson
Fair Budget Coalition
65. DaSean Jones
Ward 8 Advocacy Captain, PAVE
66. Takiyah Worthy
Ward 7 PLE Board Member, PAVE
67. Tawanda Clemons
Ward 8 PLE Board Member, PAVE
68. Charnal Chaney
Public Witness
69. Benjamin Sharp
Jews United for Justice
70. Jair Lynch
President/CEO; Jair Lynch Real Estate Partners
71. Rico Harris
Executive Director Volunteer, Community for Creative Non Violence
72. Reginald Black
Executive Director People for Fairness Coalition
73. Stuart Anderson
Executive Director, Family & Friends Of Incarcerated People
74. Awad Bilal
Tenant Organizer, Latino Economic Development Center
75. Karla Reid-Witt
Ward 7 Citywide Board Member, PAVE
76. Rostina Miller
Ward 8 PLE Board Member, PAVE
77. Tara Maxwell
Latino Economic Development Center
78. Angela Franco
CEO & President, DC Chamber of Commerce
79. Bill Mefford
Executive Director, the Festival Center

80. Katie Hodge

Public Witness

VII. IMPACT ON EXISTING LAW

Bill 24-714 is a substantial and wide-ranging piece of legislation that would have a significant impact on existing law, as reviewed in the subtitle-by-subtitle analysis, *infra*.

VIII. FISCAL IMPACT

Bill 24-714 will have a significant and complex fiscal impact on the District and is necessary to balance and implement the Fiscal Year 2023 budget. The Council’s Budget Director has worked closely with the Office of the Chief Financial Officer to ensure that, as a companion to the Fiscal Year 2022 Second Revised Local Budget Adjustment Emergency Act (Bill 24-719) and the Fiscal Year 2023 Local Budget Act (Bill 24-716), this bill – Bill 24-714 – is fiscally balanced.⁴

IX. SUBTITLE-BY-SUBTITLE ANALYSIS⁵

TITLE I. GOVERNMENT DIRECTION AND SUPPORT

Subtitle A. Information Technology Innovation and Infrastructure Amendment Act of 2022: This subtitle changes the name of this fund from the “DC-NET Services Support Fund” to the “DC-NET Services and Innovation Fund” and allows it to be used for additional purposes: network enhancement, maintenance, and expansion, as well as initiatives to incorporate emerging IT and communication technologies into District government systems. The subtitle also clarifies that OCTO’s existing power to promote IT development includes grantmaking authority in addition to ARPA sub-grant-making authority. (GOF)

Subtitle B. Inspector General Support Fund Enhancement Amendment Act of 2022: In the FY22 Budget Support Act, the Council established the Office of the Inspector General Support Fund, as a non-lapsing fund that captures up to \$1 million in any fiscal year and up to \$2.5 million in total from restitutions, recoupments, and recaptured overpayments resulting from OIG’s work. This subtitle modifies the Fund to allow OIG to retain larger amounts for the same purposes: \$3 million per fiscal year and \$5 million in total and to allow the OIG to retain unspent funds at the end of a fiscal year. (GOF)

Subtitle C. Government Space Maintenance and Repair Transparency (GovSMaRT) Dashboard Amendment Act of 2022: This subtitle requires DGS to expand on its work order dashboard practices by providing all current and recent DCPS work orders (not only HVAC work

⁴ The Chief Financial Officer will provide a fiscal impact statement to the Council before the second reading of the FY 2023 BSA.

⁵ Due to the size and complexity of the committee print of Bill 24-714, and in keeping with standard Council practice and Council Rule 803(j), this part of the report analyzes the legislation by subtitle, rather than by section. Additional detail can be found in individual Committee reports.

orders) and all current and recent DPR work orders through an interface that the Committee is calling a GovSMaRT dashboard. The Department of General Services (DGS) is currently required to post online certain details regarding work orders for DCPS heating, ventilation, and air conditioning system (HVAC) issues. DGS chose to satisfy that requirement by developing an interactive dashboard.⁶ (GOF)

Subtitle D. Public Facilities Environmental Safety Implementation Amendment Act of 2022: This subtitle saves an important portion of the *Public Facilities Environmental Safety Amendment Act* from being repealed for want of funding. In the FY 2022 budget, the Council funded almost all of the changes in the *Public Facilities Environmental Safety Amendment Act of 2020*,⁷ including a mandate that buildings receive inspections every 10 years or less. However, the requirement that, DGS notify the public and remediate certain significant hazards in the course of “demolition, construction, excavation, or substantial renovation” was not funded. This subtitle eliminates the unfunded mandate and makes conforming changes, leaving intact the requirement for new construction, demolition, and excavation. (GOF)

Subtitle E. Agency Budget Request Freedom of Information Clarification Amendment Act of 2022: Section 206(a) of DC FOIA specifically designates several categories of information as public information that must be disclosed even in the absence of a written request pursuant to section 202. In 2004, the Council amended section 206(a), adding a new paragraph (6A) specifically to make public certain additional materials, including “[b]udget requests, submissions, and reports available electronically that agencies, boards, and commissions transmit to the Office of the Budget and Planning during the budget development process” Contrary to the Mayor’s statement in her May 3, 2022, correspondence with the Chairman regarding the Council’s preliminary budget decisions that the COW “does not dispute . . . that the budget-related documents covered by the proposed subtitle are in fact covered by the deliberative process privilege,” paragraph (6A) always has required that the Mayor make those documents public; indeed, any other reading of that provision would render it a nullity. Notwithstanding the Council’s stated intent in enacting paragraph (6A), the Mayor consistently has failed to make public the specific materials described therein. Moreover, in response to a recent request submitted pursuant to section 202 of DC FOIA, the Mayor refused to provide a requestor the agency budget requests transmitted to the OCFO by DCPS and OSSE in connection with the preparation of the Fiscal Year 2019 budget. The requestor who sought the Fiscal Year 2019 agency budget requests from DCPS and OSSE challenged the Mayor’s withholding of those requests in D.C. Superior Court, and the court ruled in the requestor’s favor, rejecting the Mayor’s claim that the budget requests are protected by the deliberative-process privilege and therefore exempt from disclosure. *See Terris, Pravlik & Millian, LLP v. District of Columbia*, Case No. 2020 CA 3087 B. Although the current provisions of DC FOIA already preclude the Mayor from withholding those documents pursuant to section 204(a)(4) and (e) (as the D.C. Superior Court recently concluded), this subtitle would foreclose any possible contrary reading of those provisions and would clarify that the Mayor may not rely on the deliberative-process privilege or other common-law and statutory privileges as a basis for withholding the documents and information. (COW)

⁶ <https://dgs.dc.gov/service/dgs-dcps-hvac-public-dashboard>.

⁷ See Section 7205 of the *Subject-to-Appropriations Repeals and Modifications Emergency Amendment Act of 2021*.

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

Subtitle A. Heirs Property Legal Assistance Act of 2022: This subtitle authorizes the Mayor to issue grants to support legal services for low-income individuals who are seeking to obtain clear title to property inherited from a relative. The grants can be made to individuals or legal services organizations, ensuring that low-income District individuals can maintain generational wealth generated by homeownership, without incurring burdensome or unaffordable legal fees related to obtaining clear title to inherited property. (COHEA)

Subtitle B. Tax Increment Financing Technical Amendment Act of 2022: The District of Columbia's Tax Increment Financing (TIF) program allows the District to issue bonds in support of an economic development project as defined in D.C. Law 12-143. The bond proceeds are used by the private developer to support construction and infrastructure costs. To repay the bonds, the District determines and then pledges the growth in real property and sales taxes over a baseline amount within the defined TIF area to support the bond issuance. Currently, the baseline tax amounts are established in the authorizing legislation of each individual TIF area. The subtitle codifies the Chief Financial Officer's (CFO) process for establishing the baseline real property and sales tax amounts. For both real property and sales taxes, the subtitle establishes the baseline tax as the amount of tax that the CFO projects to receive from properties and businesses within the TIF area for each fiscal year of the financial plan period. The baseline tax is then set as the final fiscal year of the financial plan period for years outside of the financial plan period. (CBED)

Subtitle C. Reunion Square Tax Increment Financing Amendment Act of 2022: In 2020, the Council approved the establishment of the Reunion Square Tax Increment Financing (TIF) area to support a mixed-use development of commercial office space, retail, housing, and a hotel. By law, the District can issue up to \$45.8 million in Class A and Class B debt, combined, to support the development project. Currently, the District's authority to issue up to \$16.9 million in Class A debt expires on September 30, 2025. Furthermore, the District's authority to issue Class B debt in any amount, such that the total Class A and Class B debt issuance does not exceed \$45.8 million, expires on September 30, 2030. The subtitle clarifies that the Chief Financial Officer should not consider the principal amount of any debt issued to refund or refinance Class A debt when adhering to the cap of \$16.9 million in Class A debt. The subtitle also clarifies that the expiration dates for the Class A and Class B debt issuances are 11:59 p.m. on September 30, 2025 and September 30 2030, respectively. The subtitle ensures that the expiration dates have no impact on debt issued prior to those dates or on the District's ability to issue refunding or refinancing of Class A debt. The subtitle also allows for Class A debt issued as draw down bonds to continue to be drawn upon even if the draws extend beyond the Class A expiration date. (CBED)

Subtitle D. DMPED Grants Amendment Act of 2022: This subtitle combines two of the grantmaking subtitles included in the Mayor's introduced version and an additional subtitle proposed by the Committee on Business and Economic Development. It expands the Deputy Mayor for Planning and Economic Development's (DMPED) grant-making authority, found in D.C. Code Section 1-328.04, providing the Office additional authority to support the reopening and recovery of small businesses operating in the restaurant, retail, hospitality, or entertainment sectors; help attract or retain businesses to the District's central business district and surrounding

area; further support the recovery of the central business district by allowing for grants to third parties for the creation of new attractions or improvement of existing attractions in and around the central business district that appeal to families; and help housing providers to cover the costs of past due rent of District residents who are tenants of those housing providers. The subtitle also provides authority for multiple mission-specific targeted grants, promoting workforce development, technological innovation, and the arts. Finally, the subtitle incorporates a provision requested in the Mayor's errata letter for grantmaking authority related to housing stabilization grants. (CBED)

Subtitle E. Central Food Processing Facility for the District Siting and Feasibility Study Act of 2022: This subtitle requires the Office of Planning to conduct a feasibility and siting study to assess the cost, return on investment, and revenue generation potential of a Central Food Processing Facility, and identify a suitable site for the facility, capable of meeting the District's need to improve the nutritional quality of meals serviced in public institutions in the District, support local food businesses, shore up the District's food systems resilience, and create career pathways in the food sector. (COW, T&E)

Subtitle F. Department of Small and Local Business Development Grants Act of 2022: This subtitle directs four grants from the Department of Small and Local Business Development to 1) improve public spaces in Columbia Heights, Mt. Pleasant, and Adams Morgan; 2) conduct place making, place management, branding, and economic development in Friendship Heights; 3) a pilot to assist businesses and coordinate community-driven revitalization efforts in portions of Ward 3 that are outside of existing Main Streets Programs; and 4) support VIVA School, a pre-professional dance school that works to eliminate barriers of access to high-level dance training and increase representation in the field of dance. The subtitle also prohibits funding in Fiscal Year 2023 to support a DC Main Streets Program for the Woodley Park service area. (CBED)

Subtitle G. Home Purchase Assistance Program Amendment Act of 2022: This subtitle increases the maximum amount of down payment assistance available to the lowest-income Home Purchase Assistance Program (HPAP) applicants from \$80,000 to \$202,000 based on their income allowing HPAP participants the opportunity to purchase a wider range of homes in the District, including homes of varying size and in different neighborhoods. The subtitle also allows qualifying residents who do not need a down payment to use funding from HPAP for a mortgage rate buydown. (COHEA)

Subtitle H. East End Grocery Incentive Amendment Act of 2022: This subtitle amends the East End Grocery Incentive Act of 2018 to add the Deanwood Metro Station Parking as an authorized location for site acquisition, preparation, and infrastructure development, design, and construction for new grocery stores to be occupied by grocery store retailers participating in the Program.

Subtitle I. Union Station Expansion Project Delivery and Governance Study Act of 2022: This subtitle requires the Office of Planning to award a \$1 million grant to partner with local, regional, and federal stakeholders to conduct a project delivery and governance study for implementation of the Union Station Expansion Project. Plans for Union Station Expansion will add a new train hall, require replacement of the H Street "Hopscotch" Bridge, private development,

and other regional transit upgrades. This subtitle authorizes a grant to conduct a study of the complex questions of governance between the District, federal government entities, and the private sector related to project deliver.

Subtitle J. Food Policy Council Amendment Act of 2022: This subtitle would amend the Food Policy Council and Director Establishment Act of 2014 to improve the functionality of the Food Policy Council in a number of ways, including by: updating the working groups of the Food Policy Council; updating the expectations for ex officio members as well as which agencies are considered ex officio members of the Council; allowing public members to be compensated for their work on the Food Policy Council; and, providing the Director of the Office of Planning with grant-making authority to support food projects and programs related to the Food Policy Council. (T&E)

Subtitle K. Housing Production Trust Fund Accountability and Transparency Amendment Act of 2022: This subtitle requires the Department of Housing and Community Development to submit waivers to the Council if the Department does not receive a sufficient number of viable housing proposals to meet statutory requirements for HPTF funding (i.e., 40% of HPTF funding must be used to finance housing for very low-income households). The subtitle also requires the Department to release certain information to the Council 10 days after projects are selected for further underwriting, including a written report with aggregate data on affordable units, median scores derived from the RFP to rank projects, and a written rationale for each project including an explanation of any cause for a deviation in the final selections. (COHEA)

TITLE III. PUBLIC SAFETY AND JUSTICE

Subtitle A. Automated External Defibrillator Incentive Program Act of 2022: This subtitle amends the Public Access to Automated External Defibrillator Act of 2000 to clarify the authority of the Fire and Emergency Medical Services Department (“FEMS”) to operate the District’s public automated external defibrillator (“AED”) program, including AED deployment strategies and coordination with District government agencies. Additionally, the subtitle also authorizes the Mayor to issue rebates to a property owner or lessee of a building in the District who purchases and installs an AED in a publicly accessible location in the building and registers that AED with FEMS. Clarifying FEMS’ role in the District’s public AED program will help the agency better collect the data needed for national registry reporting and develop strategies to increase cardiac arrest survival rates. (JPS)

Subtitle B. Emergency Medical Services Transport Contracts Amendment Act of 2022: This subtitle requires third-party providers of basic life support transportation and the Fire and Emergency Medical Services Department to each submit an annual report to the Council with information that assesses emergency medical services transport operations. It also repeals the sunset of FEMS’s authority to contract with third-party basic life support transportation providers. (JPS)

Subtitle C. Office of Victim Services and Justice Grants Transparency Amendment Act of 2022: This subtitle requires the Office of Victim Services and Justice Grants (“OVSJG”) to twice-annually publish information on its website about the grant awards it has received or

granted. It also requires the Mayor to publish on a publicly available website the anticipated grant awards for separate initiatives or “line-items” within each of OVSJG’s grantmaking divisions in conjunction with transmitting the annual budget. (JPS)

Subtitle D. School Safety and Security Amendment Act of 2022: This subtitle eliminates the statutorily required draw down of staff members in the Metropolitan Police Department’s (MPD) School Safety Division (SSD) required under section 102(e) of the School Safety and Security Contracting Procedures Act of 2004. Under current law, MPD is required to gradually reduce the number of sworn and civilian staff members assigned to the SSD each year until the unit is dissolved by July 1, 2025. (JPS)

Subtitle E. Access to Justice Initiative Amendment Act of 2022: This subtitle amends the Access to Justice Initiative Establishment Act of 2010 to make minor changes to the statute for the District’s Access to Justice Initiative (“ATJI”) and Loan Repayment Assistance for Poverty Lawyers (“LRAP”) Program. The subtitle contains three changes as recommended by the Committee on the Judiciary and Public Safety. First, the subtitle ensures that the Access to Justice Initiative – like its sister funds for the Civil Legal Counsel Projects Program and the LRAP – is non-lapsing. Second, the subtitle raises the LRAP participant income cap from \$90,000 to \$100,000 to account for inflation and the rising cost of living in the District. This increase will also help ensure senior attorneys who are so critical to the District’s civil legal services providers remain in public interest positions as they advance in their careers and salaries. Third, the subtitle allows the D.C. Bar Foundation, which administers the LRAP, to award monthly assistance in excess of \$1,000 per month (the current cap) to those LRAP participants whose loans would be ineligible for Public Service Loan Forgiveness, either because they are private loans or do not otherwise meet the federal guidelines but still meet the LRAP’s criteria. All three changes were made in consultation with the D.C. Bar Foundation. (JPS)

Subtitle F. Comprehensive Cognitive Health Training for First Responders Amendment Act of 2022: This subtitle amends Title II of the Omnibus Police Reform Amendment Act of 2000 and the Omnibus Public Safety Agency Reform Amendment Act of 2004 to require the Metropolitan Police Department (“MPD”) and Fire and Emergency Medical Services Department (“FEMS”) to develop and operate a training program, in coordination with the Department of Health, the Department of Aging and Community Living, and the Office of Attorney General, that includes initial instruction and continuing education on identifying, and interacting with individuals living with, Alzheimer’s and other dementias, and risks such individuals face, like wandering and elder abuse. Required training for law enforcement and other first responders on the best practices for identifying, and interacting with individuals living with, Alzheimer’s or other dementias, and risks such individuals face, is an important and effective way to help law enforcement and first responders recognize symptoms of Alzheimer’s and other dementias, understand behavioral changes so they can tailor and choose the most appropriate response, communicate effectively, and refer the individual to the best available community resources. (JPS)

Subtitle G. Criminal Code Reform Commission Amendment Act of 2022: This subtitle amends the District of Columbia Government Comprehensive Merit Personnel Act of 1978 and the Criminal Code Reform Commission Establishment Act of 2016 to modify the process for selecting, and setting the salary for, the executive director of the Criminal Code Reform

Commission (“CCRC”). This subtitle designates the Chairman of the Council as the personnel authority for the CCRC’s executive director who would, in turn serve as the personnel authority for any other CCRC staff. In addition, the subtitle sets the current Executive Director’s salary on a permanent basis after the Council passed emergency and temporary legislation earlier this year. The subtitle also makes several clarifying, but non-substantive, changes to the CCRC’s structure and authority. (JPS, COW)

Subtitle H. Metropolitan Police Department Budget and Staffing Transparency Amendment Act of 2022: This subtitle amends the Revised Statutes of the District of Columbia to require that the Metropolitan Police Department (“MPD”) publish, at monthly and yearly intervals, information related to its staffing and budget, including the number of officers separating from and hired by MPD, rates of pay, overtime spending, funding within the Mayor’s proposed budget dedicated to hiring personnel, and the anticipated impact of the proposed budget on force size. It also includes several minor but important recommendations of the Police Reform Commission relating to the collection and publishing of stop and frisk data by MPD. Information such as the bureau, division, unit, and if applicable, police service area, of the officer who conducted the stop, at the time it was conducted, will be helpful in tracking the concentration of police interactions. With the expansion of MPD’s budget, it is important to the Council and members of the public that there be transparency in how the funds are being spent. (JPS)

Subtitle I. Office of Unified Communications Telecommunicator CPR Program Amendment Act of 2022: This subtitle amends the Office of Unified Communications Establishment Act of 2004 to require the Office of Unified Communications (“OUC”) to provide training in telecommunicator cardiopulmonary resuscitation (“t-CPR”) to all OUC call takers and dispatchers utilizing protocols and scripts based on evidence-based and nationally-recognized guidelines, instruction on recognition protocols for out-of-hospital cardiac arrest and compression-only cardiopulmonary resuscitation (“CPR”), and continuing education. This training is one method to increase the chance of survival after a heart attack utilizing bystanders being given OUC staff real-time training in CPR. (JPS)

TITLE IV. PUBLIC EDUCATION

Subtitle A. Funding for Public Schools and Public Charter Schools Increase Amendment Act: This subtitle sets the base formula and weight amount for the Uniform Per Student Funding Formula (UPSFF) for fiscal year 2023 and increases the foundation level by 5.87% from \$11,730 per pupil to \$12,419 per pupil. It also clarifies that in Fiscal Year 2023, the formula does not apply to funds allocated to any DCPS-operated program that provides special education outreach, referral, and evaluation services for children under 5 years 11 months, if the program serves eligible children who have not yet entered the school system or are homeschooled; and IMPACTplus bonus payments. The subtitle also adds two additional weights to the UPSFF: The At-Risk > 40% Concentration Supplement provides additional funds to schools whose at-risk student population is above 40%, and the At-Risk > 70% Concentration Supplement provides additional funding to schools whose at-risk population is above 70%. (COW)

Subtitle B. Universal Paid Leave Amendment Act of 2022: This subtitle amends the Universal Paid Leave Amendment Act of 2016 to increase the maximum duration of paid leave

benefits as follows: 12 workweeks of qualifying parental leave; 12 workweeks of qualifying family leave; 12 workweeks of qualifying medical leave; and 2 workweeks of qualifying pre-natal leave; and repeals previous provisions that defined the expansion of paid-leave benefits. This subtitle also creates permanent flexibility for certain specially funded FTEs at the Office of Administrative Hearings (OAH) and Office of Human Rights (OHR) in order to help resolve an existing mismatch between the number of FTEs allotted to OAH and OHR for paid leave matters and the number of FTEs can actually hire for such matters in practice. The FY22 BSA gave OHR and OAH temporary authority to use their UPLA Fund allotments to hire some employees who could work on matters unrelated to paid leave as long as they prioritized their paid leave responsibilities. (LWD, JPS, GOF, COW)

Subtitle C. Recreation Programming Funding Expansion Amendment Act of 2022:

This subtitle makes minor drafting changes to the Recreation Act of 1994, eliminates the cap on mandatory grants for programming, and retains Department of Parks and Recreation (DPR) authority to issue grants. It also directs DPR to provide a grant to the Friends of Carter Barron Amphitheatre to advance the next phase of planning to restore the Carter Barron Amphitheatre in Rock Creek Park and \$50,000 to Horton’s Kids to support their work helping children and families in Ward 8. (RYLA)

Subtitle D. University of the District of Columbia Fundraising Match Act of 2022:

Provides fundraising match for the University of the District of Columbia (UDC) – for every dollar that UDC raises from private fundraising, the District will match it with a dollar, up to a maximum match of \$2 million. UDC must raise the matching funds by April 1, 2023 and no less than one-third of the funds shall be deposited into UDC’s endowment fund. (COW)

Subtitle E. Master Facilities Plan Implementation Amendment Act of 2022:

This subtitle changes the date by which a schools Master Facilities Plan must be submitted to the Council by the Deputy Mayor for Education. The Master Facilities Plan requirement was amended as part of the Comprehensive Plan Amendment Act of 2021. The provision was subject to appropriation. However, the Committee is recommending funding be included in the Fiscal Year 2023 budget. (COW)

Subtitle F. School Year Internship Program Amendment Act of 2022:

This subtitle amends the Youth Employment Act of 1979 to permanently increase the minimum number of internship slots in the School Year Internship Program from 350 to 1,000 and reserves 100 internship slots for at-risk District youth who are involved with agencies such as CFSA and DYRS (“District involved youth”) in FY 2023. (LWD)

Subtitle G. University of the District of Columbia IT and Nursing Education Enhancement Amendment Act of 2022:

This subtitle permits the Workforce Investment Council to include funding for University of the District of Columbia to hire faculty for its nursing program and for UDC-CC to hire faculty for its information technology, cybersecurity, and computer science programs in its annual MOU with the University of the District of Columbia. This subtitle will allow the WIC's MOU with UDC to include additional funding for faculty for the nursing and healthcare pathways. However, the Committee is not supporting funding for FY2023 for the IT pathway at the flagship school; it does support through the subtitle the WIC MOU including

funding for the IT pathway at both the Community College and WDLL See also the WIC agency chapter for discussion and details on the budget. (LWD)

Subtitle H. Early Childhood Educator Pay Equity Fund Amendment Act of 2022: This subtitle permanently implements a long-term funding mechanism of an updated scale to early child educators. As part of the Fiscal Year 2022 Budget Support Act of 2021, the Council unanimously voted to form an Early Childhood Educator Equitable Compensation Task Force (“Task Force”) which recommended a long-term mechanism for the enhanced pay for early childhood educators. The Task Force was charged to develop an updated compensation scale for child-development facilities to achieve compensation parity with elementary school teachers employed by the District of Columbia Public Schools (“DCPS”), considering teacher roles, credentials, and experience. The Office of the State Superintendent will issue payments from the Early Educator Childhood Pay Equity Fund to assistant and lead teachers in fiscal year 2023. Beginning in fiscal year 2024, child development facilities that enter into a contract with OSSE will receive funds from the Early Childhood Educator Pay Fund to achieve, at minimum, the salaries for assistant and lead teachers listed in this Act. (COW)

Subtitle I. DC Infrastructure Academy Commercial Driver’s License Mass Transportation Pipeline Pilot Program Amendment Act of 2022: This subtitle amends the Youth Employment Act of 1979 to require the DC Infrastructure Academy (DCIA) to administer a commercial driver’s license (CDL) mass transportation pilot program to help prepare District residents to seek employment with local mass transit agencies such as WMATA. DCIA would be responsible for recruiting, screening and selecting candidates for the pilot program. In addition, DCIA would train candidates to receive their CDL or make referrals to external training based on candidates’ suitability, as well as provide candidates with assistance in completing their CDL application and applying for permanent employment.

Subtitle J. Attendance Zone Boundaries Amendment Act of 2022: This subtitle requires the Deputy Mayor for Education to complete this year and every 10 years a comprehensive review of District of Columbia Public Schools student assignment policies, to include: student assignment by right based on attendance zones and feeder pathways; capacity assessments for elementary, middle and high school facilities; equitable access to high-quality public schools for out-of-boundary District students, at-risk District students, those seeking specialized programs and schools, and corresponding transportation assessments; and, education infrastructure planning. This ensures school boundaries and educational facilities are calibrated to the most recent Census data.

Subtitle K. The Public School Healthy Food Curriculum Grants Amendment Act: This subtitle will allow the Office of the State Superintendent to issue a grant to at least one non-profit organization for the purpose of providing healthy food programming to students enrolled in district public and public charter schools.

TITLE V. HEALTH AND HUMAN SERVICES

Subtitle A. Medicaid Home and Community-Based Services Enhancement Fund Establishment Act of 2022: This subtitle establishes a new special fund, the Medicaid Home and

Community-Based Services Enhancement Fund, which the District CFO will deposit federal funds received as authorized by section 9817 of the approved March 11, 2021 (135 Stat. 216; 42 U.S.C. 1396d, note) (the “Section 9817 Enhancement Amount”). Money in the Fund shall only be used to fund the implementation of activities that enhance, expand, or strengthen Medicaid home and community-based services, as described in the District’s Initial Spending Plan and Narrative for Enhanced Funding for Medicaid Home and Community-Based Services under Section 9817 of the American Rescue Plan Act of 2021 (ARPA) or as authorized by the Centers for Medicare and Medicaid Services (CMS). (Health)

Subtitle B. Opioid Abatement Fund Establishment Act of 2022: This subtitle establishes the Opioid Abatement Fund in order to deposit funds received by the District pursuant to the settlement in *In re National Prescription Opiate Litigation*, No. 1:17-md-2804. Money deposited into the Fund cannot be obligated or expended until the Council passes legislation setting forth asses legislation setting forth the permissible uses of the money in the Fund.

Subtitle C. Alliance Enrollment Amendment Act of 2022: This subtitle amends the Health Care Privatization Amendment Act of 2001 to remove language that could allow the Mayor to require enrollees in the Alliance Health Insurance Program to appear in person for enrollment into the program or recertification of their eligibility for the program. Further, this subtitle repeals language that permitted biannual recertification and amends the law so that enrollees of Alliance are only required to recertify annually. The Council has long since championed the having the Alliance Program, the District’s local health insurance program for low-income residents on parity in enrollment and recertification with the Medicaid program. Without the proposed subtitle, District residents would be required to apply for the Alliance Program in person and recertify every six months which was an arduous process. This subtitle now permanently amends the Health Care Privatization Amendment so that it no longer requires resident to apply and recertify for the Alliance program in person or have face-to-face interviews. Further, the requirement for biannual recertification has been repeal. These changes in the subtitle now allows application the Alliance program to be similar to the application process for those seeking Medicaid benefits. (H)

Subtitle D. First-Time Mothers Home Visiting Program Amendment Act of 2022: This subtitle requires that the Department of Health continue a grant to support a pilot program that provides evidence-based home visiting services exclusively to eligible first-time mothers in the District. (H)

Subtitle E. Perinatal Mental Health Task Force Establishment Act of 2022: This subtitle establishes a Maternal Mental Health Task Force to study maternal mental healthcare, make recommendations regarding specified matters pertaining to maternal mental healthcare, and report its findings and recommendations to the Mayor and the Council by August 31, 2023. The Council unanimously passed Bill 22-172, the Maternal Mental Health Task Force Establishment Act of 2018 which was subject to appropriation. However, this law was subsequently repealed entirely due to a lack of funding pursuant to Council rules. If left untreated, maternal mental health disorders can cause serious health risks for both the mother and infant, increasing the risk for costly complications during birth and causing long-lasting impacts on child development and well-being. The language included in this subtitle is substantially similar to the language of Bill 22-172. (H)

Subtitle F. Wraparound Supports for Young Women and Girls Act of 2022: This subtitle requires the Department of Health to issue a \$75,000 grant, on an annual basis, to a non-profit organization to hire a full-time employee to provide wraparound services that supports mentorship to female students who are District residents attending elementary through high school, with a focus on preventing teen pregnancies, and encouraging college attendance and workforce development.

Subtitle G. Diaper Affordability and Access Act of 2022: This subtitle requires the Department of Health Care Finance to issue grant funds to a diaper bank or program for the purchase and distribution of free diapers to eligible parents and legal guardians with infants 3 years of age and under. A participating diaper bank or diaper program serve organizations and individuals within the District, have an approved operating budget that includes the purchase of diapers, and submit a detailed proposal outlining how the funds will be used to purchase and distribute free diapers to eligible parents and guardians.

Subtitle H. Medical Cannabis Social Equity Fund Establishment Amendment Act of 2022: This subtitle establishes the Medical Cannabis Social Equity Fund to be administered by the Department of Small and Local Business Development in consultation with the Alcoholic Beverage Regulation Administration. In Fiscal Year 2023, the Fund will receive revenues in excess of what is budgeted from the sale of medical cannabis. Money from the Fund will be used to support Medical Cannabis Business Enterprises.

Subtitle I. Targeted Affordable Housing Prioritization Act of 2022: This subtitle ensures that families exited from Rapid Re-Housing in Fiscal Year 2022, or families who will be exited from Rapid Re-Housing in Fiscal Year 2023, are eligible for the 395 Targeted Affordable Housing Vouchers funded by the Council. The subtitle also directs the Department of Human Services to prioritize families based on when they were exited and how long they have been in Rapid Re-Housing.

Subtitle J. Department of Health Grant Act of 2022: This subtitle directs the Department of Health to provide a grant, in Fiscal Year 2023, to Joseph's House, which provides comprehensive nursing and support services to homeless men and women with advanced HIV disease and terminal cancer.

TITLE VI. OPERATIONS AND INFRASTRUCTURE

Subtitle A. 11th Street Bridge Park Funding Amendment Act of 2022: 11th Street Bridge Park Funding Amendment Act of 2022: This subtitle amends the amount of privately raised funds necessary for the District to contribute its capital dollars to the project. Current law requires 50% of private fundraising and this subtitle would change the threshold to \$35 million, which reflects the current fundraising which is equal to about 40% of the total project costs. Additional private funds are already committed to the project as well. (T&E)

Subtitle B. Seasonal Business License Fee Amendment Act of 2022: Seasonal Business License Fee Amendment Act of 2022: This subtitle will authorize the Department of Licensing and Consumer Protection to issue six-month business licenses and endorsements. This subtitle will allow startup businesses to start with a lesser license cost to defray other startup costs.

Licensees with successful businesses would then transition to full year licenses for subsequent renewals. (COW)

Subtitle C. Climate Change Resilience Expenditure Authority Amendment Act of 2022: This subtitle authorizes the Department of Energy and Environment to spend funds for climate and resilience projects and programs out of the Renewable Energy Development Fund and the Sustainable Energy Trust Fund. This subtitle will allow the District to simultaneously work to advance our renewable energy goals, our climate change mitigation goals, and our adaptation goals. (T&E)

Subtitle D. Boot Damage and Removal Penalty Fee Act of 2022: This subtitle increases the penalty fee for damaging, destroying, or otherwise removing a District-owned vehicle boot without authorization of the Mayor to \$750. The cost to replace a vehicle boot is far greater than the penalty fee DPW currently assesses (\$300) for the destruction of a boot, the cost to replace a boot is \$750. (T&E)

Subtitle E. Green Finance Authority Board Quorum Amendment Act of 2022: This subtitle reduces the number of voting members of the Green Finance Authority Board required for a quorum from five to four, making permanent the temporary legislation already adopted by the Council. It also removes the requirement that the Mayor select an appointed Board member to serve as chairperson of the Board, instead allowing the voting members of the Board to elect a chairperson. These changes will enable the Board to operate more efficiently and avoid situation where it is unable to act because of the lack of quorum. (T&E)

Subtitle F. Sustainable Energy Trust Fund Amendment Act of 2022: This subtitle amends the Clean and Affordable Energy Act of 2008 to adjust certain assessments on energy sales, and to expand the permissible uses of funds within the Sustainable Energy Trust Fund. It also amends D.C. Official Code § 8-1774.10 to expand permissible uses of funds within the Sustainable Energy Trust Fund to include those expenditures. The subtitle does not effectuate a gas or electric fee increase. This fund was originally established by the CleanEnergy DC Omnibus Amendment Act of 2018 which included a small assessment on electric and gas usage. This subtitle will allow DOEE to recoup funds that will help fully fund existing programs from the Sustainable Energy Trust Fund. (T&E)

Subtitle G. Motor Vehicle Registration Fee Act of 2022: This subtitle amends the District of Columbia Revenue Act of 1937, to modify the motor vehicle registration fee schedule. It increases registration fees for heavier vehicles; add an additional fee for trucks and SUVs; provide a weight discount for electric vehicles; and directs the Mayor to create an assistance program to help low-income vehicle owners afford increased registration fees. An increase in the registration fee to account for heavier vehicles is warranted to modernize this fee schedule with our current understanding of the impacts of these vehicles on District residents, infrastructure, and the environment. (T&E)

Subtitle H. Vision Zero and Shared Fleet Amendment Act of 2022: This subtitle amends the Safety-Based Traffic Enforcement Amendment Act of 2012, as amended by the Vision Zero Enhancement Omnibus Amendment Act of 2020, to prescribe the number and type of automated enforcement cameras that DDOT must have in operation by January 1, 2023, and

January 1, 2024. It also makes a small amendment to the Shared Fleet Devices Amendment Act of 2020 to authorize DDOT to temporarily suspend shared fleet service in the District in limited circumstances, without the shared fleet operators being out of compliance with the law. Additional revenue raised by this subtitle will fund another portion of the Vision Zero Enhancement Omnibus Amendment Act of 2020. (T&E)

Subtitle I. Extended Visitor Parking Pass Eligibility Amendment Act of 2022: This subtitle extends the eligibility of visitor parking passes issued during 2020 through December 31, 2022 and requires that DDOT make available physical visitor parking passes, also eligible through December 31, 2022, to residents who certify that they do not currently possess a visitor parking pass issued for 2020. This subtitle is necessary due to issues in the rollout of the new online visitor parking pass system which is not yet fully implemented. (T&E)

Subtitle J. Renewable Energy Storage Grant Program Amendment Act of 2022: This subtitle establishes a grant program to incentivize the installation of energy storage systems associated with renewable energy generation systems. The program, operated by DOEE or the Sustainable Energy Utility, will award grants providing at least 30% of the cost of an energy storage system for commercial systems in FY 2023, at least 25% in FY 2024, and at least 20% in FY 2025. DOEE will also provide grants covering up to 90% of the cost of residential storage systems, up to \$20,000, in each of these years. In order to promote the local renewable energy industry, the subtitle directs DOEE to prefer District-based grant applicants and gives a preference to systems that connected to solar installations supported by Solar for All or connected to a community resilience hub, to ensure that this program furthers the District's efforts to ensure all residents benefit from the transition to clean energy. (T&E)

Subtitle K. Department of Buildings Technical Corrections Amendment Act of 2022: This subtitle updates references to the Department of Consumer and Regulatory Affairs in various District laws to reflect the splitting of that agency into the Department of Licensing and Consumer Protection and the Department of Buildings.

Subtitle L. Third-Party Inspection Platform Amendment Act of 2022: This subtitle caps the fee that the Department of Buildings may charge an individual or entity and third-party inspectors for use of the online platform Tertius to 5% plus the cost of any credit card or automated clearing house (ACH) processing fees.

Subtitle M. Fast Ferry Grant Act of 2022: This subtitle directs the District Department of Transportation to award a grant of not less than \$50,000 to a regional transportation system supporting efforts to establish M-495 Commuter Fast Ferry Service on the Occoquan, Potomac, and Anacostia River system.

TITLE VII. FINANCE AND REVENUE

Subtitle A. District Integrated Financial System Implementation Amendment Act of 2022: This subtitle amends the District's reprogramming laws to reflect the shift to Interagency Budget Process budgeting and the now-obsolete intra-agency budgeting process. This subtitle is necessary to implement the new Interagency Budget Process. (COW)

Subtitle B. Earned Income Tax Credit Expansion Amendment Act of 2022: This subtitle amends Title 47 of the District of Columbia Code to, beginning after December 31, 2022, allow an income tax credit for an individual, with or without a qualifying child, who is a resident of the District but is not a citizen or resident alien of the United States, and who would otherwise be allowed an earned income tax credit but for the fact that the individual is not a citizen or resident alien of the United States. The subtitle builds on recommendations put forward by the Council's Special Committee on COVID-19 Pandemic Recovery, which encouraged maximization of the local EITC as an anti-poverty tool for communities disproportionately affected by the pandemic. Passage would add the District to the list of at least seven other states that currently allow tax filers with an individual taxpayer identification number to claim their state EITC, despite ineligibility for the federal credit.

Subtitle C. Capital Improvements Program Funding Amendment Act of 2022: This subtitle authorizes funding from the Infrastructure Investment and Jobs Act to be counted toward the required minimum amount of local or dedicated funds required to be spent as Paygo funding in the Capital Improvements Plan. (COW)

Subtitle D. District Unemployment Fund Funding Amendment Act of 2022: This subtitle authorizes that for any surplus certified in the Annual Comprehensive Financial Report for Fiscal Year 2022, \$113M of uncommitted unrestricted fund balance will be directed to the Unemployment Fund, with the remainder split evenly between Housing Production Trust Fund and Paygo capital, which is the current law. This subtitle is necessary to ensure that the Unemployment Fund has adequate funding for individuals on unemployment insurance. (COW)

Subtitle E. Gross Income Exclusion Amendment Act of 2022: This subtitle excludes housing stabilization grant funds and Downtown Destination grant funds authorized by subtitle II-D from gross District income tax. This is similar to the tax treatment for most other recovery grant programs established by DMPED over the course of the pandemic. The subtitle also similarly excludes from gross District income tax the following: funds received from the District government to incentivize solar panel installation benefiting low-income residents; rebates associated with use and maintenance of automated external defibrillators for the public; lump-sum payments received from the early educator pay parity program; and grants from the Sustainable Energy Trust Fund. (CBED)

Subtitle F. Seniors and Individuals with Disabilities Real Property Tax Increase Limit Amendment Act of 2022: This subtitle lowers the allowable real property tax increase on residential property receiving the homestead deduction and Senior or Disabled Owner Real Property Tax Relief from 5 percent to 2 percent. This will lead to more stable costs for District seniors and individuals with disabilities. (CBED)

Subtitle G. Rule 736 Repeals Amendment Act of 2022: Repeals the following laws, or provisions thereof, that had been approved subject to appropriation and have remained unfunded for two fiscal years, pursuant to Council Rule 736, as well as other provisions:

1. The Public School Health Services Amendment Act of 2017, effective February 17, 2018 (D.C. Law 22-61; 65 DCR 127).

2. The Senior Dental Services Program Act of 2018, effective June 5, 2018 (D.C. Law 22-108; 65 DCR 3806).
3. Sections 4 and 7a of the Ensuring Community Access to Recreational Spaces Act of 2018, effective February 22, 2019 (D.C. Law 22-210; 65 DCR 12598).
4. The Senior Strategic Plan Amendment Act of 2018, effective March 28, 2019 (D.C. Law 22-267; 66 DCR 1428).

Subtitle H. Disabled Veterans Homestead Exemption Amendment Act of 2022: This subtitle establishes a \$250,000 homestead deduction for real property taxes for individual real property owners who are of a fully disabled veteran status. (CBED)

Subtitle I. Tax Abatements for Housing in Downtown Act of 2022: This subtitle authorizes the Mayor to approve tax abatement for certain real property undergoing a change of use to provide at least 10 housing units, provided that at least 8% of the units are affordable at 60% AMI for at least 20 years. It also limits the abatements to properties in the specified geographical area, generally downtown. Eligible projects must spend at least 35% of the contract dollar volume on Certified Business Enterprise and enter into a First Source agreement. The program is capped at \$2.5M in FY24 with 3% growth to an aggregate total of \$70 million. The purpose behind the abatement is to incentivize the conversion of currently commercial properties to residential uses. (CBED)

Subtitle J. Square 5539 Tax Abatement Act of 2022: This subtitle provides a real property tax abatement for a residential development at 3200 Pennsylvania Ave, SE for up to 40 years provided certain conditions are met. The abatement is capped at \$362,000 in its first year and grows by three percent each subsequent year. The abatement is contingent upon an approved certificate of occupancy for 170,000 square feet of multi-family residential housing and accessory parking, with approximately 180 to 200 rental housing units. 80% of the units must be set aside for households earning an average of 80% or less median family income (MFI), and at least ten percent of the units must be affordable to households earning 60% or less than MFI. The project must contract with at least 35 percent certified business enterprises. This will help create additional affordable housing units in the District, generally, and units affordable to working class residents. (CBED)

Subtitle K. Community for Creative Non-Violence Real Property Tax Relief Act of 2022: This subtitle forgives all real property taxes, interest, penalties, fees, and other related charges assessed against Lots 8, 29, 30, 33, 34, 35, 806, 807, 808, 809, 812, and 813 in Square 571 for the tax year beginning October 1, 1993, and ending September 30, 1994, and requires any payments made for this period be refunded to the person who made the payments.

Subtitle L. Affordable Housing Opportunities, Inc. Tax Abatement Act of 2022: This subtitle provides a tax abatement, beginning October 28, 2015, for additional property affiliated with So Other Might Eat (SOME), specifically the property located at 4414 and 4430 Benning Road, N.E., known for tax and assessment purposes as Lots 808, 809, 7000, 7001, 7003, 7004, 7005, 7007, 7010, and 7012, Square 5139, and 4414, 4420, and 4414, 4420, and 4430 Benning Road, N.E., known for tax and assessment purposes as Lots 2003, 2004, and 2005, Square 5139.

Subtitle M. Events DC Grant-Making Act of 2022: This subtitle requires EventsDC to issue two grants: First, a grant to support the Cherry Blossom Festival in the amount up to \$1,500,000, matched at a rate of \$2 for every dollar raised in corporate donations. Second, a grant a grant to support a grant to support historical research in the amount of \$300,000. This subtitle will continue to support programs and organizations that contribute to the vitality of the District, especially downtown and the National Mall. The subtitle also maintains the prohibition on expending funds to purchase RFK Memorial Stadium or to attract an NFL team to locate in the District.

Subtitle N. Subject to Appropriations Repeals and Modifications Amendment Act of 2022: Repeals or amends the subject-to-funding provisions for the following measures to reflect that they are now funded, or that they will be fully or partially funded in the budget and financial plan adopted pursuant to Bill 24-716, the Fiscal Year 2023 Local Budget Act of 2022:⁸

1. Department of Consumer and Regulatory Affairs Omnibus Amendment Act of 2018 (D.C. Law 22-287; 66 DCR 1650)*
2. Safe Fields and Playgrounds Act of 2018, effective September 11, 2019 (D.C. Law 23-16; 66 DCR 8621)
3. Advisory Neighborhood Commissions Participation in Planning and Development Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-198; 68 DCR 1371)
4. Zero Waste Omnibus Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-211; 68 DCR 68)*
5. Public Facilities Environmental Safety Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-233; 68 DCR 1128)*
6. Comprehensive Plan Amendment Act of 2021, effective August 21, 2021 (D.C. Law 24-20; 68 DCR 6918)
7. Eviction Record Sealing Authority and Fairness in Renting Amendment Act of 2022 (D.C. Act 24-357; 69 DCR 2638)
8. Developmental Disability Eligibility Reform Amendment Act of 2022, enacted on March 28, 2022 (D.C. Act 24-359; 69 DCR 2653)

In addition, the FY 2023 budget and financial plan includes funding for several measures pending before Council, including:

1. Human Rights Enhancement Amendment Act of 2021, as introduced on April 29, 2021 (Bill 24-229)
2. Players Lounge Tax Exemption Act of 2021, as introduced on July 21, 2021 (Bill 24-352)

⁸ Measures marked with an * were funded in part.

3. 900 55th Street N.E. and 2327-2341 Skyland Terrace S.E. DC Habitat Real Property Tax Exemption Extension Amendment Act of 2022, as introduced on December 21, 2021 (Bill 24-579)
4. District Government Paid Leave Enhancement Amendment Act of 2022, as introduced January 19, 2022 (Bill 24-615)
5. 206 Elm St. N.W. Real Property Tax Abatement

In addition to the above laws, the Flavored Electronic Smoking Device Prohibition Amendment Act of 2021 is also funded as described below.

Subtitle O. Flavored Tobacco Prohibition Implementation Amendment Act of 2022:

This subtitle provides for the implementation of the Flavored Electronic Smoking Device Prohibition Amendment Act of 2021 by directing the Chief Financial Officer to reduce the June and September 2022 quarterly revenue estimates to reflect the reduction in tax revenue resulting from the prohibition on flavored tobacco products contained in the legislation. If revenue cannot be offset through the revenue identified in the quarterly estimate(s), the subtitle will fully fund the Flavored Electronic Smoking Device Prohibition Amendment Act of 2021, beginning in Fiscal Year 2023. If the revenue is offset through the revenue estimate, the additional Fiscal Year 2023 revenue made available will be transferred to the Department of Buildings to fund the following 26 new positions:

| Position | Program | Activity | CSG 11 | CSG 14 |
|--|---------|----------|-----------|----------|
| Program Support Specialist (IT) | 1000 | 1040 | \$95,313 | \$23,161 |
| Supervisory IT Specialist (OS) | 1000 | 1040 | \$153,058 | \$37,193 |
| Account Manager | 1000 | 1085 | \$79,489 | \$19,316 |
| Contact Representative | 1000 | 1085 | \$51,122 | \$12,423 |
| Housing Code Inspector I (3.0 FTE) | 3000 | 3020 | \$193,398 | \$46,996 |
| Housing Code Inspector II (3.0 FTE) | 3000 | 3020 | \$233,166 | \$56,659 |
| Housing Code Inspector III (3.0 FTE) | 3000 | 3020 | \$255,627 | \$62,118 |
| Vacant & Blighted Building Inspector (3.0 FTE) | 3000 | 3010 | \$198,876 | \$48,327 |
| Building Code Inspector II (3.0 FTE) | 2000 | 2030 | \$255,627 | \$62,117 |
| Comb. Code Comp. Spec. III (3.0 FTE) | 2000 | 2030 | \$294,528 | \$71,570 |
| Public Health Analyst | 4000 | 4010 | \$110,768 | \$25,920 |
| Attorney Advisor (3.0 FTE) | 1000 | 1060 | \$397,296 | \$96,543 |

Any remainder is directed to the Nuisance Abatement Fund.

TITLE VIII. SPECIAL PURPOSE, DEDICATED REVENUE FUNDS, AND CAPITAL

Subtitle A. Designated Fund Transfer Act of 2022: Directs the transfer of fund balance or revenue from certain special-purpose funds or dedicated taxes in Fiscal Year 2022 to be made available in the Fiscal Year 2023 Budget and Financial Plan.

Subtitle B. Fiscal Year 2023 Capital Project Reallocation Approval Act of 2022: rescinds or adjusts capital project funding from existing allotments in the Capital Improvements Plan for the purpose of balancing the capital portion of the Fiscal Year 2023 budget and financial plan.

TITLE X. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE: Sets forth the applicability provision, fiscal impact, and effective date of the act. Except as specifically provided in the subtitles, this act shall apply as of October 1, 2022.

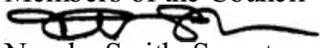
X. COMMITTEE ACTION

XI. ATTACHMENTS

1. Bill 24-714 as introduced.
2. Mayor's May 3, 2022 errata letter.
3. Fiscal Impact Statement for Bill 24-714 as introduced.
4. Legal Sufficiency Determination for Bill 24-714.
5. Committee Print for Bill 24-714.

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 : Monday, March 21, 2022
Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Wednesday, March 16, 2022. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Fiscal Year 2023 Budget Support Act of 2022", B24-0714

INTRODUCED BY: Chairman Mendelson, at the request of Mayor

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

Attachment
cc: General Counsel
Budget Director
Legislative Services



OFFICE OF THE SECRETARY

2022 MAR 16 PM 4: 57

MURIEL BOWSER
MAYOR

March 16, 2022

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 the Council of the District of Columbia my Fiscal Year 2023 Proposed Budget and Financial Plan, *A Fair Shot*.

We deliver our budget with spring just a few days away. What I know is that after a very difficult two years, our community is ready to feel the hope and renewal that spring—and the blooming Cherry Blossoms that accompany spring—symbolize. Residents are eager to shake the isolation that the pandemic ushered in and replace it with a stronger, more connected sense of community. And we already have good reason to be hopeful. Over the past year, family and friends have been reunited; our students have successfully returned to in-person learning; our workers are making their way back to the office; tourists are returning to DC, and our restaurants and hotels are once again filling up with customers who are excited to be in the company of other people enjoying DC.

This budget continues to make public safety a top priority. We have heard from residents that they want their government to make investments in long-term programs that address the root causes of violence; this budget includes those investments. But we have also heard loud and clear that residents want to know that the Metropolitan Police Department is properly staffed and resourced. Residents want to know that when they call 911, we will be able to quickly send help or that when a crime occurs in our city, we will have the resources necessary to solve it. Residents in neighborhoods hit hardest by gun violence consistently say they want a greater MPD presence. Through this budget, we invest approximately \$30 million in the Metropolitan Police Department to put us on a path to 4,000 sworn officers; we enhance our gun violence prevention programs through Building Blocks DC, and we provide new opportunities for at-risk youth to prevent them from entering the criminal justice system.

As residents got vaccinated, we were able to adjust our public health posture and set up a public health infrastructure that will support a long-term response. We have COVID Centers in all eight wards, giving residents robust and convenient access to vaccinations, tests, masks, and other necessary public health tools as we continue our recovery from the pandemic. Our collective success in responding to the pandemic has contributed to our local economy continuing to return to pre-pandemic levels. The resilience of our residents, our businesses, and our workers is inspiring and shows the strength of our shared DC Values.

This resilience was made possible by the investments we made over the last two years to provide relief, recovery, and growth for our residents and businesses. In my budget, we continue to focus on what we know to be the pillars of an equitable recovery: access to safe and affordable housing; high-quality job training; safe and healthy neighborhoods; enabling our children's educational success; increased access to quality childcare; expanded programs to reduce gun violence; accessible transportation options; and continued support for our businesses and residents hit hardest by the economic crisis of the past two years. And, with our recovery now underway, this budget will allow us to engage in a fundamental re-envisioning of our downtown, including investments to convert commercial properties into residential homes and innovative attractions to bring more customers downtown.

Of course, investing in stronger neighborhoods also means investing in safe and affordable housing and getting residents of every age connected to opportunities that allow them to thrive.

My budget addresses the very real anxieties that many Washingtonians have about whether or how long they will be able to afford to stay in DC. It continues our historic investments in affordable housing, but also specifically targets additional investments at longtime DC residents and business owners. We know, for example, the critical importance that homeownership plays in increasing Black wealth and being able to pass it on to future generations. That's why my budget creates a new \$10 million Black Homeownership Fund that will help increase access to homeownership for our longtime Black residents. And a new \$1 million investment in Heirs Property Legal Services will help ensure that when a homeowner passes on, their heirs can get the necessary legal assistance to inherit and maintain their family's homestead. An additional \$4 million investment will help our longtime businesses stay in place and advance racial equity by providing them with access to down payment and closing costs assistance in the purchase of their commercial property.

This year, I am also very proud to invest an unprecedented \$500 million in the Housing Production Trust Fund (HPTF). We have proved successful at getting HPTF dollars out the door and this investment will allow us to make significant progress on our goal to create 12,000 new units of affordable housing by 2025.

For our young people, we continue to make big investments in education and recreation. We are supporting our students and teachers with a historic 5.9% increase in UPSSF funding for DC Public Schools and public charter schools and enhance wraparound services to meet students' behavioral and physical health needs.

Because sports and recreation are essential to a thriving city, our budget includes \$60 million to construct a new indoor sports complex that will provide expanded all-season recreation opportunities for our residents, especially our youth and young adults, at the Robert F. Kennedy Memorial Stadium site and \$18.5 million to build new pedestrian bridges connecting that site to Kingman Island. We are making a \$13.5 million investment in our core recreation programming so we can double the number of free Department of Parks and Recreation summer camp slots for low-income families and restore Sunday operations to many recreation centers. To increase equity across our city, my budget will allow DPR to establish new sports programs for girls and youth in volleyball, softball,

gymnastics, and golf – as well as creating a new senior Olympics program. We know our residents have a wide spectrum of recreational needs and our budget will expand e-sports, introduce state-of-the-art virtual reality programming, launch DPR's first water sports programming at Ward 8's Diamond Teague Park with boating, kayaking, and canoeing, and establish DPR's first outdoor teaching kitchens.

We also know that our residents expect outstanding government services. That's why we are making significant investments in improving residents' experience in accessing government services. Through new self-service vehicle inspection stations, increased staffing at the Department of Public Works, establishing a dedicated bike lane cleaning team, and overhauling our DC.gov website, my budget will make it easier for our residents and businesses to get the municipal services they need.

Lastly, my budget recognizes that our city's response to the pandemic has not ended. To match our response matches our community's ongoing needs, we are investing \$26 million to continue our COVID-19 testing, vaccination, isolation and quarantine sites, cleaning, personal protective equipment (PPE) purchases, and other critical programs and services that helped us successfully navigate the pandemic.

There is a lot to be proud of in the FY 2023 budget. I want to highlight some of those critical investments.

Health and Human Services

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

- **\$31 million** for new permanent supportive housing vouchers and other initiatives to end chronic homelessness and make homelessness rare, brief, and non-recurring
- **\$31 million** in renovations of the District's permanent and temporary supportive housing and shelter services
- **\$11.5 million** to retain direct support professionals—who care for our most vulnerable residents—by raising wages over a three-year period
- **\$4.5 million** to expand school nursing services at additional school health services programs in public and public charter schools
- **\$4.2 million** to extend Alliance enrollment to 12 months and end the required in-person 6-month re-certification for District residents
- **\$2.8 million** to enhance programs and services at the 801 East Shelter
- **\$2.6 million** to continue operating the DC animal shelter
- **\$750,000** to enforce a new ban on flavored tobacco sales
- **\$500,000** to expand eligibility for individuals with developmental disabilities to provide the same services as are provided to people with intellectual disabilities
- For seniors, this budget will deliver:
 - Free **dental services** (\$500,000)
 - Greater community connection and wellness through technology by distributing **personal tablets** (\$2.6 million)
 - Expanded city-wide mobility through increasing the **Connector Card program**

(\$1 million)

- Increased nutrition support through **grocery card distribution** for eligible seniors (\$750,000)

Affordable Housing

Producing, preserving, and protecting affordable housing remains a top priority. My budget makes the following historic investments in affordable housing:

- **Historic \$500 million** contribution to the Housing Production Trust Fund (HPTF) and **\$41 million** for project-sponsor vouchers to make housing deeply affordable to low-income residents
- **\$329 million** to rehabilitate or replace more than 1,500 units of public housing over three years, much of it for seniors
- **\$120 million** in rent and utility assistance across two years, plus **\$12 million** for a new Housing Provider fund
- **\$26 million** to help low-income first-time homebuyers with down payment and closing cost assistance
- The budget also includes several new and expanded initiatives to help longtime DC residents stay in DC:
 - **Heirs Property Legal Services:** \$1 million to assist multi-generational families in maintaining their family property after the death of the original homeowner
 - **Black Homeownership Fund and Strikeforce:** New \$10 million fund to increase access to homeownership for longtime DC residents
 - **2% Senior Property Tax Cap:** Lowers the cap on annual increases in property taxes for seniors from 5% to 2%
 - **Single Family Residential Rehab Program:** Additional \$3 million over two years to assist low-income homeowners fix and maintain their home
 - **FloodSmart Homes:** \$2.6 million to help residents in flood prone areas, especially in Wards 7 and 8, retrofit their homes to reduce risk of damage
 - **Home Weatherization and Lead and Mold Remediation:** \$10 million to make energy-efficiency improvements and remediate lead and mold hazards to improve both the health and comfort of residents

High-Quality Education

Our community continues to recognize the important role our 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 the 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:

- A **5.87-percent** increase in the base amount of the Uniform Per Student Funding Formula (UPSFF)
- **\$18 million** to provide stability to schools through the Pandemic Supplement fund
- **Historic \$43.6 million investment** to replace aging HVACs and boilers in schools

- **\$15 million** for preventative maintenance of HVACs and boilers to ensure systems work year-round
- **\$3.8 million** to safeguard students' mental health with additional supports through the school-based mental health program
- **\$35 million** to stand up a community-based program at Winston education campus with state-of-the-art laboratory equipment for hands-on learning
- **\$5 million** to extend out-of-school time grant opportunities and preserve continuity to youth
- **\$3.9 million** to expand out-of-school-time recreation programs provided by DPR and community-based organizations, focusing on athletics, visual arts, performing arts, e-sports, culinary arts, and more
- **\$6.4 million** to extend the Marion S. Barry Summer Youth Employment Expansion for an additional year
- **\$294 million** over the 6-year CIP to preserve and maintain recreation, library, and school facilities
 - **Fields and Parks:** Replace fields in need of repair such as Hardy and Francis fields
 - **Technology:** Fund 1,500 smart board and classroom technology replacements
 - **ADA compliance:** Continuing our commitment to ensure facilities reach ADA compliance
- **\$45 million** to equip a new high school on MacArthur Boulevard with dedicated citywide seats
- **\$71 million** to add four new PACE schools to the CIP for full modernizations—Simon, Hendley, Bunker Hill, and Langley Elementary Schools.
- **\$434 million** over the next six years to construct and modernize parks, recreation facilities, and libraries, including:
 - **Libraries:** Fully fund all remaining library modernizations
 - **Recreation facilities:** new funding to fully modernize the Rita Bright Recreation Center, establish a premier dog park at Oxon Run, a new recreation center for the River Terrace community, a new indoor pool at the Hillcrest Recreation Center, and a brand-new indoor sports complex at RFK Stadium.
- **\$13.5 million** for Recreation for A.L.L. to double summer camp slots, restore Sunday operations to certain recreation centers, establish new sports programs for girls, expand e-sports, launch DPR's first water sports programming at Diamond Teague Park – and much more!

Public Safety and Justice

Our work to build safer, stronger neighborhoods across all eight wards continues, and my budget includes critical investments that support our collective commitment to public safety and justice, including:

- **\$1.7 million** and 23 personnel to support high-quality care coordination, including life coaches, to provide critical violence intervention services for at-risk individuals
- **\$30 million** for hiring, recruitment and retention incentives to put the District back on the path to 4,000 sworn officers at MPD
- **\$1.1 million** for a pilot program to provide up to five years in rental assistance and matched

savings for those at risk of violence

- **\$6 million** to support violence prevention and diversion among at-risk, non-incarcerated youth, including \$350,000 for dedicated bilingual credible messengers and **\$2.8 million** for expanded out-of-school-time programming
- **\$7.3 million** for grants for victims of sexual assault and other victim services, including crisis intervention, advocacy, and trauma-informed mental health services
- **\$26 million** to replace Fire and EMS emergency response vehicles, including ambulances and ladder trucks.
- **\$251 million** for a reimagined treatment and residential facility to build a new annex to the District's Correctional Treatment Facility (CTF) that will provide a new, modernized facility for up to 600 inmates. The annex will be a major step toward eventually closing the aging Central Detention Facility (CDF) and moving all inmates to the CTF. The budget also includes capital investments of **\$25 million** to maintain safe, secure, and humane conditions for inmates at the CDF until the new CTF annex can be completed.

Transportation and the Environment

My 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 include:

- **\$10 million** a year for "quick-build" traffic calming measures and to begin replacing temporary measures with permanent ones
- **\$200 million** over six years for longer-term streetscape projects to redesign our most dangerous roads and intersections
- **\$36 million** over six years to add 10 new miles of protected bike lanes per year to the District's growing bike lane network
- **\$9.4 million** to add 100+ full-time school crossing guard positions to ensure coverage of all schools in need of guards
- **\$9.4 million** to add 170 new speed cameras to enforce traffic laws critical to the safety of pedestrians and bicyclists
- **\$752,000** to triple DPW's vehicle booting team to locate and immobilize vehicles with outstanding safety citations
- **\$334,000** to add dedicated data analysis and communications capacity to DDOT's Vision Zero office
- **\$57 million** to complete the K Street Transitway, providing protected bus and bike lanes through downtown
- **\$102 million** over six years to continue a transformative, multi-year plan to make bus transit faster and more reliable
- **\$15 million** over six years to continue expanding Capital Bikeshare so that every resident has a station with a quarter-mile of their home
- **\$125 million** over six years for new and rehabilitated trails to improve connectivity to the regional trail network
- **\$21 million** to build a new pedestrian and bicycle bridge connecting Barry Farm to the Anacostia Metro and **\$18.5 million** for a new pedestrian and bicycle bridge to Kingman Island

Jobs and Economic Opportunity

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

- **\$20 million** to raise the training wages for all DOES job training participants and MBSYEP participants
- **\$5 million** in new competitive grants to create or enhance attractions for families to visit the city
- **\$5 million** for a new marketing campaign to attract leisure and business travelers
- **\$1.25 million** to sponsor large events and festivals
- **\$750,000** to pay DC musicians to play music at key destinations to activate and enliven public spaces
- **\$100,000** for a Cherry Blossom bus tour to promote the Cherry Blossom Festival and attract visitors in Spring 2023
- **\$7.5 million** to attract transformative businesses
- **\$233,000** to plan for a new downtown residential conversions incentive program
- **\$5 million** to help businesses renovate office space
- **\$22 million** to add fresh food access points east of the Anacostia River
- **\$6 million** to help equity impact enterprises buy commercial property and receive more flexible financing options
- **\$3.4 million** to help small and medium business growth
- **\$1.5 million** to pilot activations in vacant commercial spaces
- **\$500,000** to increase employer spending with minority led firms
- **\$100,000** to expand the Shop in the District campaign
- **\$8 million** to continue the Bridge Fund, enabling arts and entertainment venues to reopen and recover post-pandemic
- **\$1.5 million** to continue waiving public space fees for neighborhood festivals and community-driven special events

Government Operations

The budget provides investments in bolstering core city services and improved customer experience:

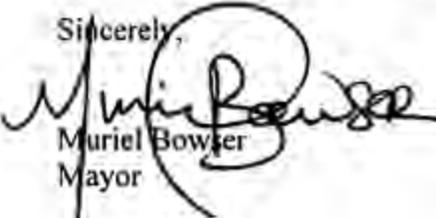
- **DPR Park and Field Improvement Team:** \$680,000 for a team responsible for responding quickly to needed repairs and other issues at DPR facilities to ensure they remain safe and welcoming
- **DC.gov Redesign:** \$1 million for the first step in a complete overhaul of the District government website to streamline resident services and make it easier to find information
- **Licensing and Permitting Live Agents:** \$3 million to add new live-agent video chat support, remote assistance, and extended hours of operations for licensing and permitting services
- **Bike Lane Cleaning Team:** \$1.3 million for a team dedicated to keeping protected bike

- lanes clear of debris and snow
- **DMV Mobile App:** \$350,000 to make more DMV transactions available for residents to complete on their mobile devices
- **Self-Service Vehicle Inspection Kiosks:** \$658,000 to add two new kiosks so residents can satisfy inspection requirements without driving to the District's one inspection station

Included in this submission are the "Fiscal Year 2023 Local Budget Act of 2022," the "Fiscal Year 2023 Federal Portion Budget Request Act of 2022," and the "Fiscal Year 2023 Budget Support Act of 2022." In addition, I am submitting the following accompanying measures: the "Fiscal Year 2022 Revised Local Budget Act of 2022," the "Fiscal Year 2022 Revised Local Budget Temporary Act of 2022," the "Fiscal Year 2022 Revised Local Budget Emergency Declaration Resolution of 2022," the "Fiscal Year 2022 Second Revised Local Budget Emergency Act of 2022," the "Fiscal Year 2022 Second Revised Local Budget Temporary Act of 2022," and the "Fiscal Year 2022 Second Revised Local Budget Emergency Declaration Resolution of 2022."

Two years ago, I told DC that we are in this together and that we will get through it together. Today, as we get ready for our comeback, that remains true. I am proud to deliver a budget that meets the unique moment we are in – a budget that will help more Washingtonians build a future in a safer, stronger, healthier, and more equitable DC.

Sincerely,



Muriel Bowser
Mayor



Chairman Phil Mendelson
at the request of the Mayor

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AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of law necessary to support the Fiscal Year 2023 budget.

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61 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this

62 act may be cited as the “Fiscal Year 2023 Budget Support Act of 2022”.

63 **TITLE I. GOVERNMENT DIRECTION AND SUPPORT**

64 **SUBTITLE A. INFORMATION TECHNOLOGY INNOVATION AND**

65 **INFRASTRUCTURE**

66 Sec. 1001. Short title.

67 This subtitle may be cited as the “Information Technology Innovation and Infrastructure

68 Amendment Act of 2022”.

69 Sec. 1002. Section 1814 of the Office of the Chief Technology Officer Establishment Act

70 of 1998, effective March 26, 1999, effective March 26, 1999 (D.C. Law 12-175; D.C. Official

71 Code § 1-1403), is amended as follows:

72 (a) Paragraph (12E) is amended by striking the phrase “; and” and inserting a semicolon

73 in its place.

74 (b) Paragraph (13) is amended by striking the period at the end and inserting the phrase “;

75 and” in its place.

76 (c) A new paragraph (14) is added to read as follows:

77 “(14) Stimulate, support, and promote the development of innovative technologies
78 and technology-enabled solutions within the District, including through the issuance of grants.”.

79 Sec. 1003. The Technology Services Support Act of 2007, effective September 18, 2007
80 (D.C. Law 17-20; D.C. Official Code § 1-1431 *et seq.*), is amended as follows:

81 (a) Section 1002 (D.C. Official Code § 1-1431) is amended by adding a new paragraph
82 (7) to read as follows:

83 “(7) “Smart DC initiatives” means initiatives and actions to incorporate emerging
84 information and communication technologies into the operations of District government agencies
85 to enhance agency operations and the quality of life for District residents, businesses, and visitors
86 through smart technology, including the internet of things, public Wi-Fi, connected devices, and
87 sensors, innovation competitions, and data analytics.”.

88 (b) Section 1003 (D.C. Official Code § 1-1432) is amended to read as follows:

89 “Sec. 1003. DC-NET Services and Innovation Fund.

90 “(a) There is established as a special fund the DC-NET Services and Innovation Fund
91 (“Fund”), which shall be administered by the Office of the Chief Technology Officer (“Office”)
92 in accordance with subsection (c) of this section.

93 “(b) There shall be deposited into the Fund all payments for telecommunications services
94 furnished by the Office’s DC-NET program from independent District government agencies;
95 agencies of the federal government; agencies of state or local governments; nonprofit entities
96 providing services in the District; entities outside the District government that may engage the
97 DC-Net program to provide telecommunications services to the District of Columbia Public
98 Schools, District of Columbia public charter schools, or the District of Columbia Public Library;

99 and entities designated by the Mayor as necessary to support economic development initiatives
100 of the District government.

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

102 “(1) Network enhancement, maintenance, and expansion;

103 “(2) District government information technology innovation and Smart DC
104 initiatives; and

105 “(3) To pay for operational and administrative costs of the DC-NET program.

106 “(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund
107 balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any
108 other time.

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

111 **TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**

112 **SUBTITLE A. HEIRS PROPERTY**

113 Sec. 2001. Short title.

114 This subtitle may be cited as the “Heirs Property Legal Assistance Act of 2022”.

115 Sec. 2002. Heirs property legal assistance.

116 (a) The Mayor may issue grants to assist low-income individuals to pay for legal services
117 necessary to obtain clear legal title to property the individual inherited either testate or intestate
118 from a member of the individual’s family.

119 (b) The grants authorized by this section may be issued to an individual eligible for
120 assistance under subsection (a) of this section, a legal services organization providing the legal

121 services described in subsection (a) of this section, or to a third-party grant-managing entity for
122 the purpose of making subgrants to such individuals or organizations on behalf of the Mayor.

123 (c) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
124 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
125 rules to implement this section.

126 **SUBTITLE B. TAX INCREMENT FINANCING**

127 Sec. 2011. Short title.

128 This subtitle may be cited as the "Tax Increment Financing Technical Amendment Act of
129 2022".

130 Sec. 2012. The Tax Increment Financing Authorization Act of 1998, effective May 4,
131 1998 (D.C. Law 12-143; D.C. Official Code § 2-1217.01 *et seq.*), is amended as follows:

132 (a) Section 2 (D.C. Official Code § 2-1217.01) is amended as follows:

133 (1) New paragraphs (4A) and (4B) are added to read as follows:

134 "(4A) "Base real property tax amount" means the amount of revenue that would
135 result during a fiscal year from the imposition of the tax provided for in Chapter 8 of Title 47 of
136 the District of Columbia Official Code, payments in lieu of taxes, and possessory interest taxes
137 in a TIF area associated with a proposed or approved TIF project, if the TIF was not provided for
138 the TIF project; provided, that the base real property tax amount for a fiscal year that is outside
139 the District's financial plan shall be the base real property tax amount for the last fiscal year that
140 is within the District's financial plan.

141 "(4B) "Base sales tax amount" means the amount of revenue that would result
142 during a fiscal year from the imposition of the tax imposed pursuant to Chapter 20 of Title 47 in
143 a TIF area associated with a proposed or approved TIF project, if the TIF was not provided for

144 the TIF project; provided, that the base sales tax amount for a fiscal year that is outside the
145 District's financial plan shall be the base sales tax amount for the last fiscal year that is within
146 the District's financial plan .",

147 (2) Paragraphs (22) and (23) are repealed.

148 (b) Section 4(d) (D.C. Official Code § 2-1217.03(d)) is amended by striking the phrase
149 "certify the project," and inserting the phrase "certify the project, the base real property tax
150 amount for the project's TIF area for the then-current fiscal year and each subsequent fiscal year,
151 and the base sales tax amount for the project's TIF area for the then-current fiscal year and each
152 subsequent fiscal year" in its place.

153 (c) Section 6 (D.C. Official Code § 2-1217.05) is amended as follows:

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

155 "(a) When the CFO certifies a project pursuant to section 4(d), the CFO shall certify the
156 base real property tax amounts and base sales tax amounts for the project's TIF area, as provided
157 in section 4(d)."

158 (2) Subsection (c) is amended by striking the phrase "attributable to the difference
159 between the current assessed value and the initial assessed value of each lot of taxable real
160 property within the TIF area" and inserting the phrase "in excess of the base real property tax
161 amount" in its place.

162 (3) Subsection (d) is amended by striking the phrase "initial sales tax amount" and
163 inserting the phrase "base sales tax amount" in its place.

164 (4) Subsection (e) is amended by striking the word "payment" and inserting the
165 phrase "payment or prepayment" in its place.

166 **SUBTITLE C. REUNION SQUARE TIF**

167 Sec. 2021. Short title.

168 This subtitle may be cited as the "Reunion Square Tax Increment Financing Amendment
169 Act of 2022".

170 Sec. 2022. The Reunion Square Tax Increment Financing Amendment Act of 2020,
171 effective March 16, 2021 (D.C. Law 23-202; 68 DCR 3416), is amended as follows:

172 (a) Section 2 is amended as follows:

173 (1) Paragraph (7) is amended to read as follows:

174 “(7) “Bonds” or “bonds” means the District of Columbia Class A Bonds, Class B
175 Bonds, and any other revenue bonds, notes, or other obligations, in one or more series,
176 authorized to be issued pursuant to this act. Unless otherwise specified, the term “Bonds” or
177 “bonds” shall include Refunding Bonds.”.

178 (2) Paragraph (19) is amended by striking the word “refund” and inserting the
179 phrase “refund or refinance” in its place.

180 (b) Section 5(a) is amended by striking the phrase “not to exceed \$16.9 million” and
181 inserting the phrase “not to exceed \$16.9 million (not including the principal amount of
182 Refunding Bonds issued to refund or refinance principal of Class A Bonds)” in its place.

183 (c) Section 15 is amended to read as follows:

184 “Sec. 15. Expiration of issuance authority.

185 “(a) The authority to issue the Class A Bonds shall expire at 11:59 p.m. on September 30,
186 2025, if no Bonds have been issued; provided, however, that the expiration of the authority shall
187 have no effect on any Bonds issued on or prior to the expiration date or on the District’s ability
188 to issue Refunding Bonds on a future date. Class A Bonds issued as draw down bonds shall be

189 deemed to have been issued for the purposes of this subsection in their entirety on the date of the
190 first draw of principal on such Class A Bonds.

191 “(b) The authority to issue the Class B Bonds shall expire at 11:59 p.m. on September 30,
192 2030; provided, however, that the expiration of the authority shall have no effect on any Class B
193 Bonds issued on or prior to the expiration date.”.

194 **SUBTITLE D. DOWNTOWN DESTINATIONS**

195 Sec. 2031. Short title.

196 This subtitle may be cited as the “Downtown Destination Grants Amendment Act of
197 2022”.

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

201 “(w)(1) The Mayor may make grants to individuals or entities for the purpose of creating
202 or enhancing attractions in the District’s central business district and surrounding area to attract
203 more residents and visitors.

204 “(2) A grant awarded pursuant to paragraph (1) of this subsection may be used to
205 support improvements to existing attractions or to create new attractions.

206 “(3) An individual or entity seeking a grant under paragraph (1) of this subsection
207 shall submit to the Mayor an application, in such form as is determined by the Mayor. The
208 application shall include:

209 “(A) In the case of an existing attraction, a description of how the
210 applicant proposes to spend the grant funds to support improvements to the attraction;

211 “(B) In the case of a new attraction, a description of the proposed
212 attraction and how the applicant proposes to spend the grant funds to support the creation of the
213 new attraction; and

214 “(C) Any additional information requested by the Mayor.

215 “(4) For the purposes of this subsection, the term “attraction” means an indoor or
216 outdoor facility or space that is open to the public for cultural, recreational, or entertainment
217 uses, including parks, museums, plazas, and recreation spaces.

218 “(5) The Mayor may establish additional criteria for the award of a grant under
219 this subsection and may set aside grants for specific purposes, such as enhancing Franklin Park
220 as a destination and enhancing or creating family-oriented destinations.”

221 **SUBTITLE E. DOWNTOWN HOUSING TAX ABATEMENTS**

222 Sec. 2041. Short title.

223 This subtitle may be cited as the “Tax Abatements for Housing in Downtown Act of
224 2022”.

225 Sec. 2041. Short title.

226 This subtitle may be cited as the “Tax Abatements for Housing in Downtown Act of
227 2022”.

228 Sec. 2042. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as
229 follows:

230 (a) The table of contents is amended by adding new section designations to read as
231 follows:

232 “47-860.01. Tax abatements for housing in downtown – Definitions.

233 “47-860.02. Tax abatements for housing in downtown – Requirements.

234 "47-860.03. Tax abatements for housing in downtown – Abatement period and caps.

235 "47-860.04. Tax abatements for housing in downtown – Rules."

236 (b) New sections 47-860.01 through 47-860.04 are added to read as follows:

237 "§ 47-860.01 Tax abatements for housing in downtown – Definitions.

238 "For the purposes of §§ 47-860.01 through 47-860.04, the term:

239 "(1) "CBE Act" means the Small and Certified Business Enterprise Development
240 and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code §
241 2-218.01 et seq.).

242 "(2) "Certified business enterprise" means a business enterprise or joint venture
243 certified pursuant to the CBE Act.

244 "(3) "Eligible area" means:

245 "(A) The geographic area bounded by a line starting at the intersection of
246 the center line of Massachusetts Avenue, N.W., and the center of Dupont Circle, N.W.;
247 continuing southeast along the center line of Massachusetts Avenue, N.W., to the center line of
248 9th Street, N.W.; continuing south along the center line of 9th Street, N.W., to the center line of I
249 Street, N.W.; continuing west along the center line of I Street, N.W., to the center line of 10th
250 Street, N.W.; continuing north along the center line of 10th Street, N.W. to the center line of
251 New York Avenue, N.W.; continuing west along the center line of New York Avenue, N.W., to
252 the center line of 11th Street, N.W.; continuing north along the center line of 11th Street, N.W.,
253 to the center line of I Street, N.W.; continuing west along the center line of I Street N.W. to the
254 center line of Pennsylvania Avenue, N.W., continuing west along the center line of Pennsylvania
255 Avenue N.W., to the center of Washington Circle, N.W.; continuing northeast along the center

256 line of New Hampshire Avenue N.W., to, and terminating at, the intersection of the center line of
257 Massachusetts Avenue, N.W., and the center of Dupont Circle, N.W. (the starting point); and

258 “(B) Any other portion of the central business district designated by the
259 Mayor.

260 “(4) “First Source Act” means the First Source Employment Agreement Act of
261 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.01 et seq.).

262 “(5) “First Source Agreement” means an agreement with the District government
263 governing certain obligations pursuant to section 4 of the First Source Act (D.C. Official Code §
264 2-219.03) and Mayor’s Order 83-265, dated November 9, 1983, regarding job creation and
265 employment.

266 “(6) “Inclusionary Zoning Program” means the provisions of the Inclusionary
267 Zoning Implementation Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-275;
268 D.C. Official Code § 6-1041.01 et seq.) (the “Inclusionary Zoning Act”), and Chapter 10 of Title
269 11-C of the District of Columbia Municipal Regulations, and the regulations and administrative
270 issuances promulgated under the Inclusionary Zoning Act.

271 “(7) “Median family income” has the meaning set forth in section 101(5) of the
272 Inclusionary Zoning Implementation Amendment Act of 2006, effective September 23, 2017
273 (D.C. Law 16-275; D.C. Official Code § 6-1041.01(5)).

274 “§ 47-860.02 Tax abatements for housing in downtown—Requirements.

275 “(a) Subject to § 47-860.03, the Mayor may approve a tax abatement, in an amount
276 calculated pursuant to § 47-860.03(a), for real property in an eligible area if:

277 “(i) There is a change in use of the real property resulting in the development of
278 at least 10 housing units;

279 “(2) At least 8% of the housing units (the “affordable housing units”) developed
280 or redeveloped on the real property are affordable to households earning 60% or less of the
281 median family income for a period of at least 20 years;

282 “(3) The affordable housing units are designed and administered in accordance
283 with the requirements of the Inclusionary Zoning Program;

284 “(4) The property owner files a covenant in the land records of the District,
285 binding on the owner and all of its successors, covenanting to comply with the requirements of
286 paragraphs (1) and (2) of this subsection;

287 “(5) The property owner, or its designee or assignee, enters into an agreement
288 with the District government that requires the owner, or its designee or assignee, to, at a
289 minimum, contract with certified business enterprises for at least 35% of the contract dollar
290 volume of the construction and operations of the project, in accordance with section 2346 of the
291 CBE Act (D.C. Official Code § 2-218.46);

292 “(6) The property owner, or its designee or assignee, enters into a First Source
293 Agreement for the construction and operation of the project;

294 “(7) The property owner, or its designee or assignee, requests a letter from the
295 Mayor stating that the proposed development or redevelopment project is eligible for the tax
296 abatement, setting forth the expected amount of the abatement, as determined pursuant to § 47-
297 860.03(a), and reserving that amount for the project; and

298 “(8) The Mayor transmits to the owner the eligibility and reservation letter
299 requested under paragraph (7) of this subsection, subject to such conditions as may be imposed
300 by the Mayor and subject to the adjustment of the abatement amount based on the certifications

301 provided for in § 47-860.03(a), the abatement cap set forth in § 47-860.03(b), and subsection (d)
302 of this section.

303 “(b) The Mayor shall, as nearly as practicable, review requests for eligibility and
304 reservation letters in the order in which each completed request is received.

305 “(c) The Mayor shall transmit to the Office of Tax and Revenue a copy of each eligibility
306 and reservation letter transmitted by the Mayor to an owner pursuant to subsection (a)(8) of this
307 section.

308 “(d) A tax abatement shall not be provided for a property for which an eligibility and
309 reservation letter was transmitted by the Mayor under subsection (a)(8) of this section if the
310 project based upon which the eligibility and reservation letter was issued has not received a
311 certificate of occupancy within 18 months after the date the eligibility and reservation letter was
312 transmitted; provided, that the Mayor may, in his or her sole discretion, extend the 18-month
313 period for up to 6 months if the project’s construction has reached grade within the 18-month
314 period, as certified by the project architect and the Mayor.

315 “(e) After the completion of a project for which an eligibility and reservation letter was
316 issued, the Mayor shall, if the conditions set forth in this section and the eligibility and
317 reservation letter have been met, and subject to the abatement cap set forth in § 47-860.03(b),
318 issue to the property owner a certification of tax abatement, subject to such conditions as the
319 Mayor may impose. The certification of tax abatement shall set forth the annual dollar amount
320 of the tax abatement and the time period for which the tax abatement is awarded. The Mayor
321 shall transmit a copy of the certification of tax abatement to the Office of Tax and Revenue.

322 “§ 47-860.03 Tax abatements for housing in downtown – Abatement period and caps.

323 “(a) For each property for which a certification of tax abatement was issued under § 47-
324 860.02(e), the real property tax imposed by § 47-811 shall be abated in an annual amount
325 computed as follows: \$2.50 per residential FAR square foot of real property, multiplied by the
326 building’s total residential FAR square footage as certified by the project architect and the
327 Mayor; provided, that:

328 “(1) The tax abatement shall begin in the tax year in which a certificate of
329 occupancy is issued for the property and shall expire at the end of the 20th tax year after the tax
330 year in which a certificate of occupancy is issued for the property; and

331 “(2) A property shall cease to receive the abatement if during the period of the tax
332 abatement the Mayor determines that the property is no longer eligible for the abatement. If the
333 Mayor makes such a determination, the Mayor shall transmit to the property owner and the
334 Office of Tax and Revenue a letter of termination, setting forth the reason for the termination and
335 the date on which the termination took, or shall take, effect. A property shall no longer be
336 eligible for the tax abatement if it no longer contains 10 housing units, is in noncompliance with
337 § 47-860.02(a)(1) or (2), is in noncompliance with any conditions set forth in the certification of
338 tax abatement, or for any reason set forth by the Mayor in rule. If the Mayor determines that a
339 property is no longer eligible for the abatement, the Mayor may, in his or her sole discretion,
340 provide the property owner a period to cure the property’s ineligibility and, if during the period
341 to cure, the owner cures the property’s ineligibility, the Mayor may, subject to subsection (b) of
342 this section, restore the tax abatement; provided, that the tax abatement shall not be provided for
343 the period during which the property was ineligible, and the period of cure shall not toll the 20-
344 year period set forth in paragraph (1) of this subsection. If the Mayor restores a tax abatement
345 under this subsection, the Mayor shall transmit a letter of restoration to the property owner and

346 the Office of Tax and Revenue, setting forth the date on which the restoration took, or shall take,
347 effect.

348 “(b) The amount of tax abatements the Mayor may approve or certify under § 47-860.02
349 and restore under subsection (a)(2) of this section shall be capped at the following amounts,
350 subject to the availability of funding:

351 “(1) For Fiscal Year 2024, up to \$2.5 million;

352 “(2) For Fiscal Year 2025 and each succeeding fiscal year, an amount equal to
353 103% of the prior year’s cap; and

354 “(3) \$70 million in the aggregate, calculated as the sum of the taxes that were or
355 will be abated over the term of all tax abatements approved or certified by the Mayor under this
356 section.

357 “§ 47-860.04 Tax abatements for housing in downtown – Rules.”.

358 The Mayor may, pursuant to Title I of the District of Columbia Administrative Procedure
359 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), issue rules
360 to implement §§ 47-860.01 through 47-860.03.”.

361 **SUBTITLE F. VITALITY FUND**

362 Sec. 2051. Short title.

363 This subtitle may be cited as the “Vitality Fund Amendment Act of 2022”.

364 Sec. 2052. Section 2032(n) of the Deputy Mayor for Planning and Economic
365 Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C.
366 Law 19-168; D.C. Official Code § 1-328.04(n)), is amended as follows:

367 (a) Paragraph (1) is amended to read as follows:

368 “(1) Notwithstanding the Grant Administration Act of 2013, effective December
369 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the Deputy Mayor may award
370 grants to attract businesses to the District, or retain businesses in the District, with a preference
371 for attraction to or retention in the District’s central business district.”.

372 (b) Paragraph (3) is amended as follows:

373 (1) Subparagraph (B) is amended to read as follows:

374 “(B) Lease or own, or agree to lease or acquire, a physical office or
375 business location of at least 7,000 square feet in the District and enter into an agreement with the
376 District to remain in the leased or owned space for at least 5 years;”.

377 (2) Subparagraph (C) is amended to read as follows:

378 “(C) Be in a business sector designated by the Deputy Mayor.”.

379 (3) Subparagraphs (D) and (E) are repealed.

380 (4) Subparagraph (F) is amended by striking the period at the end and inserting
381 the phrase “; and” in its place.

382 (4) A new subparagraph (G) is added to read as follows:

383 “(G) Agree to:

384 “(i) Develop or participate in a workforce development program
385 that offers District residents opportunities for training or employment within the business or the
386 industry in which it operates; or

387 “(ii) Commit to spending at least 5% of its total annual contracting
388 with businesses eligible for certification as local business enterprises, pursuant to section 2331 of
389 the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective

390 October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.31), during the 5-year period
391 referred to in subparagraph (B) of this paragraph.”.

392 **SUBTITLE G. HOME PURCHASE ASSISTANCE PROGRAM**

393 Sec. 2061. Short title.

394 This subtitle may be cited as the “Home Purchase Assistance Program Amendment Act
395 of 2022”.

396 Sec. 2062. Section 3a(a)(2) of the Home Purchase Assistance Fund Act of 1978, effective
397 July 1, 2016 (D.C. Law 21-139; D.C. Official Code § 42-2602.01(a)(2)), is amended by striking
398 the phrase “shall be \$80,000” and inserting the phrase “shall be \$202,000” in its place.

399 **SUBTITLE H. PENN BRANCH REDEVELOPMENT PROJECT**

400 Sec. 2071. Short title.

401 This subtitle may be cited as the “Square 5539 Tax Abatement Act of 2022”.

402 Sec. 2072. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as
403 follows:

404 (a) The table of contents is amended by adding a new section designation to read as
405 follows:

406 “47-4675. Lots 835 and 840 in Square 5539.”.

407 (b) A new section 47-4675 is added to read as follows:

408 “§ 47-4675. Lots 835 and 840 in Square 5539.

409 “(a) The real property tax imposed on Lots 835 and 840 in Square 5539 (the “Property”)
410 by Chapter 8 of this title shall be abated by the amount set forth in subsection (b) of this section,
411 for the period of time set forth in subsection (c) of this section; provided, that:

412 “(1) The Property is developed with a project (the “Project”) consisting of
413 approximately 170,000 square feet of multi-family residential housing and accessory parking,
414 with approximately 180–200 rental housing units;

415 “(2) All of the rental housing units in the Project are affordable to and set aside
416 for households earning 80% or less of the median family income for the period of time set forth
417 in subsection (c) of this section;

418 “(3) At least 10% of the rental housing units in the Project are affordable to and
419 set aside for households earning 60% or less of the median family income for the period of time
420 set forth in subsection (c) of this section;

421 “(4) The developer of the project contracts with certified business enterprises for
422 at least 35% of the contract dollar volume for the construction of the Project;

423 “(5) The operator of the project, for the duration of the period set forth in
424 subsection (c) of this section, contracts with certified business enterprises for at least 35% of the
425 contract dollar volume for the operation of the Project;

426 “(6) The owner of the Property files a covenant in the land records of the District,
427 binding on the owner and all successors in interest with respect to the Property, to require
428 compliance with paragraphs (2), (3), (4), and (5) of this subsection.

429 “(b) The amount of the tax abatement provided by subsection (a) of this section shall be:

430 “(1) For the first tax year during which the tax abatement applies, as provided in
431 subsection (c) of this section, \$362,000; and

432 “(2) For the second tax year during which the tax abatement applies and each
433 subsequent tax year until the end of the period set forth in subsection (c) of this section, 103% of
434 the prior year’s abatement amount.

435 “(c)(1) The tax abatement provided for by this section shall begin on the first day of the
436 tax year after the tax year during which a certificate of occupancy is issued for the Project,
437 provided, that the tax abatement shall not begin before October 1, 2025, and shall continue in
438 effect for 40 tax years.

439 “(2)(A) By December 31 of each tax year of the abatement period set forth in
440 paragraph (1) of this subsection, the Mayor shall certify to the Office of Tax and Revenue the
441 Property’s eligibility for the abatement provided pursuant to this section.

442 “(B) If at any time the Mayor determines that the Property has become
443 ineligible for the abatement provided pursuant to this section, the Mayor shall notify the Office
444 of Tax and Revenue of the Property’s ineligibility and shall specify the date that the Property
445 became ineligible.

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

447 “(1) “Certified business enterprise” means a business enterprise or joint venture
448 certified pursuant to the Small and Certified Business Enterprise Development and Assistance
449 Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 et
450 seq.).

451 “(2) “Median family income” has the meaning set forth in section 101(5) of the
452 Inclusionary Zoning Implementation Amendment Act of 2006, effective September 23, 2017
453 (D.C. Law 16-275; D.C. Official Code § 6-1041.01(5)).

454 “(e) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
455 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), may issue
456 rules to implement this section.”.

457 **TITLE III. PUBLIC SAFETY AND JUSTICE**

458 **SUBTITLE A. AUTOMATED DEFIBRILLATOR INCENTIVES**

459 Sec. 3001. Short title.

460 This subtitle may be cited as the "Automated External Defibrillator Incentive Program
461 Act of 2022".

462 Sec. 3002. The Public Access to Automated External Defibrillator Act of 2000, effective
463 April 27, 2001 (D.C. Law 13-278; D.C. Official Code § 7-2371.01 *et seq.*), is amended as
464 follows:

465 (a) Section 3 (D.C. Official Code § 7-2371.02) is amended as follows:

466 (1) Subsection (a) is amended as follows:

467 (A) Paragraph (3) is repealed.

468 (B) Paragraph (4) is amended to read as follows:

469 “(4) Any person who uses an AED to provide emergency care or treatment on a
470 person in cardiac arrest shall activate the emergency medical service system through the Office
471 of Unified Communications as soon as possible.”.

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

473 “(b-1) The Fire and Emergency Medical Services Department shall oversee the public
474 AED program, including AED deployment strategies and liaison with District government
475 agencies, and shall review each case in which an AED in the program is used.”.

476 (b) A new section 5a is added to read as follows:

477 “Sec. 5a. Automated external defibrillator incentive program.

478 “(a) The Mayor may provide rebates to individuals and entities in the District that
479 purchase and install an automated external defibrillator (“AED”) in a publicly-accessible portion

480 of the interior of a building owned or leased by the individual or entity and register the AED with
481 the Fire and Emergency Medical Services Department.

482 “(b) To be eligible for a rebate authorized by this section, a property owner or lessee of a
483 building shall:

484 “(1) After October 1, 2022, purchase and install an AED in a publicly accessible
485 location in the interior of their building within 150 feet of the entrance to the building;

486 “(2) Register the AED with the Fire and Emergency Medical Services
487 Department;

488 “(3) Submit a rebate claim that includes such information and documentation as
489 may be required by the Mayor; and

490 “(4) Meet any additional requirements and criteria established by rules issued by
491 the Mayor pursuant to section 6.

492 “(c)(1) The Mayor may provide a rebate of up to \$400 for each AED installed in a
493 building, with a maximum rebate of up to \$750 per building.

494 “(2) Notwithstanding paragraph (1) of this subsection, the amount of a rebate
495 provided by the Mayor for an AED shall not exceed the purchase price of the AED.

496 “(3) The issuance of rebates by the Mayor under this section shall be contingent
497 upon the availability of funds.

498 “(d) A rebate issued under this section shall not be considered income for purposes of
499 District income tax.”

500 **SUBTITLE B. EMERGENCY MEDICAL SERVICES TRANSPORT**

501 Sec. 301 I. Short title.

502 This subtitle may be cited as the "Emergency Medical Services Transport Contracts
503 Amendment Act of 2022".

504 Sec. 3012. Section 1(d)-(g) of An Act To classify the officers and members of the fire
505 department of the District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat.
506 314; D.C. Official Code § 5-401(d)-(g)), is repealed.

507 Sec. 3013. Section 3073 of the Emergency Medical Services Transport Contract
508 Authority Amendment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; 63 DCR
509 10775), is repealed.

510 **SUBTITLE C. OFFICE OF ADMINISTRATIVE HEARINGS UNIVERSAL PAID**
511 **LEAVE ADMINISTRATIVE LAW JUDGES**

512 Sec. 3021. Short title.

513 This subtitle may be cited as the "Office of Administrative Hearings Universal Paid
514 Leave Hearings Funding Amendment Act of 2022".

515 Sec. 3022. Section 1153(e)(2) of the Universal Paid Leave Implementation Fund Act of
516 2016, effective December 3, 2020 (D.C. Law 23-149; D.C. Official Code § 32-551.02(e)(2)), is
517 amended by striking the phrase "In Fiscal Year 2022, notwithstanding" and inserting the word
518 "Notwithstanding" in its place.

519 **SUBTITLE D. SCHOOL SAFETY**

520 Sec. 3031. Short title.

521 This subtitle may be cited as the "School Safety and Security Amendment Act of 2022".

522 Sec. 3032. Section 102(e) of the School Safety and Security Contracting Procedures Act
523 of 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.02(e)), is
524 repealed.

525 **TITLE IV. PUBLIC EDUCATION SYSTEMS**

526 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA INCREASES**

527 Sec. 4001. Short title.

528 This subtitle may be cited as the "Funding for Public Schools and Public Charter Schools
529 Increase Amendment Act of 2022".

530 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
531 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
532 38-2901 *et seq.*), is amended as follows:

533 (a) Section 103(b) (D.C. Official Code § 38-2902(b)) is amended by:

534 (1) Striking the phrase "except, that, for Fiscal Year 2022" and inserting the
535 phrase "except, that, for Fiscal Year 2022 and Fiscal Year 2023" in its place; and

536 (2) Striking the phrase "District government" and inserting the phrase "District
537 government, nor to any program operated by DCPS that provides special education outreach,
538 referral, and evaluation services for children under 5 years 11 months of age ("eligible
539 children"), if the program serves eligible children who have not yet entered the school system or
540 are homeschooled, or IMPACTplus bonus payments " in its place.

541 (b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase
542 "\$11,730 per student for Fiscal Year 2022" and inserting the phrase "\$12,419 per student for
543 Fiscal Year 2023" in its place.

544 (c) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array
545 and inserting the following tabular array in its place:

| "Grade Level | Weighting | Per Pupil Allocation in FY 2023 |
|---------------------------|-----------|---------------------------------|
| "Pre-Kindergarten 3 | 1.34 | \$16,641 |
| "Pre-Kindergarten 4 | 1.30 | \$16,145 |
| "Kindergarten | 1.30 | \$16,145 |
| "Grades 1-5 | 1.00 | \$12,419 |
| "Grades 6-8 | 1.08 | \$13,413 |
| "Grades 9-12 | 1.22 | \$15,151 |
| "Alternative program | 1.52 | \$18,877 |
| "Special education school | 1.17 | \$14,530 |
| "Adult | 0.89 | \$11,053 |

546

547

(d) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

548

"(c) The supplemental allocations shall be calculated by applying weightings to the

549

foundation level as follows:

550

"Special Education Add-ons:

| "Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|-----------------------------------|--|-----------|---------------------------------|
| "Level I: Special Education | Eight hours or less per week of specialized services | 0.97 | \$12,046 |

| | | | |
|-------------------------------------|--|-------|----------|
| "Level 2: Special Education | More than 8 hours and less than or equal to 16 hours per school week of specialized services | 1.20 | \$14,903 |
| "Level 3: Special Education | More than 16 hours and less than or equal to 24 hours per school week of specialized services | 1.97 | \$24,465 |
| "Level 4: Special Education | More than 24 hours per week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement | 3.49 | \$43,342 |
| "Special Education Compliance | Weighting provided in addition to special education level add-on weightings on a per- student basis for Special Education compliance. | 0.099 | \$1,229 |
| "Attorney's Fees Supplement | Weighting provided in addition to special education level add-on weightings on a per- student basis for attorney's fees. | 0.089 | \$1,105 |
| "Residential | D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program | 1.67 | \$20,470 |

551
552

"General Education Add-ons:

| "Level/ Program | Definition | Weighting | Per Pupil Supplemental Allocation FY 2023 |
|---|--|-----------|--|
| "Elementary ELL | Additional funding for English Language Learners in grades PK3-5 | 0.50 | \$6,210 |
| "Secondary ELL | Additional funding for English Language Learners in grades 6-12, alternative students, adult students, and students in special education schools | 0.75 | \$9,314 |
| "At-risk | Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level in high school | 0.24 | \$2,981 |
| "At-risk High School Over-Age Supplement | Weighting provided in addition to at-risk weight for students who are behind grade level in high school | 0.06 | \$745 |

553
554

"Residential Add-ons:

| "Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|--------------------|------------|-----------|---------------------------------------|
| | | | |

| | | | |
|--|---|-------|----------|
| "Level 1: Special Education - Residential | Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 0.37 | \$4,595 |
| "Level 2: Special Education - Residential | Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 1.34 | \$16,641 |
| "Level 3: Special Education - Residential | Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 2.89 | \$35,891 |
| "Level 4: Special Education - Residential | Additional funding to support the after-hours level 4 special education needs of limited and non-English proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 2.89 | \$35,891 |
| "LEP/NEP - Residential | Additional funding to support the after-hours limited and non-English proficiency needs of | 0.668 | \$8,296 |

| | | | |
|--|--|--|--|
| | students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | | |
|--|--|--|--|

555

556

"Special Education Add-ons for Students with Extended School Year ("ESY") Indicated

557

in Their Individualized Education Programs ("IEPs");

| "Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|--------------------------------------|--|-----------|---------------------------------------|
| "Special Education Level 1 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.063 | \$782 |
| "Special Education Level 2 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.227 | \$2,819 |
| "Special Education Level 3 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.491 | \$6,098 |

| | | | |
|--------------------------------------|---|-------|---------|
| "Special Education Level 4 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0,491 | \$6,098 |
|--------------------------------------|---|-------|---------|

558

559

(e) A new subsection 106b is added to read as follows:

560

"Sec. 106b. Pandemic Transition Fund.

561

"(a) There is established as a special fund the Pandemic Transition Fund ("Fund"), which

562

shall be administered by the Mayor in accordance with this section. The purpose of the Fund is

563

to provide stability to public schools as they respond to the effects of the COVID-19 pandemic

564

and continue recovery efforts initiated with federal relief grants.

565

"(b) There shall be deposited into the Fund such amounts as may be appropriated to the

566

Fund.

567

"(c) Of the amounts deposited into the Fund, 52.62% shall be transferred to the District of

568

Columbia Public Schools and 47.38% (the "PCS Amount") shall be allocated to public charter

569

schools pursuant to subsection (d) of this section.

570

"(d) The Mayor shall award, from the PCS Amount, a formula-based payment to each

571

public charter school.

572

"(e) The Formula shall not apply to transfers or payments made from the Pandemic

573

Transition Fund.

574

"(f) The Fund shall sunset at the end of Fiscal Year 2024, and any money remaining in

575

the Fund at the end of Fiscal Year 2024 shall be transferred to the General Fund of the District of

576

Columbia."

577 **SUBTITLE B. UNIVERSAL PAID LEAVE**

578 Sec. 4011. Short title.

579 This subtitle may be cited as the "Universal Paid Leave Amendment Act of 2022".

580 Sec. 4012. The Universal Paid Leave Amendment Act of 2016, effective April 7, 2017

581 (D.C. Law 21-264; D.C. Official Code § 32-541.01 *et seq.*), is amended as follows:

582 (a) Section 104 (D.C. Official Code § 32-541.04) is amended as follows:

583 (1) Subsection (b) is amended by adding a new paragraph (3) to read as follows:

584 “(3) This subsection shall not apply to claims filed on or after July 25, 2022.”.

585 (2) Subsection (e-1)(3) is amended to read as follows:

586 “(3) For claims filed on or after October 1, 2022, the maximum duration for each
587 type of paid-leave benefits within a 52-workweek shall be:

588 “(A) 12 workweeks of qualifying parental leave;

589 “(B) 12 workweeks of qualifying family leave;

590 “(C) 12 workweeks of qualifying medical leave; and

591 “(D) 2 workweeks of qualifying pre-natal leave.”.

592 (b) Section 104a (D.C. Official Code § 32-541.04a) is amended as follows:

593 (1) Subsection (b)(3) is amended to read as follows:

594 “(3) An employer contribution rate change provided for in subsection (c)(2) of
595 this section shall apply as of July 1 of the year in which the employer contribution rate change
596 will not cause the projected fund balance of the Universal Paid Leave Fund to fall below the
597 equivalent of 9 months of benefits at the expanded tier, as certified pursuant to paragraph (1) of
598 this subsection.”.

599 (2) Subsection (c) is amended as follows:

600 (A) Paragraph (1) is repealed.

601 (B) Paragraph (2) is amended by striking the phrase "Beginning with July
602 1 of the first year in which all paid-leave benefit expansions set forth in paragraph (1) of this
603 subsection have been implemented, and annually thereafter," and inserting the phrase
604 "Beginning with July 1, 2022, and annually thereafter," in its place.

605 **SUBTITLE C. RECREATION PROGRAMMING**

606 Sec. 4021. Short title.

607 This subtitle may be cited as the "Recreation Programming Funding Expansion
608 Amendment Act of 2022"

609 Sec. 4022. Section 3(f) of the Recreation Act of 1994, effective March 23, 1995 (D.C.
610 Law 10-246; D.C. Official Code § 10-302(f)), is amended as follows:

611 (a) The lead-in text is amended by striking the phrase "shall issue".

612 (b) Paragraph (1) is amended by striking the phrase "A grant" and inserting the phrase
613 "Shall issue a grant" in its place.

614 (c) Paragraph (2) is amended by striking the phrase by striking the phrase "One or more
615 grants that total no more than \$235,000" and inserting the phrase "May issue one or more grants"
616 in its place.

617 **TITLE V. HUMAN SUPPORT SERVICES**

618 **SUBTITLE A. MEDICAID HOME AND COMMUNITY-BASED SERVICES**

619 **ENHANCEMENT FUND**

620 Sec. 5001. Short title.

621 This subtitle may be cited as the "Medicaid Home and Community-Based Services
622 Enhancement Fund Establishment Act of 2022".

623 Sec. 5002. The Department of Health Care Finance Establishment Act of 2007, effective
624 February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*), is amended by
625 adding a new section 8d to read as follows:

626 “Sec. 8d. Home and Community-Based Services Enhancement Fund.

627 “(a) There is established as a special fund the Medicaid Home and Community-Based
628 Services Enhancement Fund (“Fund”), which shall be administered by the Department in
629 accordance with subsections (c) and (d) of this section.

630 “(b)(1) On or before October 1, 2022, the Chief Financial Officer shall deposit into the
631 Fund an amount of local funds equal to the amount of federal funds received by the District
632 attributable to the increase in the federal medical assistance percentage authorized by section
633 9817 of the American Rescue Plan Act of 2021, approved March 11, 2021 (135 Stat. 216; 42
634 U.S.C. 1396d note) (the “Section 9817 Enhancement Amount”), minus the amount of the Section
635 9817 Enhancement Amount expended by the District before the date the Chief Financial Officer
636 makes the deposit required by this paragraph.

637 “(2) There shall be deposited into the Fund after the date the Chief Financial
638 Officer makes the deposit required by paragraph (1) of this subsection an amount of local funds
639 equal to the amount of any additional federal funds received by the District attributable to the
640 increase in the federal medical assistance percentage authorized by section 9817 of the American
641 Rescue Plan Act of 2021, approved March 11, 2021 (135 Stat. 216; 42 U.S.C. 1396d note).

642 “(c) Money in the Fund shall be used only to fund the implementation of activities that
643 enhance, expand, or strengthen Medicaid home and community-based services, as described in
644 the Initial Spending Plan and Narrative for Enhanced Funding for Medicaid Home and
645 Community-Based Services under Section 9817 of the American Rescue Plan Act of 2021, as

646 such plan may be updated from time to time, or as otherwise authorized by the Centers for
647 Medicare and Medicaid Services.

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

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

653 **SUBTITLE B. DIRECT CARE PROFESSIONAL PAYMENT RATES**

654 Sec. 5011. Short title.

655 This subtitle may be cited as the “Direct Care Professional Payment Rate Act of 2022”.

656 Sec. 5012. Definitions.

657 For the purposes of this subtitle, the term:

658 (1) “Direct care services” means home and community-based, rehabilitative, and
659 Intermediate Care Facilities for Individuals with Intellectual Disabilities services authorized
660 under the District of Columbia Medicaid State Plan or waivers thereof, including the District’s
661 Medicaid Home and Community-Based Services Waiver for Persons with Intellectual and
662 Developmental Disabilities program, the District’s Medicaid Home and Community-Based
663 Services Waiver for Individual and Family Supports, and the District’s Medicaid Home- and
664 Community-Based Services Waiver for the Elderly and Persons with Physical Disabilities.

665 (2) “Direct care professional” means an employee of a direct care service provider
666 who provides direct care services for at least 50% percent of the employee’s work hours.

667 (3) “Direct care service provider” means an entity enrolled with the District of
668 Columbia Medicaid program that provides direct care services.

669 (4) "District living wage" means the District living wage established pursuant to
670 the Living Wage Act of 2006, effective June 8, 2006 (D.C. Law 16-118; D.C. Official Code § 2-
671 220.01 *et seq.*).

672 (5) "District minimum wage" means the District minimum wage established
673 pursuant to section 4 of the Minimum Wage Act Revision Act of 1992, effective March 25, 1993
674 (D.C. Law 9-248; D.C. Official Code § 32-1003).

675 Sec. 5013. Direct care service provider living wage reimbursement rate.

676 (a) The Mayor shall determine the reimbursement rate the District will pay to direct care
677 service providers for the provision of direct care services so that the reimbursement rate is
678 sufficient to support direct care service provider payment to direct care professionals of a wage,
679 that on average, is equal to at least 117.6% of the District minimum wage or the District living
680 wage, whichever is greater, by Fiscal Year 2025.

681 (b) In determining the reimbursement rate to be provided to a direct care service provider
682 under this section, the Mayor shall consider:

683 (1) The then-current reimbursement rates paid by the District to direct care service
684 providers under the District of Columbia Medicaid State Plan or waivers thereof;

685 (2) The total cost, including wages, that the direct care service provider incurred
686 during the previous year in providing direct care services;

687 (3) The additional operating support that the direct care service provider may need
688 to allow it to pay its direct care professionals in accordance with the requirements of this section;

689 and

690 (4) Any other factor the Mayor considers relevant to the determination of the
691 reimbursement rate.

692 Sec. 5014. Obligations of direct care services providers.

693 (a) During Fiscal Year 2025 and during each subsequent fiscal year, each direct care
694 service provider reimbursed by the District at the rate established pursuant to this subtitle shall
695 pay its direct care professionals, on average, at least 117.6% of the District minimum wage or
696 District living wage, whichever is greater.

697 (b) A direct care service provider covered by this section may pay its direct care
698 professionals based on a tiered compensation schedule, as long as the average wage paid to its
699 direct care professionals meets the requirements set forth in subsection (a) of this section.

700 Sec. 5015. Rules.

701 The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,
702 approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules
703 to implement the provisions of this subtitle, including rules that establish additional standards
704 that a direct care service provider must meet to be eligible to receive the reimbursement rate
705 established pursuant to this subtitle and fines and penalties for failure to comply with any
706 provision of this subtitle or a rule issued pursuant to this subtitle.

707 Sec. 5016. Applicability.

708 This subtitle shall not apply until such time that the Centers for Medicare and Medicaid
709 Services approves any amendments to the Medicaid State Plan or waivers that are necessary to
710 implement the subtitle.

711 **SUBTITLE C. ALLIANCE ENROLLMENT**

712 Sec. 5021. Short title.

713 This subtitle may be cited as the "Alliance Enrollment Amendment Act of 2022".

714 Sec. 5022. Section 7b of the Health Care Privatization Amendment Act of 2001, effective
715 December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407), is amended as follows:

716 (a) Subsection (b) is amended by striking the phrase “; except, that the Mayor may
717 require enrollees to complete one in-person certification each year in Fiscal Years 2023, 2024,
718 and 2025”.

719 (b) Subsections (c) and (d) are repealed.

720 (c) A new subsection (e) is added to read as follows:

721 “(e) Enrollees in the Alliance shall be required to recertify their enrollment on an annual
722 basis.”.

723 **TITLE VI. OPERATIONS AND INFRASTRUCTURE**

724 **SUBTITLE A. PRIVATE DETECTIVE REGULATION AND LICENSURE**

725 Sec. 6001. Short title.

726 This subtitle may be cited as the “Private Detective Regulation and Licensure
727 Amendment Act of 2022”.

728 Sec. 6002. Section 47-2839 of the District of Columbia Official Code is amended as
729 follows:

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

731 “(a) No license shall be issued under this section without the approval of the Chief of
732 Police.”

733 (b) Subsection (d) is amended by:

734 (1) Striking the phrase “Council of the District of Columbia” and inserting the
735 word “Mayor” in its place;

736 (2) Striking the phrase "it deems" and inserting the phrase "he or she deems" in
737 its place; and

738 (3) Striking the phrase "his judgment" and inserting the phrase "his or her
739 judgment" in its place.

740 (c) A new subsection (F-1) is added to read as follows:

741 "(F-1) The Mayor may, pursuant to Title I of the District of Columbia Administrative
742 Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*),
743 issue rules to establish fees for licenses issued pursuant to this section; provided, that until such
744 time as the Mayor may establish such fees, the fee for a license issued under this section shall be
745 \$158 per year."

746 **SUBTITLE B. SEASONAL BUSINESS LICENSES**

747 Sec. 6011. Short title.

748 This subtitle may be cited as the "Seasonal Business License Fee Amendment Act of
749 2022".

750 Sec. 6012. Chapter 28 of Title 47 of the District of Columbia Official Code is amended as
751 follows:

752 (a) Section 47-2851.08 is amended as follows:

753 (1) Subsection (a) is amended as follows:

754 (A) Paragraph (1) is amended to read as follows:

755 "(1) Except as provided in paragraph (1A) of this subsection, the Center shall
756 collect the following fees for the issuance and endorsement of an initial license:

757 "(A) \$70 for each initial 2-year basic business license it issues, plus \$25
758 for each endorsement added to an initial 2-year basic business license;

759 “(B) \$140 for each initial 4-year basic business license it issues, plus \$25
760 for each endorsement added to an initial 4-year basic business license; and

761 “(C) \$35 for each initial 6-month basic business license, plus a fee of
762 \$12.50 for each endorsement added to an initial 6-month basic business license.”.

763 (B) A new paragraph (1A) is added to read as follows:

764 “(1A) No issuance or endorsement fee shall be charged by the Center for an initial
765 General Business license and endorsement under 17 DCMR § 516.1(c) or an initial Employment
766 Services license and endorsement under 17 DCMR § 513.1(a), (b), and (c).”.

767 (2) Subsection (b) is amended as follows:

768 (A) Paragraph (1) is amended to read as follows:

769 “(1) Except as provided in paragraph (1A) of this subsection, the Center shall
770 collect the following fees for the issuance and endorsement of a renewal license:

771 “(A) \$70 for each 2-year basic business renewal license it issues, plus \$25
772 for each endorsement added to a 2-year basic business renewal license;

773 “(B) \$140 for each 4-year basic business renewal license it issues, plus
774 \$25 for each endorsement added to a 4-year basic business renewal license; and

775 “(C) \$35 for each 6-month basic business renewal license, plus a fee of
776 \$12.50 for each endorsement added to a 6-month basic business renewal license.”.

777 (B) A new paragraph (1A) is added to read as follows:

778 “(1A) No issuance or endorsement fee shall be charged by the Center for a
779 General Business renewal license and endorsement under 17 DCMR § 516.1(c) or an
780 Employment Services renewal license and endorsement under 17 DCMR § 513.1(a), (b), and
781 (c).”.

782 (b) Section 47-2851.09(a) is amended as follows:

783 (1) Paragraph (2) is amended by striking the phrase "The fee" and inserting the
784 phrase "Except as otherwise provided in § 47-2851.08, the fee" in its place.

785 (2) A new paragraph (2A) is added to read as follows:

786 "(2A) In addition to the 2-year and 4-year licenses authorized by paragraph (2) of
787 this subsection, the Center may also issue licenses that are valid for 6 months from the date of
788 issue, unless earlier revoked or voluntarily relinquished."

789 **SUBTITLE C. CLIMATE CHANGE RESILIENCE FUNDING**

790 Sec. 6021. Short title.

791 This subtitle may be cited as the "Climate Change Resilience Expenditure Authority
792 Amendment Act of 2022".

793 Sec. 6022. Section 8(c)(1) of the Renewable Energy Portfolio Standard Act of 2004,
794 effective April 12, 2005 (D.C. Law 15-340; D.C. Official Code § 34-1436(c)(1)), is amended by
795 adding a new subparagraph (A-i) to read as follows:

796 "(A-i) Supporting projects or programs that increase climate change
797 resilience in the District, provided that each such project or program includes a solar energy
798 component or uses solar energy generated in the District;"

799 Sec. 6023. Section 210(c) of the Clean and Affordable Energy Act of 2008, effective
800 October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)), is amended as follows:

801 (a) Paragraph (17) is amended by striking the phrase "; and" and inserting a semicolon in
802 its place.

803 (b) Paragraph (18) is amended by striking the period at the end and inserting the phrase "
804 and" in its place.

805 (c) A new paragraph (19) is added to read as follows:

806 “(19) Projects and programs intended to increase climate change resilience in the
807 District through the use of sustainable energy resources, including infrastructure and structural
808 improvements and energy storage devices or equipment.”

809 **SUBTITLE D. TRANSPORTATION CAPITAL IMPROVEMENTS PLAN**

810 **CONTRACTS**

811 Sec. 6031. Short title.

812 This subtitle may be cited as the “Approval of Contracts in the District’s Transportation
813 Improvement Plan Amendment Act of 2022”.

814 Sec. 6032. Section 202(b)(3) of the Procurement Practices Reform Act of 2010, effective
815 April 8, 2011 (D.C. Law 18–371; D.C. Official Code § 2-352.02(b)(3)) is amended by adding a
816 new subparagraph (C) to read as follows:

817 “(C) Notwithstanding subparagraphs (A) and (B) of this section, approval
818 by the Council of a contract of, or on behalf of, the District Department of Transportation for a
819 project in the multiyear capital improvements plan referred to in section 444 of the District of
820 Columbia Home Rule Act, effective December 24, 1973 (87 Stat. 800; D.C. Code § 1-204.44),
821 shall constitute approval by the Council of the exercise of any provision in the contract that
822 grants to the District one or more options of continuing or amending the contract beyond the 12-
823 month period after the award of the contract, and the Council’s approval of the contract shall not
824 expire until the end of the term of the contract as continued or amended by the exercise of such
825 option or options.”

826 **TITLE VII. FINANCE AND REVENUE**

827 **SUBTITLE A. DISTRICT INTEGRATED FINANCIAL SYSTEM**

828 Sec. 7001. Short title.

829 This subtitle may be cited as the "District Integrated Financial System Implementation
830 Amendment Act of 2022".

831 Sec. 7002. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as
832 follows:

833 (a) Section 47-355.05 is amended as follows:

834 (1) Subsection (a-1) is amended by:

835 (A) Striking the phrase "Agency Financial Officer ("AGO") and inserting
836 the phrase "Agency Fiscal Officer ("AFO")" in its place;

837 (B) Striking the phrase "AGO's agency" and inserting the phrase "AFO's
838 agency" in its place; and

839 (C) Striking the phrase "AGO's analysis" and inserting the phrase "AFO's
840 analysis" in its place.

841 (2) Subsection (e) is amended as follows:

842 (A) Paragraph (1) is amended as follows:

843 (i) Subparagraph (A) is amended by striking the semicolon and
844 inserting the phrase "; and" in its place.

845 (ii) Subparagraph (B) is repealed.

846 (B) Paragraph (2)(A) is amended by striking the phrase "intra District
847 transfer,".

848 (b) Section 47-361 is amended as follows:

849 (1) A new paragraph (7A) is added to read as follows:

850 “(7A) “Interagency project” means a project in the District’s financial system that
851 has funds budgeted in one agency that are segregated for use for a particular purpose by another
852 District agency, pursuant to an agreement between the agency and the other agency.”.

853 (2) Paragraph (8) is repealed.

854 (3) Paragraph (14) is amended by striking the period at the end and inserting the
855 phrase “; provided further, that for an interagency project, the term “reprogramming” means a
856 budget modification of \$500,000 or more for purposes other than those originally authorized that
857 results in an offsetting reallocation of budget authority from one program to another program.”

858 (c) Section 47-368.06(a) is amended by striking the phrase “an intra-District transfer”,
859 Sec. 7003. The Purchase Card Program Budgeting Act of 2017, effective December 13,
860 2017 (D.C. Law 22-33; 64 DCR 12875), is repealed.

861 **SUBTITLE B. REPROGRAMMING OF ARPA FUNDS**

862 Sec. 7011. Short title.

863 This subtitle may be cited as the “Reprogramming of American Rescue Plan Act Funds
864 Act of 2022”.

865 Section 7012. Section 47-363 of the District of Columbia Official Code is amended by
866 adding a new subsection (i) to read as follows:

867 “(i)(1) This subchapter shall not apply to a reprogramming of funds appropriated from
868 amounts received by the District from the federal government under the American Rescue Plan
869 Act, approved March 11, 2021 (Pub. L. 117-2; 135 Stat. 4) or the Coronavirus Aid, Relief, and
870 Economic Security Act, approved March 27, 2020 (Pub. L. 116-136; 134 Stat. 281), if the
871 reprogramming of such funds is consistent with the purpose for which the funds were
872 appropriated.

873 “(2) At the request of the Mayor, the Chief Financial Officer of the District of
874 Columbia (“CFO”) shall reprogram funds described in paragraph (1) of this subsection;
875 provided, that the CFO determines that the funds are available for reprogramming.”

876 **SUBTITLE C. CAPITAL FUNDING**

877 Sec. 7021. Short title.

878 This subtitle may be cited as the “Capital Improvements Program Funding Amendment
879 Act of 2022”.

880 Sec. 7022. Section 47-392.02(f)(2) of the District of Columbia Official Code is amended
881 by striking the phrase “transfer of local or dedicated funds to the CIP of” and inserting the phrase
882 “transfer to or inclusion in the CIP of local funds, dedicated funds, or federal funds received by
883 the District government pursuant to the Infrastructure Investment and Jobs Act, approved
884 November 15, 2021 (Pub. L. 117-58; 135 Stat. 429), in the amount of” in its place.

885 **SUBTITLE D. DISTRICT UNEMPLOYMENT FUND FUNDING**

886 Sec. 7031. Short title.

887 This subtitle may be cited as the “District Unemployment Fund Funding Amendment Act
888 of 2022”.

889 Sec. 7032. Section 47-392.02(j-5) of the District of Columbia Official Code is amended
890 by striking the phrase “following purposes:” and inserting the phrase “following purposes,
891 except that at the close of Fiscal Year 2022, \$113 million of such additional uncommitted
892 amounts shall first be transferred to the District Unemployment Fund, established by section 2 of
893 the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat.
894 946; D.C. Official Code § 51-102).”

895 **SUBTITLE E. GROSS INCOME EXCLUSION**

896 Sec. 7041. Short title.

897 This subtitle may be cited as the "Gross Income Exclusion Amendment Act of 2022".

898 Sec. 7042. Section 47-1803.02(a)(2) of the District of Columbia Official Code is
899 amended by adding a new subparagraph (RR) to read as follows:

900 "(RR) Grants awarded pursuant to § 1-328.04(w)."

901 **SUBTITLE F. REAL PROPERTY TAX INCREASE LIMIT FOR SENIORS AND**
902 **INDIVIDUALS WITH DISABILITIES**

903 Sec. 7051. Short title.

904 This subtitle may be cited as the "Seniors and Individuals with Disabilities Real Property
905 Tax Increase Limit Amendment Act of 2022".

906 Sec. 7052. Section 47-864 of the District of Columbia Official Code is amended as
907 follows:

908 (a) Subsection (b)(1) is amended as follows:

909 (1) Subparagraph (A)(ii) is amended by striking the phrase "the multiplier shall be
910 105%; or" and inserting the phrase "the multiplier shall be 102%" in its place.

911 (2) Subparagraph (B)(i) is amended by striking the phrase "the multiplier shall be
912 105%" and inserting the phrase "the multiplier shall be 102%" in its place.

913 (b) Subsection (g) is amended by striking the phrase "exceeding 105% up to 110%" and
914 inserting the phrase "exceeding 102% up to 110%" in its place.

915 **SUBTITLE G. SUBJECT-TO-APPROPRIATIONS REPEALS**

916 Sec. 7061. Section 4 of the Flavored Tobacco Product Prohibition Amendment Act of
917 2021, effective September 22, 2021 (D.C. Law 24-25; 68 DCR 7332), is repealed.

918 Sec. 7062. Section 4 of the Developmental Disability Eligibility Reform Amendment Act
919 of 2021, passed on 2nd reading on March 1, 2022 (Enrolled version of Bill 24-268), is repealed.

920

921 **TITLE VIII SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS**

922 Sec. 8001. Short title.

923 This title may be cited as the "Designated Fund Transfer Act of 2022".

924 Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the
925 accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year
926 2022 the following amounts from certified fund balances and other revenue in the identified
927 accounts to the unassigned fund balance of the General Fund of the District of Columbia:

| Agency | Fund Detail | Fund Name | Amount |
|--|-------------|--|-----------|
| Captive Insurance Agency | 0640 | Subrogation Fund | \$155,063 |
| Department of Consumer and Regulatory Affairs | 6010 | OPLA Special Account | \$740,475 |
| Department of Energy and Environment | 0645 | Pesticide Product Registration | \$50,000 |
| Department of Health | 0605 | SHPDA Fees | \$133,000 |
| Department of Health | 0632 | Pharmacy Protection | \$86,610 |
| Department of Health | 0643 | Board of Medicine | \$194,732 |
| Department of Health Care Finance | 0632 | Bill of Rights (Grievance and Appeals) | \$314,434 |
| Department of Health Care Finance | 0631 | Medicaid Collections- Third Party Liability | \$250,000 |

| | | | |
|--|------|--|-------------|
| Department of Health Care Finance | 0635 | Individual Insurance Market Affordability | \$3,489,103 |
| Department of Housing and Community Development | 0602 | HPAP - Repay | \$466,818 |
| Department of Human Services | 0603 | SSI Payback | \$400,000 |
| Department of Parks and Recreation | 0602 | Enterprise Fund Account | \$317,774 |
| District Department of Transportation | 6031 | DC Circulator Fund - NPS Mall Route | \$211,204 |
| Housing Production Trust Fund | 6113 | Housing Production Trust Fund | \$8,697,000 |
| Office of the Chief Financial Officer | 0606 | Recorder of Deeds Surcharge | \$1,600,000 |
| Office of the Chief Technology Officer | 0602 | DC NET Services Support | \$2,650,368 |
| Office of the State Superintendent of Education | 0618 | Student Residency Verification Fund | \$474,595 |
| Office of the State Superintendent of Education | 0620 | Child Development Facilities Fund | \$161,275 |
| Office of Unified Communications | 1631 | Prepaid Wireless 911 Charges | \$171,775 |

929 (b) Notwithstanding any provision of law limiting the use of the Universal Paid Leave
930 Fund ("Fund"), established by section 1152 of the Universal Paid Leave Implementation Fund
931 Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01), the
932 Chief Financial Officer shall transfer to the General Fund of the District of Columbia the
933 following amounts from certified fund balances and other revenue in the Fund in the fiscal year
934 identified:

935 (1) Fiscal Year 2023: \$404,692,417;

936 (2) Fiscal Year 2024: \$5,269,923;

937 (3) Fiscal Year 2025: \$6,511,694; and

938 (r) Fiscal Year 2026: \$3,427,291.

939 (c) The amounts identified in subsections (a) and (b) of this section shall be made
940 available as set forth in the approved Fiscal Year 2023 Budget and Financial Plan.

941 Sec. 8003. Applicability.

942 This subtitle shall apply as of September 1, 2022.

943 **TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

944 Sec. 9001. Applicability.

945 Except as otherwise provided, this act shall apply as of October 1, 2022.

946 Sec. 9002. Fiscal impact statement.

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

950 Sec. 9003. Effective date.

951 This act shall take effect following approval by the Mayor (or in the event of veto by the
952 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
953 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
954 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
955 Columbia Register.



MURIEL BOWSER
MAYOR

May 3, 2022

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
1350 Pennsylvania Avenue, NW, Suite 504
Washington, DC 20004

Dear Chairman Mendelson:

The purpose of this letter is to request that the Council of the District of Columbia (“Council”) make the following corrections and amendments to the proposed FY 2022 Revised Local Budget Emergency and Temporary Acts, the FY 2022 Second Revised Local Budget Emergency and Temporary Acts, the FY 2023 Local Budget Act, and the FY 2023 Budget Support Act, all of which were submitted to the Council on March 16 and 17, 2022.

Through the errata letter process, additional savings were identified. I am asking the Council to support my recommendation to use these savings to provide additional investments in our public safety strategy as well as set-aside resources for recruitment and retention incentives and scholarship support for hard-to-fill positions through, for example, agencies like DC Public Schools and the Department of Behavioral Health.

Government Direction and Support

1. Captive Insurance Agency

(a) Add \$748,960 in local funds in FY 2022 to support the District’s cyber insurance policy renewal.

The budget authority was not included in the FY 2022 Second Revised Local Budget Emergency Act due to a drafting error.

2. Executive Office of the Mayor

(a) Move \$115,892 and 1.0 FTE in local funds in FY 2023 from Activity 2010, Emancipation Day, to Activity 2006, Office of the General Counsel, to support an Associate General Counsel/Clemency Board position.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(b) Move \$87,547 and 1.0 FTE in local funds in FY 2023 from Activity 5001, Community Relations and Services Activity, to Activity 5006, LGBT Affairs, to support a Housing Specialist position.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(c) Move \$96,229 and 1.0 FTE in local funds in FY 2023 from Activity 4101, Talent & Appointments, to Activity 2001, Office of the Mayor, to support an Associate Director for Budget and Performance.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

3. Office of Disability Rights

(a) Add 1.0 FTE in Activity 2020, Evaluation and Compliance, in FY2023 to support a new ADA Compliance Specialist position.

The FTE is associated with an existing enhancement of \$82,435 in personal services, but the FTE authority was not included in the submitted budget due to a drafting error.

4. Office of Employee Appeals

(a) Add \$92,850 in local funds in FY 2023 to personal services in Activity 1100, Office of Employee Appeals, (\$27,005); Activity 2001, Adjudication Process, (\$42,430); and Activity 1020 Contracting and Procurement, (\$23,375), to cover the cost of step and fringe benefit increases.

The funding was not included in the submitted budget due to a drafting error.

5. Office of the Inspector General

(a) Move \$98,059 and 1.0 FTE in local funds in FY 2023 from Activity 1085, Customer Service, to Activity 1020, Contracting and Procurement.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(b) Move \$115,889 and 1.0 FTE in local funds in FY 2023 from Activity 1085, Customer Service, to Activity 1040, Information Technology.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(c) Move \$115,889 and 1.0 FTE in local funds in FY 2023 from Activity 1085, Customer Service, to Activity 2010, Audit.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(d) Move \$115,000 and 1.0 FTE in local funds in FY 2023 from Activity 1085, Customer Service, to Activity 3010, Investigations & Evaluations.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(e) Move \$119,500 and 1.0 FTE in local funds in FY 2023 from Activity 1085, Customer Service, to Activity 1060, Legal.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

(f) Add \$1,000,000 in special purpose revenue budget authority in FY 2023 to the Office of the Inspector General Support Fund in Activity 3060, Mission Support Fund.

The special purpose revenue budget authority was not included in the submitted budget due to a drafting error.

Economic Development and Regulation

1. Department of Small and Local Business Development

(a) Add \$1,500,000 (one-time) in local funds in FY 2023 for a pilot program to support activations in vacant commercial spaces.

The funding for this enhancement was not included in the submitted budget due to a drafting error.

Public Safety and Justice

1. Department of Corrections

(a) Add \$492,279 and 8.0 FTEs in local funds in FY 2024 and each ensuing fiscal year of the financial plan to support recurring maintenance mechanic positions.

The funding to support these recurring positions was not included in the submitted budget due to a drafting error.

(b) Reduce \$700,000 in local funds in FY 2024 and each ensuing fiscal year of the financial plan for security camera maintenance.

The funding was included in the submitted budget due to a drafting error.

(c) Move \$4,187,050 in local funds in FY 2023 from Activity 3605, Institutional Security and Control, Service 605B, Central Cell Block Operations. to Activity 3605, Institutional Security and Control, Service 605A, Security Management.

The funding was not included in the correct service in the submitted budget due to a drafting error.

2. Department of Youth Rehabilitation Services

(a) Reduce 6.0 FTEs in FY 2023 in Activity DRPF, District Recovery Plan.

The FTEs were included in the submitted budget due to a drafting error. There are no funds allocated to these FTEs.

3. Office of Victim Services and Justice Grants

(a) Reduce \$1,225,000 and 1.0 FTE in ARPA Revenue Replacement Funds for Government Services in FY 2023 in Activity DRPF, District Recovery Plan, and \$1,225,000 and 1.0 FTE in ARPA Revenue Replacement Funds for Government Services in FY 2024 in Activity DRPF, District Recovery Plan, to support the move of Case Coordination programming from the Office of Victim Services and Justice Grants to the Office of Neighborhood Safety and Engagement.

The funding was included in the submitted budget due to a drafting error.

(b) Amend the Office of Victim Services and Justice Grants section of the Fiscal Year 2023 Local Budget Act of 2022 to reflect the FY 2023 proposed funding allocated to the DC Bar Foundation, as follows:

“(22) Office of Victim Services and Justice Grants. \$94,554,612 (including \$67,598,259 from local funds, \$8,341,640 from federal grant funds, \$1,109,432 from other funds, and \$17,505,28 from federal payment funds for COVID relief); provided, that ~~\$22,589,000~~ \$20,089,347 shall be made available to award a grant to the District of Columbia Bar Foundation for the purpose of administering the Access to Justice Initiative and the Civil Legal Counsel Projects Program, of which not less than \$350,000 shall be available to fund the District of Columbia Poverty Lawyer Loan Repayment Assistance Program, and of which not less than ~~\$8,000,000~~ \$7,000,000 shall be available to fund the Civil Legal Counsel Projects Program, ~~and of which not less than \$1,500,000 shall be~~

~~available to support activities that attempt to reduce eviction filings; provided further, that the funds authorized for expenditure for the District of Columbia Poverty Lawyer Loan Repayment Assistance Program and the Civil Legal Counsel Projects Program shall remain available for expenditure, without regard to fiscal year, until September 30, 2023; provided further, that all funds deposited, without regard to fiscal year, into the following funds are authorized for expenditure and shall remain available for expenditure until September 30, 2023: the Community-Based Violence Reduction Fund, the Crime Victims Assistance Fund, the Private Security Camera Incentive Fund, and the Shelter and Transitional Housing for Victims of Domestic Violence Fund; and”~~

The revised text corrects a drafting error in the submitted budget.

4. Office of Neighborhood Safety and Engagement

(a) Add \$1,225,000 and 1.0 FTE in ARPA Revenue Replacement Funds for Government Services in FY 2023 in Activity DRPF, District Recovery Plan, and \$1,225,000 and 1.0 FTE in in ARPA Revenue Replacement Funds for Government Services in FY 2024 in Activity DRPF, District Recovery Plan, to support the move of Case Coordination programming from the Office of Victim Services and Justice Grants to the Office of Neighborhood Safety and Engagement.

The funds were not included in the submitted budget due to a drafting error.

(b) Move \$1,652,000 and 23.0 FTEs in local funds in FY 2023 and each fiscal year of the financial plan from Activity 2020, Family and Survivor Support, to Activity 2040, Violence Intervention.

The funding was not allocated in the correct budgetary activity in the submitted budget due to a drafting error.

(c) Add \$2,141,747 (one-time) in local funds in FY 2023 in Activity 2010, Pathways, to cover stipends for residents that participate in programs to reduce gun violence as well as extend subsidized employment for an additional three months to allow for more time for participants to gain more on the job training and gain greater stability.

The funding for this enhancement was not included in the submitted budget due to a drafting error.

(d) Amend the Office of Neighborhood Safety and Engagement section of the Fiscal Year 2022 Revised Local Budget Act of 2022, to correct the amount of increased ARPA budget authority by replacing “\$316,344” with “\$361,344”, as follows:

“(3) Office of Neighborhood Safety and Engagement. ~~\$316,344~~ \$361,344 is added to federal payment funds for COVID relief.”

The revised text corrects a drafting error in the submitted budget.

Public Education System

1. Office of the State Superintendent of Education

(a) Move \$18,343,408 in FY 2023 from revenue source 0100, local funds, to revenue source 1126, Early Childhood Educator Pay Equity Fund, in Activity E802 Office of Licensing and Compliance.

The funding was included in the wrong local fund detail in the submitted budget due to a drafting error.

(b) Reduce \$1,624,567 in local funds in FY 2023 in various programs to address errors identified by the Office of the Chief Financial Officer.

The funding was included erroneously in the submitted budget due to changes in the inter-agency budget process.

(c) Add \$125,000 in local funds in FY 2023 in Activity E607, Officer of Strategic Operations, to implement the Selective Service Federal Benefits Awareness Amendment Act of 2022.

The funding was not included in the submitted budget due to a drafting error.

2. Department of Parks and Recreation

(a) Add \$500,000 (one-time) in local funds in FY 2023 to support improvements to Amigos Park in the Mount Pleasant neighborhood.

The funding was not included in the submitted budget due to a drafting error.

Human Support Services

1. Department of Health

(a) Reduce \$750,000 in local funds in FY 2023 in Activity 4515, Food Drug Radiation and Community Hygiene, for the flavored tobacco enforcement program. The funding and responsibility for this enforcement program will reside in the Department of Licensing and Consumer Protection.

The funding was included in the submitted budget due to a drafting error.

2. Department of Human Services

(a) Move \$1,861,044 (one-time) in local funds in FY 2023 from Activity 5034, Permanent Supportive Housing – Individuals, and Activity 5035, Permanent Supportive Housing – Families, in CSG 50 to Activity 5034, Permanent Supportive Housing – Individuals, and Activity 5035, Permanent Supportive Housing – Families, in CSG 12 and 14 and add 17.0 FTEs to support the

administration of the Emergency Rental Assistance Program and the Family Re-Housing Stabilization Program.

The funding was not allocated in the correct CSGs in the submitted budget due to a drafting error.

(b) Add \$888,326 and 1.5 FTEs in local funds in FY 2023 to support pre-arrest diversion and outreach for sex workers.

The funding for this enhancement was not included in the submitted budget due to a drafting error.

Operations and Infrastructure

1. District Department of Transportation

(a) Move \$206,700 and 2.0 FTEs in local funds in FY 2023 from Activity PFDV, Performance Management Division, to Activity VIDV, Vision Zero Division to support additional data analysis staff capacity for Vision Zero.

The funding and FTE authority for this enhancement were not included in the correct division in the submitted budget due to a drafting error.

(b) Move \$127,630 and 1.0 FTE in local funds in FY 2023 from Activity PIDV, Public Information Division, to Activity VIDV, Vision Zero Division to support additional communications staff capacity for Vision Zero.

The funding and FTE authority for this enhancement were not included in the correct division in the submitted budget due to a drafting error.

(c) Reduce \$1,000,000 in local funds in FY 2022 from Activity TDDV, Transit Delivery Division.

The funding was budgeted to support the Adult Learners Transit Subsidy program; however, this funding is no longer needed due to lower program usage during the pandemic and available funds remaining on balance at the Washington Metropolitan Area Transit Authority. This reduction will not impact the ability of the program to meet anticipated demand.

2. Department of Licensing and Consumer Protection

(a) Move \$397,735 in local funds in FY 2023 from Activity 1040, Information Technology to Activity 3002, Consumer Protection, and add 3.0 FTEs to Activity 3002, Consumer Protection, to support the personnel costs associated with the implementation of the Flavored Electronic Smoking Device Prohibition Amendment Act of 2021.

The funding was included in the wrong activity and the FTE authority was not included in the submitted budget due to a drafting error.

(b) Move \$139,265 in local funds in FY 2023 from Activity 1040, Information Technology, to Activity 3001, Enforcement Unit, to support the personnel costs associated with the implementation of the Flavored Electronic Smoking Device Prohibition Amendment Act of 2021.

The funding was included in the wrong activity and the FTE authority was not included in the submitted budget due to a drafting error.

(c) Move \$813,000 in ARPA Municipal funds (8158) in FY 2023 in Activity DRPF, District Recovery Plan, from CSG 50 to CSGs 12 and 14 and add authority for 6.0 FTEs to support enhanced customer experience initiatives.

The funding was included as NPS and the FTE authority was not included in the submitted budget due to a drafting error.

3. Department of Buildings

(a) Move \$3,818,000 in ARPA Municipal funds (8158) in FY 2023 in Activity DRPF, District Recovery Plan, from CSG 50 to CSGs 12 and 14 and add authority for 27.0 FTEs for initiatives to expand code enforcement, restructure the illegal construction program, and enhance customer experience.

The funding was incorrectly included as NPS and the FTE authority was not included in the submitted budget due to a drafting error.

4. Department of Motor Vehicles

(a) Move \$78,941 and 1.0 FTE in local funds in FY 2023 from Activity 1090, Performance Management, to Activity 1010, Personnel, to support an additional Human Resources Specialist.

The funding and FTE authority for this enhancement were not included in the correct activity in the submitted budget due to a drafting error.

Financing and Other

1. Non-Departmental

(a) Add \$4,771,000 (one-time) in local funds in FY 2023 to Activity 1100, Non-Departmental, to support recruitment and retention incentives as well as scholarship support for hard-to-fill positions; including: mental health providers through the Department of Behavioral Health, home health aides, certified nursing assistants and EMS providers through the Department of Health and Fire and Emergency Medical Services, case managers through the Department of Human Services and Child and Family Services Agency, and principals and other administrative personnel through DC Public Schools.

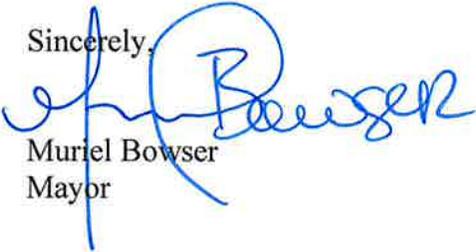
The funding for this enhancement was not included in the submitted budget due to a drafting error.

Budget Support Act

Please refer to Attachment A for the requested errata changes to the FY 2023 Budget Support Act and the statutory provisions of the FY 2022 Revised Local Budget Emergency and Temporary Acts.

Thank you for your consideration of these changes.

Sincerely,

A handwritten signature in blue ink, appearing to read "Muriel Bowser". The signature is stylized and written over the printed name.

Muriel Bowser
Mayor

**ATTACHMENT A:
Amendments to the FY 2022 Revised Local Budget Emergency and Temporary Acts
and the FY 2023 Budget Support Act**

Amendment to the Fiscal Year 2022 Revised Local Budget Emergency Act of 2022

1. Add a new section 2a to the Fiscal Year 2022 Revised Local Budget Emergency Act of 2022, to read as follows:

Sec. 2a.(a) Section 2032 of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04), is amended by adding a new subsection (x) to read as follows:

“(x)(1) Notwithstanding the Grants Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the Mayor may make grants to housing providers to cover the costs of past due rent of District residents who are tenants of the housing providers.

“(2) The Mayor may issue one or more grants to a third-party grant-managing entity for the purpose of making and administering subgrants on behalf of the Mayor in accordance with the requirements of this subsection.

“(3) For the purposes of this subsection, the term “housing provider” means a landlord or other person entitled to receive rental payments for the use or occupancy of a rental housing unit in the District.”.

(b) Section 47-1803.02(a)(2) of the District of Columbia Official Code is amended by adding a new subparagraph (SS) to read as follows:

“(SS) Grants awarded pursuant to § 1-328.04(x).”.

Rationale: \$12 million is included in the proposed FY22 supplemental budget for the purpose of providing grants to housing providers in the District, to pay for past-due rent payments of District residents. However, grantmaking authority is needed to administer the program. This subtitle provides the necessary grantmaking authority and also make the grants exempt from District income tax, which is consistent with the treatment of other grant programs administered throughout the course of the pandemic.

Amendments to the Fiscal Year 2023 Budget Support Act

1. Amend Title II, Economic Development and Regulation, of the Fiscal Year 2023 Budget Support Act by adding new Subtitles I and J to read as follows:

SUBTITLE I. HOUSING STABILIZATION GRANTS

Sec. 2081. Short title.

This subtitle may be cited as the “Housing Stabilization Grants Act of 2022”.

Sec. 2082. Section 2032 of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04), is amended by adding a new subsection (x) to read as follows:

“(x)(1) Notwithstanding the Grants Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the Mayor may make grants to housing providers to cover the costs of past due rent of District residents who are tenants of the housing providers.

“(2) The Mayor may issue one or more grants to a third-party grant-managing entity for the purpose of making and administering subgrants on behalf of the Mayor in accordance with the requirements of this subsection.

“(3) For the purposes of this subsection, the term “housing provider” means a landlord or other person entitled to receive rental payments for the use or occupancy of a rental housing unit in the District.”.

Sec. 2083. Section 47-1803.02(a)(2) of the District of Columbia Official Code is amended by adding a new subparagraph (SS) to read as follows:

“(SS) Grants awarded pursuant to § 1-328.04(x).”.

SUBTITLE J. CREATIVE AND OPEN SPACE MODERNIZATION PROGRAM

Sec. 2091. Short title

This subtitle may be cited as the “Creative and Open Space Modernization Amendment Act of 2022”.

Sec. 2092. Section 2032(d)(5) of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04(d)(5)), is amended by striking the phrase “\$3 million” and inserting the phrase “\$7 million” in its place.

Sec. 2093. Section 301(d-1) of the National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Act of 2008, effective March 26, 2008 (D.C. Law 17-138; D.C. Official Code § 2-1225.21(d-1)), is amended by striking the phrase “\$3 million” and inserting the phrase “\$7 million” in its place.

Rationale

Housing Provider Grants

This subtitle will continue the authority (initially provided by the amendment above to the Fiscal Year 2022 Revised Local Budget Emergency Act of 2022) to provide grants to housing providers in the District, to pay for past-due rent payments of District residents and will continue to make the grants exempt from District income tax.

Creative and Open Space Modernization Program

Approximately \$7 million is included in DMPED’s proposed FY23 budget for the Creative and Open Space Modernization program. DMPED currently has statutory authority to spend only up to \$3 million per fiscal year on the program. These amendments are necessary to ensure DMPED has the authority to spend the full amount included in the proposed FY23 budget.

2.

- (a) Amend Title V, Human Support Services, of the Fiscal Year 2023 Budget Support Act by adding a new Subtitles D to read as follows:

SUBTITLE D. HIGH-NEED HEALTHCARE CAREER SCHOLARSHIPS AND SUPPORTS

Sec. 5031. Short title.

This subtitle may be cited as the “High-Need Health Care Careers Scholarships and Supports Act of 2022”.

Sec. 5032. Authorization of a high-need healthcare careers scholarships and support program.

The Mayor may establish a program to increase the number of healthcare workers in high-need healthcare careers in the District by providing supports and services to individuals that agree to serve as such workers in the District. As part of the program, the Mayor may pay for expenses incurred by program participants to obtain credentials to serve as healthcare workers in high-need healthcare careers, including the costs of education, training, and examinations, and may pay approved schools and training programs for providing education and training to program participants.

Sec. 5033. Eligibility requirements and selection criteria for program participants.

To be eligible to participate in the program authorized by this section, an individual must:

- (a) Be a citizen or permanent resident of the United States;
- (b) Submit a completed application, in such form and with such information and documentation as may be required by the Mayor; and
- (c) Be selected for participation by the Mayor based upon:
 - (1) Relevant experience of the individual;
 - (2) Indicators of the individual’s ability to successfully complete the necessary education, training, examination, and licensing, certification, or registration requirements to serve as a healthcare worker in a high-need healthcare career in the District;
 - (3) Indicators of the individual’s ability to serve successfully as a healthcare worker in a high-need healthcare career;
 - (4) The individual’s commitment to serve as a healthcare worker in a high-need healthcare career in the District for at least 2 years; and
 - (5) Such other factors as the Mayor may establish, which may include preferential consideration for:
 - (A) Residents of the District;
 - (B) Applicants committing to enroll in a school or training program located in the District;
 - (C) Residents of a health professional shortage area or medically underserved area within the District, as such terms are defined in section 2(4) and 2(5) of the District of Columbia Health Professional Recruitment Program Act of 2005, effective March 8, 2006 (D.C. Law 16-71; D.C. Official Code § 7-751.01(4) and (5));
 - (D) Applicants that are immediately eligible and available for education or training;
 - (E) Applicants that commit to longer periods of service as a healthcare worker in a high-need healthcare career in the District;
 - (F) Applicants who are fluent in Spanish, Chinese, Vietnamese, Korean, or Amharic; and
 - (G) Applicants demonstrating a desire to reside within the District.

Sec. 5034. Required commitments of program participants.

As a condition of participation in the program, each individual selected for participation in the program shall enter into a contract with the Mayor agreeing to complete the necessary education, training, and examinations, serve a minimum of 2 years as a healthcare worker in a high-need healthcare career in the District, and provide such information and reports on the individual's participation in the program as may be required by the District. The contract may provide the District with specific remedies for an individual's breach of the contract, and the District shall have the general right to enforce the contract in law or equity.

Sec. 5035. Eligibility requirement and selection criteria for participating schools and training programs.

(a) To be eligible to participate in the program authorized by this section, a school or training program must be licensed to operate and in good standing in the District or another state.

(b) Eligible schools and training programs shall be competitively reviewed and selected by the Mayor for participation in the program based upon:

(1) The number of years during which the school or training program has successfully provided education or training in the healthcare sector and in high-need healthcare careers;

(2) The quality of the education or training provided by the school or training program;

(3) The school or training program's commitment to train individuals for high-need healthcare careers; and

(4) Such other relevant factors as the Mayor may establish by rule.

(c) Preferential consideration for participation in the program shall be given to eligible schools and training programs located in the District.

Sec. 5036. Required commitments of participating schools and training programs.

As a condition of participation in the program, each school or training program selected to participate in the program shall enter into a contract with the District agreeing to educate or train individuals participating in the program, assist the individuals to take and pass required examinations, pay fees of the individual for examinations necessary for the individual's licensure, registration, or certification in a high-need health care career, assist the individuals to submit applications for licensure, registration, or certification in a high-need health care career, and to submit such reports and information regarding the school or training program's participation in the program authorized by this section as the District may require. The contract may provide the District with specific remedies for a school or training program's breach of the contract, and the District shall have the general right to enforce the contract in law or equity.

Sec. 5037. Tax implications.

An award provided under this act to a program participant or to a participating school or training program on the program participant's behalf shall be excluded from the computation of the District gross income of the program participant pursuant to D.C. Official Code § 47-1803.02(a)(2)(SS).

Sec. 5038. Rulemaking authority.

The Mayor may issue rules to implement this act.

(b) Amend Title VII, Subtitle E, of the Fiscal Year 2023 Budget Support Act of 2022, to read as follows:

SUBTITLE E. GROSS INCOME EXCLUSION

Sec. 7041. Short title.

This subtitle may be cited as the “Gross Income Exclusion Amendment Act of 2022”.

Sec. 7042. Section 47-1803.02(a)(2) of the District of Columbia Official Code is amended by adding a new subparagraphs (RR) and SS to read as follows:

“(RR) Grants awarded pursuant to § 1-328.04(w).

“(SS) Awards made pursuant to the High-Need Health Care Careers Scholarships and Supports Act of 2022 to or on behalf of an individual participating in a program established under that act, with respect to the District gross income of the program participant.”.

Rationale: These subtitles authorize the establishment and implementation of a program to provide supports and services, including financial assistance, to increase the number of healthcare workers in high-need healthcare careers in the District and exclude such financial assistance from the taxable District gross income of program participants. Funding for the program is included in the errata budget of the Department of Health.

3. Amend Title V, Human Support Services, of the Fiscal Year 2023 Budget Support Act by adding a new Subtitles E to read as follows:

SUBTITLE E. HEALTH PROFESSIONAL RECRUITMENT PROGRAM

Sec. 5041. Short title.

This subtitle may be cited as the “Health Professional Recruitment Program Amendment Act of 2022”.

Sec. 5042. The District of Columbia Health Professional Recruitment Program Act of 2005, effective March 8, 2006 (D.C. Law 16-71; D.C. Official Code § 7-751.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 7-751.01) is amended as follows:

(1) Paragraph (4) is amended by striking the phrase “dental, or mental health professionals” and inserting the phrase “dental, mental health, or sub-specialty professionals” in its place.

(2) Paragraph (7) is amended to read as follows:

“(7) “Physician” means a person who is licensed by the Board of Medicine to engage in the practice of medicine in the District and who is in good standing under such license.”

(3) Paragraph (9) is amended to read as follows:

“(9) “Service obligation site” means:

“(A) A nonprofit entity located in a Health Professional Shortage Area or a Medically Underserved Area within the District that provides primary care, mental health, dental, or sub-specialty services to District residents regardless of their ability to pay;

“(B) A Department of Health program;

“(C) A Department of Behavioral Health program;

“(D) A private practice setting that serves residents of a Medically Underserved Area, which is approved by the National Health Service Corps, and accepts a minimum percentage or total of patients, as determined by the Director, participating in Medicare, Medicaid, HealthCare Alliance, or similar public insurance programs at a threshold determined by the Department of Health; or

“(E) Any other District program designated by the Director as a service obligation site.”.

(b) Section 8 (D.C. Official Code § 7-751.07) is amended as follows:

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

“(2)(A) Full-time participants shall provide service of at least 1,800 hours per year, with no more than 12 hours of work performed in any 24-hour period. On-call status shall not count toward the annual 1,800 hour requirement. Exceptions to the 1,800 hour annual requirement or the on-call provision of this subparagraph may be approved by the Director prior to placement.

“(B) Part-time participants shall provide service of at least 900 hours per year, with no more than 12 hours of work performed in any 24-hour period. On-call status does not count toward the annual 900 hour requirement. Exceptions to the 900 hour annual requirement or the on-call provision of this subparagraph may be approved by the Director prior to placement.”.

(c) Section 9 (D.C. Official Code § 7-751.08) is amended as follows:

(1) The lead-in text of subsection (a) is amended by striking the phrase “Physicians and dentists shall be eligible” and inserting the phrase “Physicians and dentists who are full-time participants shall be eligible” in its place.

(2) The lead-in text of subsection (a-1) is amended to read as follows:

“(a-1) Physicians who are full-time participants and who specialize and practice in obstetrics and gynecology, psychiatry, or another medical specialty identified by the Director or who sub-specialize and practice in oncology, cardiology, neurology, infectious diseases, pulmonary diseases, nephrology, endocrinology, podiatry, ophthalmology, or another medical subspecialty identified by the Director shall be eligible to have 100% of their total debt, not to exceed \$200,000, repaid by the Program over 4 years of service; provided, that the participants provide full-time service in Ward 7 or 8. For each year of participation, the Program will repay loan amounts according to the following schedule:”

(3) The lead-in text of subsection (b) is amended by striking the phrase “Other health professionals shall be eligible” and inserting the phrase “Other health professionals who are full-time participants shall be eligible” in its place.

(4) New subsections (d), (e), (f), (g), and (h) are added to read as follows:

“(d) Physicians and dentists who are part-time participants shall be eligible to have 100% of their total debt, not to exceed \$60,000, repaid by the Program over 4 years of service. For each year of participation, the Program will repay loan amounts according to the following schedule:

“(1) For the 1st year of service, 18% of their total debt, not to exceed \$10,800;

“(2) For the 2nd year of service, 26% of their total debt, not to exceed \$15,600;

“(3) For the 3rd year of service, 28% of their total debt, not to exceed \$16,800;

and

“(4) For the 4th year of service, 28% of their total debt, not to exceed \$16,800.

“(e) Physicians who are part-time participants and who specialize and practice in obstetrics and gynecology, psychiatry, or another medical specialty identified by the Director or who sub-specialize and practice in oncology, cardiology, neurology, infectious diseases, pulmonary diseases, nephrology, endocrinology, podiatry, ophthalmology, or another medical subspecialty identified by the Director shall be eligible to have 100% of their total debt, not to exceed \$100,000, repaid by the Program over 4 years of service; provided, that the participants provide full-time service in Ward 7 or 8. For each year of participation, the Program will repay loan amounts according to the following schedule:

- “(1) For the first year of service, 18% of their total debt, not to exceed \$18,000;
- “(2) For the second year of service, 26% of their total debt, not to exceed \$26,000;
- “(3) For the third year of service, 28% of their total debt, not to exceed \$28,000;

and

- “(4) For the fourth year of service, 28% of their total debt, not to exceed \$28,000.

“(f) Other health professionals who are part-time participants shall be eligible to have 100% of their total debt, not to exceed \$33,000, repaid by the Program over 4 years of service. For each year of participation, the Program will repay loan amounts according to the following schedule:

- “(1) For the 1st year of service, 18% of their total debt, not to exceed \$5,900;
- “(2) For the 2nd year of service, 26% of their total debt, not to exceed \$8,600;
- “(3) For the 3rd year of service, 28% of their total debt, not to exceed \$9,250;
- “(4) For the 4th year of service, 28% of their total debt, not to exceed \$9,250.

“(g) The Director may revise the list of priority specialties or sub-specialties set forth in subsections (a-1) and (e) of this section based on the health care needs of District residents.

“(h) The Director may impose additional requirements regarding the location of private practices, or the acceptance of insurance types among those practices, as the Director deems appropriate to support the goal of an equitable distribution of healthcare providers among District residents.”.

Rationale: The Mayor’s Commission on Healthcare Systems Transformation composed of 27 key healthcare leaders across the District examined multiple challenges resulting in health inequities in the District. The Committee on Equitable Geographic Distribution of Acute, Urgent, and Specialty Care, specifically discussed the need for recruiting sub-specialty care providers to medically under-resourced areas within the District. One of their key recommendations was to expand loan repayment programs to include sub-specialty practitioners. The proposed subtitle will modify the Health Professional Loan Repayment Program to enhance recruitment and retention for primary care and sub-specialty physicians in chronic health professional shortage areas. This proposal includes sub-specialty physicians who address the leading causes of death in the District.

Government of the District of Columbia
Office of the Chief Financial Officer



Fitzroy Lee
Acting Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Fitzroy Lee
Acting Chief Financial Officer

DATE: March 16, 2022

SUBJECT: Fiscal Impact Statement – “Fiscal Year 2023 Budget Support Act of 2022”

REFERENCE: Draft Bill as provided to Office of Revenue Analysis, March 16, 2022

A handwritten signature in black ink that reads "Fitzroy Lee".

Conclusion

Funds are sufficient in the proposed fiscal year 2023 through fiscal year 2026 budget and financial plan to implement the Fiscal Year 2023 Budget Support Act of 2022.

The District’s proposed fiscal year 2023 budget includes \$10.7 billion in Local fund spending supported by \$10.7 billion of local resources, with an operating margin of \$0.5 million. The estimated expenditures for the proposed General Fund budget, which includes dedicated taxes and special purpose fund revenue in addition to Local funds, are \$12.0 billion.

The proposed budget and financial plan accounts for the expenditure and revenue implications of the bill.

The bill, the “Fiscal Year 2023 Budget Support Act of 2022,” is the legislative vehicle for adopting statutory changes needed to implement the District’s proposed budget and financial plan for the fiscal years 2023 through 2026. The following pages summarize the purpose and the impact of each subtitle.

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TITLE I – GOVERNMENT DIRECTION AND SUPPORT

Subtitle (I)(A) – Information Technology Innovation and Infrastructure Amendment Act of 2022

Background

The subtitle changes the name of the DC-Net Services Fund¹ to the DC-NET Services and Innovation Fund and authorizes the fund to be used for District government information technology innovation and Smart DC initiatives². Currently, the fund can only be used for network enhancement, maintenance, and expansion, as well as operational costs of the DC-NET program.

Financial Plan Impact

This subtitle does not have a financial impact. The Office of the Chief Technology Officer (OCTO) manages the resources for the DC-Net Services Fund and expanding the allowable expenditures to include Smart DC initiatives does not impose a budgetary cost on the agency.

¹ D.C. Official Code § 1-1432.

² Smart DC initiatives means initiatives and actions to incorporate emerging information and communication technologies into the operations of District government agencies to enhance agency operations and the quality of life for District residents, businesses, and visitors through smart technology, including the internet of things, public Wi-Fi, connected devices, and sensors, innovation competitions, and data analytics.

TITLE II – ECONOMIC DEVELOPMENT AND REGULATION

Subtitle (II)(A) – Heirs Property Legal Assistance Act of 2022

Background

The subtitle authorizes the Mayor to issue grants to assist low-income individuals to pay for legal services necessary to obtain clear legal title to property the individual inherited either testate or intestate from a member of the individual’s family. The grants authorized may be issued directly to individuals seeking clear title, to a legal services organization providing the necessary legal services, or to a third-party grant-managing entity for the purpose of making subgrants to such individuals or organizations on behalf of the Mayor.

Financial Plan Impact

The proposed budget and financial plan includes recurring funding of \$1 million in the Department of Housing and Community Development to support the subtitle’s authorized legal assistance.

Subtitle (II)(B) – Tax Increment Financing Technical Amendment Act of 2022

Background

The District’s Tax Increment Financing (TIF) program allows the District to issue bonds in support of an economic development project.³ The bond proceeds are used by the private developer to support construction and infrastructure costs. To repay the bonds, the District determines and then pledges the growth in real property⁴ and sales⁵ taxes over a baseline amount within the defined TIF area to support the bond issuance. Currently, the baseline tax amounts are established in the authorizing legislation of each individual TIF area.

The subtitle codifies the Chief Financial Officer’s (CFO) process for establishing the baseline real property and sales tax amounts. For both real property and sales taxes, the subtitle establishes the baseline tax as the amount of tax that the CFO projects to receive from properties and businesses within the TIF area for each fiscal year of the financial plan period. The baseline tax is then set as the final fiscal year of the financial plan period for years outside of the financial plan period.

Financial Plan Impact

The subtitle conforms the establishment of baseline tax amounts in the TIF establishment laws to CFO practices around setting the baseline tax levels. The subtitle does not change CFO practices and the subtitle’s implementation imposes no budgetary costs on the District.

³ Tax Increment Financing Authorization Act of 1998, effective May 4, 1998 (D.C. Law 12-143; D.C. Official Code § 2-1217.01 et seq).

⁴ D.C. Official Code § 47-801 et seq.

⁵ D.C. Official Code § 47-2001 et seq.

Subtitle (II)(C) – Reunion Square Tax Increment Financing Amendment Act of 2022

Background

In 2020, the Council approved the establishment of the Reunion Square Tax Increment Financing (TIF) area to support a mixed-use development of commercial office space, retail, housing, and a hotel.⁶ The District can issue up to \$45.8 million in class A and class B debt, combined, to support the development project. The District’s authority to issue up to \$16.9 million in class A debt expires on September 30, 2025. The District’s authority to issue class B debt in any amount, such that the total class A and class B debt issuance does not exceed \$45.8 million, expires on September 30, 2030.

The subtitle clarifies that the Chief Financial Officer should not consider the principal amount of any debt issued to refund or refinance class A debt when adhering to the cap of \$16.9 million in class A debt. The subtitle also clarifies that the expiration dates for the class A and class B debt issuances are 11:59 p.m. on September 30, 2025 and September 30, 2030, respectively. The subtitle ensures that the expiration dates have no impact on debt issued prior to those dates or on the District’s ability to issue refunding or refinancing of class A debt. The subtitle also allows for class A debt issued as draw down bonds to continue to be drawn upon even if the draws extend beyond the class A expiration date.

Financial Plan Impact

The subtitle’s changes to the Reunion Square TIF are technical in nature and the subtitle’s implementation imposes no budgetary costs on the District.

Subtitle (II)(D) – Downtown Destination Grants Amendment Act of 2022

Background

The subtitle expands the Deputy Mayor for Planning and Economic Development’s (DMPED) grant-making authority⁷ to help attract more residents and visitors to the District’s central business district and surrounding areas. DMPED should issue the grants to create new attractions or improve existing attractions and applicants should detail how they will spend the funding to enhance or create attractions during the application process. The subtitle allows DMPED to set-aside grants for specific purposes such as enhancing downtown’s Franklin Park or creating family-oriented destinations.

Financial Plan Impact

This fiscal year 2023 budget includes \$5 million in federal funds for DMPED to issue downtown destination grants. The grants will be issued on a competitive basis unless DMPED sets aside some or all of the available funding for specific purposes as authorized in the subtitle.

Subtitle (II)(E) – Tax Abatements for Housing in Downtown Act of 2022

Background

The subtitle authorizes the Mayor to approve tax abatements for certain real property undergoing a change of use to provide at least ten housing units. The property owner must set aside at least 8

⁶ Reunion Square Tax Increment Financing Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-202; D.C. Official Code § 2-1217.40a et seq).

⁷ Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04).

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percent of the housing units, for at least 20 years, at rents affordable to households earning 60 percent or less of median family income. The real property must be located in the area defined by the subtitle, which is roughly bounded by Dupont Circle, Washington Circle, the intersection of 9th Street NW and Massachusetts Avenue, and the intersection of I Street NW and Pennsylvania Avenue NW, or any other portion of the central business district designated by the Mayor. Additionally, the owners of the property must contract with certified business enterprises for at least 35 percent of the contract dollar volume of construction and operation and enter into a First Source Agreement for construction and operation of the project.

For each property approved by the Mayor as meeting the requirements, the real property tax shall be abated in an annual amount of \$2.50 per residential square foot of real property and for a maximum of 20 years. The total value of abatements the Mayor may approve across all projects is limited to a maximum of \$2.5 million in fiscal year 2024. The cap is escalated by 3 percent annually thereafter and authorized abatements are subject to an overall limit of \$70 million in the aggregate.

Financial Plan Impact

The Deputy Mayor for Planning and Economic Development (DMPED) will hire one employee to review tax abatement applications, at a cost of \$180,000 (including fringe). The subtitle also reduces real property tax revenue by a total of \$7.727 million over the financial plan.

| Subtitle (II)(F), Tax Abatements for Housing in Downtown Act of 2022 | | | | | |
|---|----------------|----------------|----------------|----------------|------------------------|
| Fiscal Year 2023 – Fiscal Year 2026 | | | | | |
| (\$ in thousands) | | | | | |
| | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Four-Year Total |
| Real Property Tax Revenue Reduction | \$0 | (\$2,500) | (\$2,575) | (\$2,652) | (\$7,727) |
| DMPED Administrative Costs | (\$180) | \$0 | \$0 | \$0 | (\$180) |

Subtitle (II)(F) – Vitality Fund Amendment Act of 2022

Background

The Deputy Mayor for Planning and Economic Development’s (DMPED) has grant-making authority to attract large businesses to the District that have the potential to attract additional businesses.⁸ These businesses must meet certain employment, office space size, sector, and local business contracting requirements to be eligible for grants.

The subtitle amends the requirements for eligible applicants of grants under this authority, including the opportunity for existing District-based businesses to apply for the grants. The subtitle reduces the office space size from 20,000 square feet to 7,000 square feet and the lease or ownership term from ten years to five years. Currently, eligible businesses for these grants must enter into a workforce development program with the District and commit to spending at least 5 percent of their

⁸Deputy Mayor for Planning and Economic Development Grants and Initiatives Amendment Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 1-328.304(n)).

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contracting spend with local business enterprises. The subtitle no longer requires an eligible recipient to meet both requirements, but it does require that they meet at least one of their choosing.

Financial Plan Impact

This fiscal year 2023 budget includes \$7.5 million in federal funding for DMPED to issue grants to retain or attract new business to the District. The subtitle’s changes to the grant eligibility criteria will make more business eligible for grants, but they do not change the amount of grant funding available.

Subtitle (II)(G) – Home Purchase Assistance Program Amendment Act of 2022

Background

The Home Purchase Assistance Program⁹ (HPAP) provides interest-free loans and closing cost assistance to qualified applicants to purchase single family houses, condominiums, or cooperative units in the District. The subtitle increases the amount of assistance available to low and moderate income first-time homebuyers from \$80,000 to \$202,000.

Financial Plan Impact

The subtitle will allow each qualified home-buyer to receive additional assistance, but there is no additional funding set aside in the budget and financial plan for the subtitle. HPAP funds are only provided to applicants to the extent funding is available in the Home Purchase Assistance Fund.

Subtitle (II)(H) – Square 5539 Tax Abatement Act of 2022

Background

The subtitle provides a real property tax abatement for a residential development at 3200 Penn Ave, S.E.¹⁰ for up to 40 years provided certain conditions are met. The abatement is capped at \$362,000 in its first year (which cannot be any earlier than fiscal year 2026) and grows by three percent each subsequent year. The abatement is contingent upon an approved certificate of occupancy for 170,000 square feet of multi-family residential housing and accessory parking, with approximately 180 to 200 rental housing units. All of the units must be set aside for households earning 80 percent or less median family income (MFI)¹¹, and at least ten percent of the units must be affordable to households earning 60 percent or less than MFI. Additionally, the project must contract with at least 35 percent certified business enterprises.

Financial Plan Impact

The abatement will reduce real property tax revenue by \$362,000 in fiscal year 2026, the earliest the abatement can begin. The revenue loss grows by three percent each subsequent year, for up to 40 years, provided conditions for the abatement continue to be met.

⁹ D.C. Official Code § 42-2601et seq.

¹⁰ For tax and assessment purposes the property is located in Square 5539, lots 835 and 840.

¹¹ “Median family income” as set forth in section 101(5) of the Inclusionary Zoning Implementation Amendment Act of 2006, effective September 23, 2017 (D.C. Law 16-275; D.C. Official Code § 6-1041.01(5))

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| Subtitle (II)(H), Square 5539 Tax Abatement Act of 2022 | | | | | |
|--|----------------|----------------|----------------|----------------|------------------------|
| Real Property Tax Reduction | | | | | |
| Fiscal Year 2023 - Fiscal Year 2026 | | | | | |
| (\$ in thousands) | | | | | |
| | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Four-Year Total |
| Real Property Tax Revenue | \$0 | \$0 | \$0 | (\$362) | (\$362) |

TITLE III – PUBLIC SAFETY AND JUSTICE

Subtitle (III)(A) – Automated External Defibrillator Incentive Program Act of 2022

Background

The subtitle establishes¹² an automated external defibrillator (AED) incentive program within the Fire and Emergency Medical Services Department (FEMS). Rebates will be provided to individuals and entities in the District that purchase and install AEDs in publicly-accessible area in an interior of a building within 150 feet of the building’s entrance. To be eligible for a rebate, a property owner or lessee must register the AED with FEMS and submit a rebate claim. Rebates are contingent on the availability of funding.

Financial Plan Impact

The FEMS fiscal year 2023 budget includes \$250,000 of recurring funding to provide rebates to individuals and entities for the purchase and installation of AEDs in publicly accessible areas. The FEMS fiscal year 2023 budget also includes \$98,000 of recurring funding to hire one full time employee to manage the incentive program.

Subtitle (III)(B) – Emergency Medical Services Transport Contracts Amendment Act of 2022

Background

The subtitle repeals¹³ reporting requirements and the sunset clause for the authority granted to FEMS to contract with third parties to provide supplemental pre-hospital medical care and transportation to persons requiring Basic Life Support.

Financial Plan Impact

This subtitle has no impact on the budget or financial plan.

Subtitle (III)(C) – Office of Administrative Hearings Universal Paid Leave Hearings Funding Amendment Act of 2022

Background

The Office of Administrative Hearings (OAH) receives funding from the Universal Paid Leave Administration Fund¹⁴ to pay for expenses related to the hearing of appeals of Universal Paid Leave claim determinations. For Fiscal Year 2022 only, up to five employees of OAH utilizing this funding are authorized¹⁵ to also work on other matters, provided Universal Paid Leave appeals are prioritized. The subtitle makes this authorization permanent.

Financial Plan Impact

There is no change to the proposed budget and financial plan from this subtitle.

¹² By amending The Public Access to Automated External Defibrillator Act of 2000, effective April 27, 2001 (D.C. Law 13-278; D.C. Official Code § 7-2371.01 *et seq.*).

¹³ Section 1(d)-(g) of An Act To classify the officers and members of the fire department of the District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat. 314; D.C. Code Official § 5-401(d)-(g)).

¹⁴ D.C. Official Code § 32-551.02.

¹⁵ Pursuant to § 4063(b) of Fiscal Year 2022 Budget Support Emergency Act of 2021 (D.C. Act 24-159, Aug. 23, 2021, 68 DCR 008602).

Subtitle (III)(D) – School Safety and Security Amendment Act of 2022

Background

The subtitle eliminates¹⁶ the statutorily required draw down of staff members in the Metropolitan Police Department's (MPD) School Safety Division (SSD). Under current law, MPD is required to gradually reduce the number of sworn and civilian staff members assigned to the SSD each year until the unit is dissolved by July 1, 2025.

Financial Plan Impact

This subtitle does not have financial impact. Eliminating draw down requirements maintains the current number of staff members assigned to the SSD, but the draw down requirements of current law assumed officers assigned to the SSD would be re-assigned elsewhere in MPD.

¹⁶ By repealing Section 102(e) of the School Safety and Security Contracting Procedures Act of 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.02(e)).

TITLE IV – PUBLIC EDUCATION SYSTEMS

**Subtitle (IV)(A) – Funding for Public Schools and Public Charter Schools Increase
 Amendment Act of 2021**

Background

The subtitle sets¹⁷ the base level funding for the Uniform Per Student Funding Formula (UPSFF) at \$12,419. This is a 5.9 percent increase over fiscal year 2022. Base level funding is multiplied by the weighting for each grade level or add-on services to determine the per student funding at that level or for those services.

The subtitle excludes¹⁸ from the UPSFF in fiscal year 2023 funding allocated to the District of Columbia Public Schools (DCPS) for stabilization,¹⁹ Early Stages,²⁰ and IMPACT plus bonus payments.²¹

The subtitle establishes a special Pandemic Transition Fund to be administered by the Mayor. The Fund will be used to provide resources to public schools as they respond to the effects of the COVID-19 pandemic. Funding that is deposited into the Fund will be distributed in the following manner: 52.62 percent to District of Columbia Public Schools (DCPS) and 47.38 percent to District of Columbia Public Charter Schools (allocated to individual schools based on a formula-based payments). The Fund will sunset at the end of Fiscal Year 2024 and any remaining funds will be transferred to the General Fund.

The following tables show the base level funding at each grade level and the various add-ons:

| Weightings applied to counts of students enrolled at certain grade levels | | |
|--|------------------|--|
| Grade Level | Weighting | Per Student Allocation in FY 2021 |
| Pre-Kindergarten 3 | 1.34 | \$16,641 |
| Pre-Kindergarten 4 | 1.30 | \$16,145 |
| Kindergarten | 1.30 | \$16,145 |
| Grades 1-5 | 1.00 | \$12,419 |
| Grades 6-8 | 1.08 | \$13,413 |
| Grades 9-12 | 1.22 | \$15,151 |
| Alternative program | 1.52 | \$18,877 |
| Special education school | 1.17 | \$14,530 |
| Adult | 0.89 | \$11,053 |

¹⁷ By amending The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2903 et seq.).

¹⁸ By amending D.C. Official Code § 38-2902(b).

¹⁹ DCPS is required to allocate to schools no less than 95 percent of its prior year allocation of UPSFF funds.

²⁰ Early Stages is an evaluation center that works with families to identify and address developmental delays in children under 5 years 11 months of age that have yet to enter the school system or are homeschooled.

²¹ IMPACT plus is the performance-based compensation system for Washington Teachers’ Union members.

| Special Education Add-ons | | | |
|--------------------------------------|--|------------------|---------------------------------------|
| Level/ Program | Definition | Weighting | Per Student Supplemental Funds |
| Level 1: Special Education | Eight hours or less per week of specialized services. | 0.97 | \$12,046 |
| Level 2: Special Education | More than 8 hours and less than or equal to 16 hours per school week of specialized services. | 1.20 | \$14,903 |
| Level 3: Special Education | More than 16 hours and less than or equal to 24 hours per school week of specialized services. | 1.97 | \$24,465 |
| Level 4: Special Education | More than 24 hours per week which may include instruction in a self-contained (dedicated) special education school other than residential placement. | 3.49 | \$43,342 |
| Special Education Compliance Funding | Weighting provided in addition to special education level add-on weightings on a per-student basis for Special Education compliance. | 0.099 | \$1,229 |
| Attorney’s Fees Supplement | Weighting provided in addition to special education level add-on weightings on a per student basis for attorney’s fees. | 0.089 | \$1,105 |
| Residential | DCPS or public charter school that provides students with room and board in a residential setting, in addition to their instructional program. | 1.67 | \$20,740 |

| General Education Add-ons | | | |
|----------------------------------|---|------------------|---------------------------------------|
| Level / Program | Definition | Weighting | Per Student Supplemental Funds |
| Elementary ELL | Additional funding for English Language Learners in grades PK3-5. | 0.50 | \$6,210 |
| Secondary ELL | Additional funding for English Language Learners in grades 6-12, alternative students, adult students, and students in special education schools. | 0.75 | \$9,314 |
| At-Risk | Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level. | 0.24 | \$2,981 |

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| General Education Add-ons | | | |
|---|---|------------------|---------------------------------------|
| Level / Program | Definition | Weighting | Per Student Supplemental Funds |
| At-risk High School Over-age Supplement | Additional funding beyond the existing at-risk weight for students who are behind grade level in high school. | 0.06 | \$745 |

| Residential Add-ons | | | |
|--|---|------------------|---------------------------------------|
| Level/ Program | Definition | Weighting | Per Student Supplemental Funds |
| Level 1: Special Education - Residential | Additional funding to support the after-hours Level 1 special education needs of students living in a DCPS or public charter school that provides students with room and board in a residential setting. | 0.37 | \$782 |
| Level 2: Special Education - Residential | Additional funding to support the after-hours Level 2 special education needs of students living in a DCPS or public charter school that provides students with room and board in a residential setting. | 1.34 | \$2,819 |
| Level 3: Special Education - Residential | Additional funding to support the after-hours Level 3 special education needs of students living in a DCPS or public charter school that provides students with room and board in a residential setting. | 2.89 | \$6,098 |
| Level 4: Special Education - Residential | Additional funding to support the after-hours Level 4 special education needs of limited and non-English proficient students living in a DCPS or public charter school that provides students with room and board in a residential setting. | 2.89 | \$6,098 |
| LEP/NEP - Residential | Additional funding to support the after-hours limited and non-English proficiency needs of students living in a DCPS or public charter school that provides students with room and board in a residential setting. | 0.668 | \$8,296 |

| Special Education Add-ons for Students with Extended School Year (ESY) Indicated in Their Individualized Education Programs (IEPs) | | | |
|---|---|------------------|---------------------------------------|
| Level/ Program | Definition | Weighting | Per Student Supplemental Funds |
| Special Education Level 1 ESY | Additional funding to support the summer school/program needs for students who require extended school year services in their IEPs. | 0.063 | \$782 |
| Special Education Level 2 ESY | Additional funding to support the summer school/program needs for students who require extended school year services in their IEPs. | 0.227 | \$2,819 |
| Special Education Level 3 ESY | Additional funding to support the summer school/program needs for students who require extended school year services in their IEPs. | 0.491 | \$6,098 |
| Special Education Level 4 ESY | Additional funding to support the summer school/program needs for students who require extended school year services in their IEPs. | 0.491 | \$6,098 |

Financial Plan Impact

The 5.9 percent UPSFF base level increase will result in additional formula-driven local fund expenditures. The proposed fiscal year 2023 budget includes approximately \$1.98 billion for instructional budgets as a result of the UPSFF: \$1.05 billion for the District of Columbia Public Schools and \$926.14 million for the public charter schools. Charter schools will receive \$165.5 million for facilities allowances in fiscal year 2022, bringing the collective public charter school formula-driven local fund budget to \$1.09 billion.

The DCPS fiscal year 2023 budget also includes \$9.46 million for stabilization funding, \$9.79 million for Early Stages, and \$19.4 million for IMPACT plus bonuses. These budget allocations fall outside the UPSFF in fiscal year 2023. The Pandemic Transition Fund includes \$18.2 million in local funding of which \$9.6 million is set aside for DCPS and \$8.6 million is set aside for PCS.

Subtitle (IV)(B) – Universal Paid Leave Amendment Act of 2022

Background

On March 1, 2022, the Office of the Chief Financial Officer certified²² funding for the expansion of Universal Paid Leave benefits to a maximum of 12 weeks for qualifying parental, family, and medical leave, beginning July 1, 2022. The subtitle delays the expansion of benefits to October 1, 2022.

The subtitle also makes permanent the elimination of the one-week waiting period before receiving Universal Paid Leave benefits. The elimination of the waiting period is set to expire one year following the end of the declared public health emergency, which would be February 15, 2023.²³

²² See CFO certification letter sent to the Mayor and Council on March 1, 2022.

²³ The most recent extension of the public health emergency expired February 15, 2022. (See Mayor's Order 2022-019, issued January 26, 2022.)

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Financial Plan Impact

Delaying the expansion of benefits by one quarter will increase the available surplus in the Universal Paid Leave fund by \$7.1 million to a total of \$400 million in fiscal year 2022. Eliminating the one-week waiting period does not have a fiscal impact.

Subtitle (IV)(C) – Recreation Programming Funding Expansion Amendment Act of 2022

Background

The subtitle makes²⁴ technical adjustments to Department of Recreation (DPR) grants and eliminates the specified amount for grants provided to individual program providers and nonprofit organizations to assist in implementing a comprehensive program of public recreation.

Financial Plan Impact

The fiscal year 2023 budget includes \$3.85 million in local funding for grants to individual program providers and nonprofit organizations to implement a comprehensive program of public recreation.

²⁴ By amending Section 3(f) of the Recreation Act of 1994, effective March 23, 1995 (D.C. Law 10-246; D.C. Official Code § 10-302(f)).

TITLE V – HUMAN SUPPORT SERVICES

Subtitle (V)(A) – Medicaid Home and Community-Based Services Enhancement Fund Establishment Act of 2022

Background

The subtitle establishes²⁵ a non-lapsing Medicaid Home and Community-Based Services (HCBS) Enhancement Fund that will be administered by the Department of Health Care Finance. The Fund will collect unspent local funds from fiscal years 2021 and 2022 equivalent to the amount of federal funds attributable to the increase in the federal medical assistance percentage (FMAP) authorized in by section 9817 of the American Rescue Plan Act of 2021 (ARPA).²⁶ Section 9817 of the ARPA provides states with a temporary 10 percentage point increase to the FMAP for certain Medicaid HCBS from April 1, 2021 through March 31, 2022.

The Centers for Medicare and Medicaid Services (CMS) requires that the District use the savings that result from this temporary FMAP increase to implement activities that enhance, expand, or strengthen Medicaid HCBS. The District must adhere to a spending plan provided to and approved by CMS.²⁷

Financial Plan Impact

The subtitle will allow DHCF to deposit \$49.3 million of unspent local funding from fiscal years 2021 and 2022 into the HCBS Enhancement Fund. These funds will be used to implement the spending plan approved by CMS across multiple agencies.

Subtitle (V)(B) – Direct Care Professional Payment Rate Act of 2022

Background

The subtitle requires the Mayor, by fiscal year 2025, to set a reimbursement rate for direct care service providers that is sufficient to pay direct care professionals a wage that is, on average, equal to at least 117.6% of the District minimum wage or the District living wage, whichever is greater. The District’s living wage is currently \$15.50 per hour. On July 1, 2022, it will increase to \$16.10 per hour.²⁸

Each direct care service provider reimbursed at this higher rate must pay its direct care professionals, on average, at least 117.6% of the District minimum wage or living wage, whichever is greater, in fiscal year 2025 and in each subsequent year

Direct care services are those authorized under the District of Columbia Medicaid State Plan (or by State Plan waivers) that are home and community-based, rehabilitative, or in Intermediate Care Facilities for Individuals with Intellectual Disabilities.

²⁵ By amending The Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*).

²⁶ As authorized by section 9817 of the of the American Rescue Plan Act of 2021, approved March 11, 2021 (135 Stat. 216; 42 U.S.C. 1396d note).

²⁷ See: [Initial Spending Plan and Narrative for Enhanced Funding](#)

²⁸ According to: <https://mayor.dc.gov/release/dc-residents-reminded-new-laws-going-effect-january-1-2022>

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Direct care professionals are employees of a direct care service provider who provide direct care services for at least 50% percent of the employee's work hours.

Financial Plan Impact

Funds have been included in the budget and financial plan for the subtitle.

Even though it is not required by the subtitle, the Department of Health Care Finance (DHCF) plans on using \$38.6 million in FY 2023 and \$78.9 million in FY 2024 to provide a partial wage increase (a portion of the 117.6% of the living wage) for direct care professionals during these two years. The local cost of these increases will be \$11.6 million and \$23.7 million, respectively, due to federal funding covering 70% of these costs.

Much of the local funding for these increases in fiscal year 2023 and fiscal year 2024 will come from the newly established Medicaid Home and Community-Based Services (HCBS) Enhancement Fund, (see subtitle A, above). The Fund will cover the entire local portion of the planned increase in fiscal year 2023 and half of the local portion of the increase in fiscal year 2024. Money in the HCBS Enhancement Fund must be used by March 2024.

Starting in fiscal year 2025, the subtitle requires a wage increase to 117.6% of the living wage, or minimum wage, whichever is higher. The Office of Revenue Analysis estimates this will cost a total of \$130.3 million in fiscal year 2025 and \$133.2 million in fiscal year 2026, with the local costs during these years totaling \$39.1 million and \$40.0 million, respectively. Funding for these years has been included in the financial plan. The cost for fiscal years 2025 and 2026 is based on current wages for direct care professionals totaling \$681 million and assumes the living wage will increase annually based on announced increases and inflation projections.

| Subtitle V(B), Direct Care Professional Payment Rate Act of 2022 | | | | | |
|---|----------------|----------------|----------------|----------------|------------------------|
| Fiscal Year 2023 - Fiscal Year 2026 | | | | | |
| (\$ in thousands) | | | | | |
| | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Four-Year Total |
| Gross funding for increase to 117.6% of the living wage by FY25 | \$38,607 | \$78,912 | \$130,345 | \$133,212 | \$381,075 |
| Local funding portion | \$11,582 | \$23,674 | \$39,103 | \$39,964 | \$114,323 |

Table Notes:

- Local funding is 30% of gross funding due to the District's Federal Medical Assistance Percentage (FMAP) of 70%
- Funding prior to FY 2025 is not required by the subtitle but has been included as a policy choice.
- Funding needed for the subtitle beginning in FY 2025 is based on the current total of \$681 million in direct care professional wages and assumes the following annual increases in the living wage: 3.9% in FY 23, 2.4% in FY 24, 2.2% in FY 25, and 2.2% in FY 26.

Subtitle (V)(C) – Alliance Enrollment Amendment Act of 2022

Background

The subtitle extends²⁹ the DC Health Care Alliance (Alliance) program enrollment period from six months to twelve months. Under the subtitle, Alliance enrollees will be required to recertify their enrollment every twelve months either in person, over the telephone, or through electronic means, including through a web-based portal.

Financial Plan Impact

The subtitle is projected to increase Alliance enrollment because the changes will reduce the number of current enrollees who typically fail to re-enroll in the program at their six-month coverage expiration date. The Department of Health Care Finance requires additional funding to cover the monthly premium costs for enrollees who will no longer lose coverage. The DHCF budget and financial plan includes an enhancement of \$4.18 million in fiscal year 2023 and a total of \$47.65 million over the financial plan to implement the subtitle.

| Subtitle (V)(C), Alliance Enrollment Amendment Act of 2022 | | | | | |
|---|---------|----------|----------|----------|----------|
| Fiscal Year 2023 – Fiscal Year 2026 | | | | | |
| (\$ thousands) | | | | | |
| | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Total |
| Cost of increased enrollment | \$4,176 | \$10,175 | \$16,634 | \$16,664 | \$47,649 |

Table Notes:

- (a) Alliance coverage is estimated to cost \$554 per person, per month, in fiscal year 2023. The cost of Alliance coverage is assumed to decrease slightly in fiscal year 2024 as the pool of enrollees becomes healthier. After enrollment stabilizes, costs per person are assumed to increase by three percent annually beginning in fiscal year 2025 due to inflation.

²⁹ By amending Section 7b of the Health Care Privatization Amendment Act of 2001, effective December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407).

TITLE VI – OPERATIONS AND INFRASTRUCTURE

Subtitle (VI)(A) – Private Detective Regulation and Licensure Amendment Act of 2022

Background

The subtitle updates statutory language to clarify that the Mayor has authority to regulate private detective licensees and establishes a fee for the license. The licenses are currently issued by the Department of Consumer and Regulatory Affairs at a fee of \$158 per year, and the subtitle maintains that fee.

Financial Plan Impact

This subtitle does not have a financial impact.

Subtitle (VI)(B) – Seasonal Business License Fee Amendment Act of 2022

Background

The current fee for an initial basic business license (“BBL”) or renewal is \$70 for two years or \$140 for four years.³⁰ Each endorsement added to a BBL license costs \$25 regardless of length of the license term. The subtitle creates a six-month basic business license with a licensee fee of \$35 and an endorsement fee of \$12.50.

Financial Plan Impact

This subtitle has no impact on the budget or financial plan. It is not known how many new licensees might take advantage of the six-month license. Current two- and four-year license holders are not expected to shift to a six month license, which is more expensive on an annual basis.

Subtitle (VI)(C) – Climate Change Resilience Expenditure Authority Amendment Act of 2022

Background

The Department of Energy and Environment (DOEE) manages resources in two special purpose revenue funds to support the District’s energy, environmental, and energy sector job training efforts. One fund is the Sustainable Energy Trust Fund (SETF)³¹ that collects fees from electricity, natural gas, and oil providers. DOEE uses these resources for grants, loans, and low-income customer bill support to support weatherization efforts for low-income residents and other energy efficiency programs. The second fund is the Renewable Energy Development Fund (REDF)³² that collects compliance fees from electricity and gas suppliers that are unable to meet the required share of their supply from renewable energy sources. DOEE uses REDF resources to expand solar energy generation in the District.

³⁰ D.C. Official Code § 47-2851.08 sets the general business license fee at \$70, and D.C. Official Code § 47-2851.09(a)(2) requires that a four-year license renewal be charged twice the fee of a two year license.

³¹ Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)).

³² Renewable Energy Portfolio Standard Act of 2004, effective April 12, 2005 (D.C. Law 15-340; D.C. Official Code 34-1436(c)(1)).

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The subtitle expands the allowable uses of both the SETF and REDF to include support for projects and programs that increase climate change resilience in the District. The projects and programs should be consistent with each fund’s objectives of enhancing solar and other sustainable energy resources.

Financial Plan Impact

DOEE manages the resources for the SETF and REDF and expanding the allowable expenditure list to include climate resiliency projects and programs does not impose a budgetary cost on the agency. DOEE does not have specific climate resiliency projects or programs planned for fiscal year 2023 and can only expend resources on these new initiatives if funding is available within each fund.

Subtitle (VI)(D) – Approval of Contracts in the District’s Transportation Improvement Plan Amendment Act of 2022

Background

The District Department of Transportation (DDOT) manages an over \$1.8 billion capital improvements program.³³ Many of the projects, and thus the underlying contracts, extend across multiple years. When a contract costs over \$1 million or is a multi-year contract, the Mayor must send that approval or extension to Council for approval.

The subtitle exempts DDOT from seeking Council approval for option years of contracts where the project is included in DDOT’s multi-year capital improvements plan.

Financial Plan Impact

Under the subtitle, DDOT would no longer need to send the option years of a multi-year contract to the Council for approval. The subtitle does not change the funding for these contracts and there are no budgetary costs to grant DDOT this exemption.

³³ Fiscal year 2022 through fiscal year 2026 capital improvements program.

TITLE VII – FINANCE AND REVENUE

Subtitle (VII)(A) – District Integrated Financial System Implementation Amendment Act of 2022

Background

The subtitle conforms the code to budgeting practices that will be part of the new District Integrated Financial System (“D.I.F.S.”), which is planned to go live in fiscal year 2023. First, the subtitle removes requirements and references related to intra-District transfers, which will be accounted for differently under D.I.F.S. Second, the subtitle eliminates the requirement for a purchase card paper agency, which will not be required under D.I.F.S.

Financial Plan Impact

This subtitle does not have a cost. It conforms the budgeting requirements to the procedures which will be implemented under D.I.F.S.

Subtitle (VII)(B) – Reprogramming of American Rescue Plan Act Funds Act of 2022

Background

The subtitle exempts funds received through the federal American Rescue Plan Act³⁴ and the Coronavirus Aid, Relief, Act Economic Security Act³⁵ from Council approval requirements³⁶ for reprogrammings. Provided there are sufficient funds, and provided the funds are being used consistent with the purpose for which they were appropriated, the subtitle authorizes the Office of the Chief Financial Officer to transfer funding from these two federal sources at the request of the Mayor.

Financial Plan Impact

This subtitle does not have a cost.

Subtitle (VII)(C) – Capital Improvements Program Funding Amendment Act of 2022

Background

The subtitle authorizes funding from the Infrastructure Investment and Jobs Act³⁷ (IIJA) to be counted toward the required minimum amount of local or dedicated funds required to be spent as “Paygo” funding in the Capital Improvement Plan (“CIP”). Under current law³⁸ the minimum amount of Paygo funding that must be transferred to the CIP each fiscal year is equal to the sum of \$58.95 million plus 25 percent of any increase in total local funding from the prior fiscal year, except for fiscal year 2025, in which the minimum transfer is set to \$206 million.

Financial Plan Impact

The proposed budget and financial plan relies on approximately \$180 million of funding from the federal IIJA in FY 2026 to meet the required Paygo funding for the CIP.

³⁴ Approved March 11, 2021 (Pub. L. 117-2; 135 Stat. 4).

³⁵ Approved March 27, 2020 (Pub. L. No. 116-136; 134 Stat. 28).

³⁶ D.C. Official Code § 47-363.

³⁷ Approved November 15, 2021 (Pub. L. 117-58; 135 Stat. 429).

³⁸ D.C. Official Code § 47-392.02(f).

Subtitle (VII)(D) – District Unemployment Fund Funding Amendment Act of 2022

Background

Under current law³⁹, end of year uncommitted fund balance remaining after all reserves are replenished is evenly split and transferred to the Housing Production Trust Fund⁴⁰ (“HPTF”) and the Pay-As-You-Go Capital (“Pay-go”) funding. For end of fiscal year 2022 only, the subtitle transfers \$113 million of uncommitted unrestricted fund balance to the District’s Unemployment Fund⁴¹ first, and then splits the remaining uncommitted fund balance between HPTF and Pay-go.

Financial Plan Impact

The subtitle will change the allocation of any surplus that may be available after completion of the next Annual Comprehensive Financial Report, but a surplus is not included in the proposed budget and financial plan.

Subtitle (VII)(E) – Gross Income Exclusion Amendment Act of 2022

Background

The subtitle exempts from District income taxes the Downtown Destination grants authorized under subtitle II-D. The authority of the subtitle is limited to exempting grants from District income taxes. Recipients may still be required to include them in their federal taxable income.

Financial Plan Impact

The exclusion does not have a cost, as the grants were not anticipated to be included in taxable income in the revenue estimates.

Subtitle (VII)(F) – Seniors and Individuals with Disabilities Real Property Tax Increase Limit Amendment Act of 2022

Background

Under current law⁴², residential property receiving the homestead deduction⁴³ and Senior or Disabled Owner Real Property Tax Relief⁴⁴ are provided a senior assessment cap credit on their property tax bills so that the real property is not taxed more than a 5 percent increase in the property's taxable assessed value, annually. The subtitle lowers the allowable increase to 2 percent.

Financial Plan Impact

The proposed budget and financial plan incorporates a reduction in real property tax revenue from the subtitle as follows:

³⁹ D.C. Official Code § 47-392.02(j-5).

⁴⁰ D.C. Official Code § 42-2801, *et seq.*

⁴¹ D.C. Official Code § 51-102.

⁴² D.C. Official Code § 47-864.

⁴³ D.C. Official Code § 47-850(b).

⁴⁴ D.C. Official Code § 47-863

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| Subtitle (VII)(F) – Senior and Individuals with Disabilities Real Property Tax Increase Limit Amendment Act of 2022 | | | | | |
|--|----------------|----------------|----------------|----------------|--------------|
| (\$ in thousands) | | | | | |
| | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Total |
| Reduced Real Property Tax Revenue | (\$879) | (\$1,803) | (\$2,779) | (\$3,814) | (\$9,276) |

Subtitle (VII)(G) – Subject to Appropriation Repeals

Background

The subtitle authorizes expenditures for two laws (see table below) which were passed subject to appropriations. Each required expenditures or revenue reductions that have now been included in the proposed budget and financial plan.

Financial Plan Impact

The costs that have been funded in the budget and financial plan are listed below for each law or act that will become effective under the subtitle:

| Subtitle (VII)(G), Subject to Appropriations Repeals | | | | | |
|---|----------------|----------------|----------------|----------------|--------------|
| Fiscal Year 2023 – Fiscal Year 2026 | | | | | |
| (\$ in thousands) | | | | | |
| Act Name | FY 2023 | FY 2024 | FY 2025 | FY 2026 | Total |
| Flavored Tobacco Product Prohibition Amendment Act of 2021 ^a | \$3,713 | \$3,715 | \$3,716 | \$3,719 | \$14,862 |
| Developmental Disability Eligibility Reform Amendment Act of 2021 | \$0 | \$523 | \$541 | \$553 | \$1,617 |

Table Notes

- a. Cost includes a revenue reduction of approximately \$2.9 million annually

TITLE VIII – SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS

Subtitle (VIII)(A) – Designated Fund Transfer Act of 2022

Background

The subtitle allows the District to use fund balance available in special purpose funds and the Universal Paid Leave Fund as a source of funding for the proposed fiscal year 2023 through fiscal year 2026 budget and financial plan. The affected funds and transfer amounts are listed in the chart below:

| Fund Name | Amount (\$) |
|--|--------------------|
| Subrogation Fund ⁴⁵ | \$155,063 |
| OPLA Special Account ⁴⁶ | \$740,475 |
| Pesticide Product Registration ⁴⁷ | \$50,000 |
| SHPDA Fees ⁴⁸ | \$133,000 |
| Pharmacy Protection ⁴⁹ | \$86,610 |
| Board of Medicine ⁵⁰ | \$194,732 |
| Bill of Rights (Grievance and Appeals) ⁵¹ | \$314,434 |
| Medicaid Collections-Third Party Liability ⁵² | \$250,000 |
| Individual Insurance Market Affordability ⁵³ | \$3,489,103 |
| HPAP - Repay ⁵⁴ | \$466,818 |
| SSI Payback ⁵⁵ | \$400,000 |
| Enterprise Fund Account ⁵⁶ | \$317,774 |
| DC Circulator Fund - NPS Mall Route ⁵⁷ | \$211,204 |
| Housing Production Trust Fund ⁵⁸ | \$8,697,000 |
| Recorder of Deeds Surcharge ⁵⁹ | \$1,600,000 |
| DC NET Services Support ⁶⁰ | \$2,650,368 |
| Student Residency Verification Fund ⁶¹ | \$474,595 |
| Child Development Facilities Fund ⁶² | \$161,275 |

⁴⁵ D.C. Official Code § 1-325.391

⁴⁶ D.C. Official Code § 47-2853.11

⁴⁷ D.C. Official Code § 8-438.01

⁴⁸ D.C. Official Code § 44-420.0

⁴⁹ D.C. Official Code § 7-733.02

⁵⁰ D.C. Official Code § 7-731

⁵¹ D.C. Official Code § 44-301.01 et seq.

⁵² D.C. Official Code § 4-803

⁵³ D.C. Official Code § 47-5107

⁵⁴ D.C. Official Code § 42-2601 - § 42-2603

⁵⁵ D.C. Official Code § 4-204.07 and § 4-204.09

⁵⁶ D.C. Official Code § 10-303

⁵⁷ D.C. Official Code § 50-921.33

⁵⁸ D.C. Official Code § 42-2802

⁵⁹ D.C. Official Code § 42-1214

⁶⁰ D.C. Official Code § 1-1432

⁶¹ D.C. Official Code § 38-312.02

⁶² D.C. Official Code § 7-2036.01

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| | |
|--|---------------|
| Prepaid Wireless 911 Charges ⁶³ | \$171,775 |
| Universal Paid Leave Fund ⁶⁴ | \$419,901,325 |

Financial Plan Impact

The subtitle provides approximately \$440.5 million to balance the proposed fiscal year 2023 through fiscal year 2026 budget and financial plan. Universal Paid Leave Fund amounts include amounts certified by the CFO in the March 1, 2022 certification letter as well as the \$7.1 million available under Subtitle IV(b).

⁶³ D.C. Official Code § 34-1802

⁶⁴ D.C. Official Code § 32-551.01

A BILL

24-714

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of law necessary to support the Fiscal Year 2023 budget.

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116 **TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE 151**

117 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
118 act may be cited as the “Fiscal Year 2023 Budget Support Act of 2022”.

119 **TITLE I. GOVERNMENT DIRECTION AND SUPPORT**

120 **SUBTITLE A. INFORMATION TECHNOLOGY INNOVATION AND**
121 **INFRASTRUCTURE**

122 Sec. 1001. Short title.

123 This subtitle may be cited as the “Information Technology Innovation and Infrastructure
124 Amendment Act of 2022”.

125 Sec. 1002. Section 1814 of the Office of the Chief Technology Officer Establishment Act
126 of 1998, effective March 26, 1999, (D.C. Law 12-175; D.C. Official Code § 1-1403), is amended
127 as follows:

128 (a) Paragraph (13) is amended by striking the phrase “within the District, including
129 through the issuance of sub-grants” and inserting the phrase “within the District, including
130 through the issuance of grants and through the issuance of sub-grants” in its place.

131 Sec. 1003. Section 1003 of the Technology Services Support Act of 2007, effective
132 September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 1-1432), is amended to read as
133 follows:

134 “Sec. 1003. DC-NET Services and Innovation Fund.

135 “(a) There is established as a special fund the DC-NET Services and Innovation Fund
136 (“Fund”), which shall be administered by the Office of the Chief Technology Officer (“Office”)
137 in accordance with subsection (c) of this section.

138 “(b) There shall be deposited into the Fund all payments for telecommunications services
139 furnished by the Office’s DC-NET program from independent District government agencies;
140 agencies of the federal government; agencies of state or local governments; nonprofit entities
141 providing services in the District; entities outside the District government that may engage the
142 DC-NET program to provide telecommunications services to the District of Columbia Public
143 Schools, District of Columbia public charter schools, or the District of Columbia Public Library,
144 any open-access public network established for the purpose of providing Internet access services
145 to underserved residents or neighborhoods in the District, and entities designated by the Mayor
146 as necessary to support economic development initiatives of the District government.

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

148 “(1) Network enhancement, maintenance, and expansion:

149 “(2) District government information technology innovation;

150 “(3) Initiatives and actions to incorporate emerging information and
151 communication technologies into the operations of District government agencies to enhance
152 agency operations and the quality of life for District residents, businesses, and visitors through
153 smart technology, including the internet of things, public Wi-Fi, connected devices, and sensors,
154 innovation competitions, and data analytics; and

155 “(3) To pay for operational and administrative costs of the DC-NET program.

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

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

161 **SUBTITLE B. INSPECTOR GENERAL SUPPORT FUND ENHANCEMENT**

162 Sec. 1011. Short title.

163 This subtitle may be cited as the “Inspector General Support Fund Enhancement
164 Amendment Act of 2022”.

165 Sec. 1012. Section 208a of the District of Columbia Procurement Practices Act of 1985,
166 effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 1-301.115c), is amended as
167 follows:

168 (a) Subsection (b) is amended as follows:

169 (1) Paragraph (1) is amended by striking the phrase “; and” inserting a semicolon
170 in its place.

171 (2) Paragraph (2) is amended by striking the period and inserting the phrase “;
172 and” in its place.

173 (3) A new paragraph (3) is added to read as follows:

174 “(3) Notwithstanding any other law, all unspent local funds in excess of \$1
175 million remaining in the operating budget of the Office of the Inspector General at the end of
176 each fiscal year.”.

177 (3) Subsection (c)(1) is amended as follows:

178 (A) Subparagraph (A) is amended by striking the figure “\$1 million” and
179 inserting the figure “\$3 million” in its place.

180 (B) Subparagraph (B) is amended by striking the figure “\$2.5 million” and
181 inserting the figure “\$5 million” in its place.

182 **SUBTITLE C. GOVERNMENT SPACE MAINTENANCE AND REPAIR**
183 **TRANSPARENCY DASHBOARD**

184 Sec. 1021. Short title.

185 This subtitle may be cited as the “Government Space Maintenance and Repair
186 Transparency (GovSMaRT) Dashboard Amendment Act of 2022”.

187 Sec. 1022. The Department of General Services Establishment Act of 2011, effective
188 September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 10-551.01 *et seq.*), is amended by
189 adding a new section 1028e to read as follows:

190 “Sec. 1028e. Government Space Maintenance and Repair Transparency Dashboard.

191 “(a) Beginning no later than October 1, 2022, the Department shall publish a dashboard
192 referencing all open D.C. Public School campus facility maintenance work orders, updated at
193 least weekly to reflect changes in work order status and newly opened work orders.

194 “(b) Beginning no later than October 1, 2023, the Department shall update the previously
195 established dashboard to include all open Department of Parks and Recreation facility
196 maintenance work orders, updated at least weekly to reflect changes in work order status and
197 newly opened work orders.

198 “(c) For purposes of complying with subsections (a) and (b) of this section, the
199 Department shall utilize existing technological resources to the greatest extent feasible.

200 “(d) For purposes of this section, the term “dashboard” means a publicly accessible
201 online data interface that shares information on all facility maintenance work orders submitted to
202 the Department, including at least the following information for each work order:

203 “(1) The facility impacted;

204 “(2) The location of the issue;

205 “(3) A description of the type of issue;

206 “(4) The individual or entity that reported the issue, if known and authorized to be
207 disclosed by the person or entity;

208 “(5) The work order number;

209 “(6) Any prioritization level that the Department or client agency has assigned;

210 “(7) The status of the work order; and

211 “(8) If the work order remains open, an estimated completion date.”.

212 **SUBTITLE D. PUBLIC FACILITIES ENVIRONMENTAL SAFETY**

213 **IMPLEMENTATION**

214 Sec. 1031. Short title.

215 This subtitle may be cited as the “Public Facilities Environmental Safety Implementation
216 Amendment Act of 2022”.

217 Sec. 1032. The Healthy Public Buildings Assessment Act of 2016, effective April 1, 2017
218 (D.C. Law 21-237; D.C. Official Code § 10-711 *et seq.*), is amended as follows:

219 (a) Section 2 (D.C. Official Code § 10-711) is amended by striking paragraph (5A).

220 (b) Section 3 (D.C. Official Code § 10-712) is amended as follows:

221 (1) Subsection (b-1) is amended by striking the phrase “construction, excavation,
222 or substantial renovation:” and inserting the phrase “construction, or excavation:” in its place.

223 (2) Subsection (d-1) is amended by striking the phrase “excavation, substantial
224 renovation, or construction” and inserting the phrase “excavation, or construction” in its place.

225 Sec. 1033. Section 4 of the Public Facilities Environmental Safety Amendment Act of
226 2020, effective March 16, 2021 (Law 23-0233), is repealed.

227 **SUBTITLE E. FOIA DISCLOSURE CLARIFICATION**

228 Sec. 1041. Short title.

229 This subtitle may be cited as the “Agency Budget Request Freedom of Information
230 Clarification Amendment Act of 2022”.

231 Sec. 1042. The Freedom of Information Act of 1976, effective March 29, 1977 (D.C.
232 Law 1-96; D.C. Official Code § 2-531 et seq.), is amended as follows:

233 (a) Section 204 (D.C. Official Code § 2-534) is amended by adding a new subsection (c-
234 1) to read as follows:

235 “(c-1) Notwithstanding any other provision of law, no document or information described
236 in section 206(a)(6A) that was created on or after December 7, 2004, shall be exempt from
237 disclosure pursuant to subsections (a)(4) and (e) of this section.”.

238 (b) Section 206 (D.C. Official Code § 2-536) is amended by adding a new subsection (d)
239 to read as follows:

240 “(d)(1) Notwithstanding any other provision of law, no document or information
241 described in subsection (a)(6A) of this section that was created on or after December 7, 2004,
242 shall be exempt from disclosure pursuant to section 204(a)(4) and (e).

243 “(2) In addition to making such document or information public information
244 pursuant to subsection (a) of this section, a public body shall provide any document or
245 information described in subsection (a)(6A) of this section that was created on or after December
246 7, 2004, to a person who has requested to inspect or copy it pursuant to section 202, regardless of
247 the date on which such request may have been made.”.

248 Sec. 1043. Applicability.

249 This subtitle shall apply as of December 7, 2004.

250 **TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**

251 **SUBTITLE A. HEIRS PROPERTY**

252 Sec. 2001. Short title.

253 This subtitle may be cited as the “Heirs Property Legal Assistance Act of 2022”.

254 Sec. 2002. Heirs property legal assistance.

255 (a) The Mayor may issue grants to assist low-income individuals to pay for legal services
256 necessary to obtain clear legal title to property the individual inherited either testate or intestate
257 from a member of the individual’s family.

258 (b) The grants authorized by this section may be issued to an individual eligible for
259 assistance under subsection (a) of this section, a legal services organization providing the legal
260 services described in subsection (a) of this section, or to a third-party grant-managing entity for
261 the purpose of making subgrants to such individuals or organizations on behalf of the Mayor.

262 (c) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
263 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
264 rules to implement this section.

265 **SUBTITLE B. TAX INCREMENT FINANCING**

266 Sec. 2011. Short title.

267 This subtitle may be cited as the “Tax Increment Financing Technical Amendment Act of
268 2022”.

269 Sec. 2012. The Tax Increment Financing Authorization Act of 1998, effective September
270 11, 1998 (D.C. Law 12-143; D.C. Official Code § 2-1217.01 *et seq.*), is amended as follows:

271 (a) Section 2 (D.C. Official Code § 2-1217.01) is amended as follows:

272 (1) New paragraphs (4A) and (4B) are added to read as follows:

273 “(4A) “Base real property tax amount” means the amount of revenue that would
274 result during a fiscal year from the imposition of the tax provided for in Chapter 8 of Title 47 of
275 the District of Columbia Official Code, payments in lieu of taxes, and possessory interest taxes
276 in a TIF area associated with a proposed or approved TIF project, if the TIF was not provided for
277 the TIF project; except, that the base real property tax amount for a fiscal year that is outside the
278 District’s financial plan shall be the base real property tax amount for the last fiscal year that is
279 within the District’s financial plan.

280 “(4B) “Base sales tax amount” means the amount of revenue that would result
281 during a fiscal year from the imposition of the tax imposed pursuant to Chapter 20 of Title 47 in
282 a TIF area associated with a proposed or approved TIF project, if the TIF was not provided for
283 the TIF project; except, that the base sales tax amount for a fiscal year that is outside the
284 District’s financial plan shall be the base sales tax amount for the last fiscal year that is within
285 the District’s financial plan .”.

286 (2) Paragraphs (22) and (23) are repealed.

287 (b) Section 4(d) (D.C. Official Code § 2-1217.03(d)) is amended by striking the phrase
288 “certify the project,” and inserting the phrase “certify the project, the base real property tax
289 amount for the project’s TIF area for the then-current fiscal year and each subsequent fiscal year,
290 and the base sales tax amount for the project’s TIF area for the then-current fiscal year and each
291 subsequent fiscal year” in its place.

292 (c) Section 6 (D.C. Official Code § 2-1217.05) is amended as follows:

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

294 “(a) When the CFO certifies a project pursuant to section 4(d), the CFO shall certify the
295 base real property tax amounts and base sales tax amounts for the project’s TIF area as provided
296 in section 4(d).”.

297 (2) Subsection (c) is amended by striking the phrase “attributable to the difference
298 between the current assessed value and the initial assessed value of each lot of taxable real
299 property within the TIF area” and inserting the phrase “in excess of the base real property tax
300 amount” in its place.

301 (3) Subsection (d) is amended by striking the phrase “initial sales tax amount” and
302 inserting the phrase “base sales tax amount” in its place.

303 (4) Subsection (e) is amended by striking the word “payment” and inserting the
304 phrase “payment or prepayment” in its place.

305 **SUBTITLE C. REUNION SQUARE TIF**

306 Sec. 2021. Short title.

307 This subtitle may be cited as the “Reunion Square Tax Increment Financing Amendment
308 Act of 2022”.

309 Sec. 2022. The Reunion Square Tax Increment Financing Amendment Act of 2020,
310 effective March 16, 2021 (D.C. Law 23-202; D.C. Official Code § 2-1217.40a *et seq.*), is
311 amended as follows:

312 (a) Section 2 (D.C. Official Code § 2-1217.40a) is amended as follows:

313 (1) Paragraph (7) is amended to read as follows:

314 “(7) “Bonds” or “bonds” means the District of Columbia Class A Bonds, Class B
315 Bonds, and any other revenue bonds, notes, or other obligations, in one or more series,
316 authorized to be issued pursuant to this act. Unless otherwise specified, the term “Bonds” or
317 “bonds” shall include Refunding Bonds.”.

318 (2) Paragraph (19) is amended by striking the word “refund” and inserting the
319 phrase “refund or refinance” in its place.

320 (b) Section 5(a) (D.C. Official Code § 2-1217.40d(a)) is amended by striking the phrase
321 “not to exceed \$16.9 million” and inserting the phrase “not to exceed \$16.9 million (not
322 including the principal amount of Refunding Bonds issued to refund or refinance principal of
323 Class A Bonds)” in its place.

324 (c) Section 15 (D.C. Official Code § 2-1217.40n) is amended as follows:

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

326 “(a) The authority to issue the Class A Bonds shall expire at 11:59 p.m. on September 30,
327 2025, if no Bonds have been issued; provided, however, that the expiration of the authority shall
328 have no effect on any Bonds issued on or prior to the expiration date or on the District’s ability
329 to issue Refunding Bonds on a future date. Class A Bonds issued as draw down bonds shall be

330 deemed to have been issued for the purposes of this subsection in their entirety on the date of the
331 first draw of principal on such Class A Bonds.

332 (2) Subsection (b) is amended by striking the phrase “shall expire on September
333 30, 2030;” and inserting the phrase “shall expire at 11:59 p.m. on September 30, 2030;” in its
334 place.

335 **SUBTITLE D. DEPUTY MAYOR FOR PLANNING AND ECONOMIC**
336 **DEVELOPMENT GRANTS**

337 Sec. 2031. Short title.

338 This subtitle may be cited as the “DMPED Grants Amendment Act of 2022”.

339 Sec. 2032. Section 2032 of the Deputy Mayor for Planning and Economic Development
340 Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168;
341 D.C. Official Code § 1-328.04), is amended as follows:

342 (a) Subsection (l) is amended as follows:

343 (l) Paragraph (1) is amended to read as follows:

344 “(1) Notwithstanding the Grant Administration Act of 2013, effective December
345 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and subject to the availability
346 of funds, the Deputy Mayor shall establish the Small Business Rent Relief Program (“SBRG
347 Program) for the purpose of supporting the reopening, recovery, and long-term viability of a
348 small business operating in the restaurant, retail, hospitality, or entertainment sector that has
349 incurred revenue declines, costs, or financial losses due to the impact of COVID-19 during the
350 period beginning on April 1, 2020, through December 31, 2021, with a grant, which shall be
351 used for:

352 “(A) Rent;
353 “(B) Payroll and labor;
354 “(C) Inventory; or
355 “(D) Operating expenses.”.

356 (2) Paragraph (2)(A) is amended as follows:

357 (A) Sub-subparagraph (vii) is amended by striking the semicolon and
358 inserting the phrase “; and” in its place.

359 (B) Sub-subparagraph (viii) is repealed.

360 (3) Paragraphs (6) and (7) are amended to read as follows:

361 “(6) The Deputy Mayor may use up to 2% of the funds allocated for the grants in
362 this subsection for administrative expenses associated with implementing the grant programs
363 authorized in subsections (j) through (v) of this section.

364 “(7) For the purposes of this subsection, the term “small business” means a brick-
365 and-mortar, for-profit establishment or a sole proprietor of a business enterprise involved in the
366 sectors described in paragraph (1) of this subsection, such as event planners, musicians, music
367 promoters, and sound engineers, located in the District that reports gross receipts of no more than
368 \$5 million in annual revenue in each 2019, 2020, and 2021.”.

369 (b) Subsection (n) is amended as follows:

370 (1) Paragraph (1) is amended to read as follows:

371 “(1) Notwithstanding the Grant Administration Act of 2013, effective December
372 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the Deputy Mayor may award

373 grants to attract businesses to the District, or retain businesses in the District, with a preference
374 for attraction to or retention in the District’s central business district.”.

375 (2) Paragraph (3) is amended as follows:

376 (A) Subparagraph (B) is amended to read as follows:

377 “(B) Lease or own, or agree to lease or acquire, a physical office or
378 business location of at least 7,000 square feet in the District and enter into an agreement with the
379 District to remain in the leased or owned space for at least 5 years;”.

380 (B) Subparagraph (C) is amended to read as follows:

381 “(C) Be in the field of cloud and computer systems, finance and insurance,
382 the impact economy, manufacturing, food technology, technology and innovation, big data, life
383 sciences, education, education technology, research, consulting services, professional services,
384 marketing, or communications;”.

385 (C) Subparagraphs (D) and (E) are repealed.

386 (D) Subparagraph (F) is amended by striking the period at the end and
387 inserting the phrase “; and” in its place.

388 (E) A new subparagraph (G) is added to read as follows:

389 “(G) Agree to:

390 “(i) Develop or participate in a workforce development program
391 that offers District residents opportunities for training or employment within the business or the
392 industry in which it operates; or

393 “(ii) Spend at least 5% of its total annual contracting with
394 businesses eligible for certification as local business enterprises, pursuant to section 2331 of the

395 Small and Certified Business Enterprise Development and Assistance Act of 2005, effective
396 October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.31), during the 5-year period
397 referred to in subparagraph (B) of this paragraph.”.

398 (c) Subsection (s) is amended to read as follows:.

399 “(s) For Fiscal Years 2022 and 2023, the Deputy Mayor may make grants in an aggregate
400 amount of up to \$800,000 to businesses that:

401 “(1) Are located within the parcels, squares, and lots abutting 6th Street N.W.,
402 beginning at the intersection of 6th Street, N.W, and I Street, N.W., thence east on I Street, N.W.,
403 to its intersection with 5th Street, N.W., continuing south along 5th Street N.W., to the center
404 line of H Street N.W., continuing west along H Street N.W., to the center line of 6th Street N.W.,
405 and the geographical boundaries set forth in the Great Streets Neighborhood Retail Priority
406 Amendment Act of 2021, as introduced on March 31, 2021 (Bill 24-179); and

407 “(2) Would otherwise qualify for a Great Streets Small Business grant.”.

408 (d) New subsections (w), (x), (y), (z), (aa), and (bb) are added to read as follows:

409 “(w)(1) Notwithstanding the Grants Administration Act of 2013, effective December 24,
410 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the Mayor may make grants to
411 housing providers to cover the costs of past due rent of District residents who are tenants of the
412 housing providers.

413 “(2) The Mayor may issue one or more grants to a third-party grant-managing
414 entity for the purpose of making and administering subgrants on behalf of the Mayor in
415 accordance with the requirements of this subsection.

416 “(3) For the purposes of this subsection, the term “housing provider” means a
417 landlord or other person entitled to receive rental payments for the use or occupancy of a rental
418 housing unit in the District.”.

419 “(x)(1) The Mayor may make grants to individuals or entities for the purpose of creating
420 or enhancing attractions in the District’s central business district and surrounding area to attract
421 more residents and visitors.

422 “(2) A grant awarded pursuant to paragraph (1) of this subsection may be used to
423 support improvements to existing attractions or to create new attractions.

424 “(3) An individual or entity seeking a grant pursuant to paragraph (1) of this
425 subsection shall submit to the Mayor an application, in such form as is determined by the Mayor.

426 The application shall include:

427 “(A) In the case of an existing attraction, a description of how the
428 applicant proposes to spend the grant funds to support improvements to the attraction;

429 “(B) In the case of a new attraction, a description of the proposed
430 attraction and how the applicant proposes to spend the grant funds to support the creation of the
431 new attraction; and

432 “(C) Any additional information requested by the Mayor.

433 “(4) The Mayor may establish additional criteria for the award of a grant under
434 this subsection and may set aside grants for specific purposes, such as enhancing Franklin Park
435 as a destination and enhancing or creating family-oriented destinations.

436 “(5) For the purposes of this subsection, the term “attraction” means an indoor or
437 outdoor facility or space that is open to the public for cultural, recreational, or entertainment
438 uses, including parks, museums, plazas, and recreation spaces.

439 “(y) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
440 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), in Fiscal Year 2023, the
441 Deputy Mayor shall award a grant in an amount of up to \$30,000 to an organization based in the
442 District, located in Capitol Hill, and founded in 2017 whose mission is to make use of the music
443 of jazz as a strategic tool of economic development to support performance, education, and
444 advocacy activities.

445 “(z) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
446 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), in Fiscal Years 2023,
447 2024, and 2025, the Deputy Mayor shall award a grant in an amount of up to \$250,000 to an
448 organization located in the District near Farragut Square and founded in 2014 that is an affiliate
449 of a national organization and that provides technical training, job placement, mentorship, and
450 workforce development support at no cost to prepare participants for 21st century careers, such
451 as providing web development and cloud-based training and job opportunities.

452 “(aa)(1) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
453 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), the Deputy Mayor shall
454 award grants to an organization based and located in the District and founded in 2017 that is an
455 affiliate of a national organization and that promotes and supports the growth of equity impact
456 enterprises, as defined in section 2302(8A) of the Small and Certified Business Enterprise

457 Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C.
458 Official Code § 2-218.02(8A)) (“equity impact enterprises”), as follows:

459 “(A) In Fiscal Year 2023, in an amount of up to \$500,000, for the
460 development of a locally owned and developed mobile application and website platform that will
461 facilitate the delivery of local goods and products, of which at least 50% will be goods and
462 products sold by equity impact enterprises.

463 “(B) On a recurring basis throughout the approved Fiscal Year 2023
464 Budget and Financial Plan, in an amount of up to \$400,000, to provide resources for advocacy
465 and education and the facilitation of networking opportunities.

466 “(2) By November 1, 2024, a grantee who has received a grant pursuant to
467 paragraph (1)(A) of this subsection shall submit to the Deputy Mayor and the Council
468 information on the use of the grant funds, including a description of the mobile application and
469 website platform.

470 “(3)(A) A grantee who has received a grant pursuant to paragraph (1)(B) of this
471 subsection shall provide to the Deputy Mayor an annual report on the use of grant funds,
472 including a description of the services provided through the grant funds.

473 “(B) The Deputy Mayor shall provide to the Council an annual report
474 based on the information required by paragraph (3)(A) of this subsection, along with a summary
475 analysis of the efficacy and benefits of services provided by the grantee.

476 “(bb)(1) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
477 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), on a recurring basis
478 throughout the approved Fiscal Year 2023 Budget and Financial Plan, the Deputy Mayor shall

479 award grants in an amount of up to \$200,000 to a membership-driven organization based located
480 on Connecticut Ave. N.W., founded in 1976, that promotes economic development in the District
481 by supporting Latino and other minority-owned businesses, to support the organization in
482 providing advice and resources to member businesses.

483 “(2) A grantee who has received a grant pursuant to paragraph (1) of this
484 subsection shall provide to the Deputy Mayor an annual report on the use of the grant funds,
485 including a description of services provided through the grant funds.

486 “(3) The Deputy Mayor shall provide to the Council an annual report based on the
487 information required by paragraph (2) of this subsection, along with a summary analysis of the
488 efficacy and benefits of services provided by the grantee.”.

489

490 **SUBTITLE E. CENTRAL FOOD PROCESSING FACILITY SITING AND**
491 **FEASIBILITY STUDY**

492 Sec. 2041. Short title.

493 This subtitle may be cited as the “Central Food Processing Facility for the District Siting
494 and Feasibility Study Act of 2022”.

495 Sec. 2042. Siting and feasibility study.

496 In Fiscal Year 2023, the Office of Planning (“OP”) shall oversee the execution of a siting
497 and feasibility study for a central food processing facility (“CFPF”) in the District. The study
498 shall be administered by OP but conducted jointly by OP, the District of Columbia Public
499 Schools (“DCPS”), and the Department of General Services. The study shall include:

500 (1) A comprehensive business plan for the development and operation of a CFPPF,
501 which assesses the cost, return on investment, and revenue generation potential of a CFPPF, and
502 incorporates the following:

503 (A) An analysis of the needs of a CFPPF to support DCPS in transitioning
504 to in-house food services;

505 (B) An analysis of the scale of demand for food businesses to use
506 incubator and cold/dry storage space;

507 (C) A determination of which agency will manage a CFPPF; and

508 (D) A list of possible aligned partners, both locally and regionally, that
509 may be able to provide economic supports for revenue generation and purchasing;

510 (2) A description of a location for a CFPPF, along with any land use and zoning
511 requirements or considerations; and

512 (3) A description of any transportation and environmental impact studies that
513 would have to be completed.

514 **SUBTITLE F. DSLBD GRANTS**

515 Sec. 2051. Short title.

516 This subtitle may be cited as the “Department of Small and Local Business Development
517 Grant Act of 2022”.

518 Sec. 2052. By October 31, 2022, the Department of Small and Local Business
519 Development shall award a grant in the amount of \$180,000 to an organization responsible for
520 maintaining a Main Street corridor in Ward 1 to hire 2 full-time positions to provide direct
521 support, relationship development, and resource brokering to individuals who spend time near

522 the Columbia Heights Civic Plaza and at the intersection of Mount Pleasant Street N.W. and
523 Kenyon Street N.W..

524 Sec. 2053. Notwithstanding the Grant Administration Act of 2013, effective December
525 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2023 the
526 Department of Small and Local Business Development shall award:

527 (a) By October 31, 2022, a grant in the amount of \$150,000 to the Friendship Heights
528 Alliance to engage in placemaking, place management, branding, and economic development of
529 the Friendship Heights neighborhood.

530 (b) By October 31, 2022, a grant in the amount of \$250,000 to District Bridges to assist
531 businesses and coordinate community-driven revitalization efforts in portions of Ward 3 that are
532 outside of existing Main Streets Programs.

533 (c) By October 31, 2022, a grant in the amount of \$100,000 to the VIVA School to
534 support its operating costs.

535 Sec. 2054. In Fiscal Year 2023, no funding shall be issued to support a DC Main Streets
536 Program for the Woodley Park service area.

537 **SUBTITLE G. HOME PURCHASE ASSISTANCE PROGRAM**

538 Sec. 2061. Short title.

539 This subtitle may be cited as the “Home Purchase Assistance Program Amendment Act
540 of 2022”.

541 Sec. 2062. The Home Purchase Assistance Fund Act of 1978, effective September 12,
542 1978 (D.C. Law 2-103; D.C. Official Code § 42-2601 *et seq.*), is amended as follows:

543 (a) Section 3a (D.C. Official Code § 42-2602.01) is amended as follows:

544 (1) Subsection (a)(2) is amended to read as follows:

545 “(2)(A) The maximum amount of down payment assistance for the lowest income
546 applicant available under the Program shall be \$202,000.

547 “(B) The minimum amount of down payment assistance for the lowest
548 income applicant available under the Program shall be \$70,000.

549 “(C) The maximum and minimum amounts of down payment assistance
550 available for the lowest income applicant shall be adjusted based on the applicant’s income
551 according to 14 DCMR § 2503.1(b)(1).”

552 (2) New subsections (c) and (d) are added to read as follows:

553 “(c)(1) Down payment assistance provided pursuant to subsection (a)(2) of this section
554 may be used for purposes of a mortgage rate buydown if an applicant meets other Program
555 criteria but is not required to provide a down payment on the home the applicant intends to
556 purchase.

557 “(2) If there are no closing costs associated with the purchase, a qualifying
558 applicant shall receive the full amount of funding available to the applicant, inclusive of any
559 funding initially set aside for closing costs, which may be used for purposes of a down payment
560 or a mortgage rate buydown.

561 “(d)(1) The Program shall provide a grant in the maximum amount of \$15,000 for each
562 borrower to use for repairs for a home purchased with Program assistance that are identified as
563 required by a lender or a certified home inspector in a written report.

564 “(2) A grant provided for by this subsection shall be held in escrow by a title
565 company and available to a Program borrower for 90 days beginning at settlement.

566 “(3)(A) The title company shall be responsible for paying a licensed contractor
567 directly from the grant funds held in escrow by the title company.

568 “(B)(i) The contractor shall be paid 50% of the contracted amount at
569 settlement.

570 “(ii) The remaining 50% shall be paid to the contractor after the
571 contracted work is completed and a certified home inspector has concluded, in writing, that the
572 work was properly done.

573 “(4) After expiration of the 90 days of availability, any unused portion of the
574 grant shall return to the Program.

575 “(5) All repair work funded by the grant shall be done by contractors licensed to
576 work in the District of Columbia.

577 “(6) A borrower shall submit documentation from a licensed contractor within 30
578 days of completion of all repairs funded by the grant.

579 “(7)(A) The Mayor shall develop a form in consultation with stakeholders, to be
580 used by certified home inspectors in implementing this section. The form shall:

581 “(i) List inspection criteria and whether the contracted work has
582 passed or failed inspection;

583 “(ii) Specify required repairs in the event the contracted work
584 failed inspection; and

585 “(iii) State that the inspection would be satisfied upon completion
586 of the repairs listed pursuant to sub-subparagraph (ii) of this subparagraph.

587 “(B) Program inspection forms shall not state that it is required that a
588 seller make repairs noted by a certified home inspector for a borrower to be eligible for funding
589 provided by the Program.

590 “(8) The Program shall not include a maximum amount of funding for Federal Housing
591 Administration 203(k) renovation loans.”.

592 (b) Section 5 (D.C. Official Code § 42-2604) is amended by adding a new subsection (c)
593 to read as follows:

594 “(c)(1) No later than 120 days after October 1, 2022, the Mayor shall issue updated rules
595 that will allow organizations that meet the following criteria to provide homebuyer education and
596 counseling, and to underwrite eligibility for the Home Purchase Assistance Program:

597 “(A) The organization is approved by the United States Department of
598 Housing and Urban Development to provide housing counseling services, including homebuyer
599 education workshops, pre-purchase counseling, and financial management; and

600 “(B) The organization provides access to below market, fixed-rate
601 mortgages with no down payment or closing costs.

602 “(2) The rules shall require any such organizations to provide closing disclosure
603 verifying the mortgage and use of any Home Purchase Assistance Program funds.”.

604 **SUBTITLE H. EAST END GROCERY INCENTIVE PROGRAM**

605 Sec. 2071. Short title.

606 This subtitle may be cited as the “East End Grocery Incentive Amendment Act of 2022”.

607 Sec. 2072. Section 3(e) of the East End Grocery Incentive Act of 2018, effective April
608 11, 2019 (D.C. Law 22-284, D.C. Official Code § 2–1212.72 (e)), is amended as follows:

609 (a) Paragraph (8) is amended by striking the phrase “; and” and inserting a
610 semicolon in its place.

611 (b) Paragraph (9) is amended by striking the period and inserting the phrase “;
612 and” in its place.

613 (c) A new paragraph (10) is added to read as follows:

614 “(10) Deanwood Metro Station Parking Lot.”.

615 **SUBTITLE I. UNION STATION EXPANSION PROJECT DELIVERY AND**
616 **GOVERNANCE STUDY**

617 Sec. 2081. Short title.

618 This subtitle may be cited as the “Union Station Expansion Project Delivery and
619 Governance Study Grant Act of 2022”.

620 Sec. 2082. (a) Notwithstanding the Grant Administration Act of 2013, effective
621 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year
622 2023, the Office of Planning shall award a grant of not less than \$1 million to InfrastructureDC
623 for the purpose of partnering with local, regional, and federal stakeholders to conduct a project
624 delivery and governance study for the implementation of the Union Station Expansion Project
625 (SEP).

626 (b) The study shall include recommendations for:

627 (1) A preferred organizational structure for executing the SEP, including roles,
628 responsibilities, and resources for implementation and organizational capacity requirements for
629 each entity to fulfill its role;

630 (2) The legal, legislative, and financial steps necessary to enable, establish, and
631 resource the recommended organizational structure; and

632 (3) A high-level financial and business plan for the execution of the SEP.

633 (c) A grant awarded pursuant to this section shall be in addition to any other grant
634 awarded by the District for work related to the SEP.

635 **SUBTITLE J. FOOD POLICY COUNCIL GRANT-MAKING AUTHORITY AND**
636 **AMENDMENTS**

637 Sec. 2091. Short title.

638 This subtitle may be cited as the “Food Policy Council Amendment Act of 2022”.

639 Sec. 2092. The Food Policy Council and Director Establishment Act of 2014, effective
640 March 10, 2015 (D.C. Law 20-191; D.C. Official Code § 48-311 *et seq.*), is amended as follows:

641 (a) Section 4 (D.C. Official Code § 48-313) is amended as follows:

642 (1) Subsection (a) is amended as follows:

643 (A) Strike the phrase "13 voting members" and insert the phrase "12
644 public members" in its place.

645 (B) Strike the phrase “, one of whom shall be the Food Policy Director
646 appointed pursuant to section 5(a).” and insert a period in its place.

647 (2) Subsection (b) is amended by striking the phrase “Voting members” and
648 inserting the phrase “Public members” in its place.

649 (3) Subsection (d) is amended to read as follows:

650 “(d) Public members shall be evenly divided into at least four working groups to address
651 prominent food policy topics. Each working group may include between 4 to 8 additional

652 members of the public named by the public members with recognized expertise in the working
653 group’s policy area. The working groups shall make recommendations for food policy to the
654 Food Policy Council to be included in the annual report. Topics covered by the working groups
655 may include:

656 “(1) Entrepreneurship and Food Jobs;

657 “(2) Food Equity and Access;

658 “(3) Nutrition and Health;

659 “(5) Sustainable Supply Chain;

660 “(5) Urban Agriculture; and

661 “(6) Climate and Resiliency.”.

662 (4) Subsection (e) is amended to read as follows:

663 “(e) The public members shall elect a chairperson of the Food Policy Council. The
664 chairperson shall name public members to working groups.”.

665 (5) Subsection (g) is amended by striking the phrase “voting members” and
666 inserting the phrase “public members” in its place.

667 (6) Subsection (h) is amended as follows:

668 (A) The lead-in language is amended by striking the phrase “nonvoting
669 members” and insert the word “members” in its place.

670 (B) Paragraph (9) is amended by striking the phrase “; and” and inserting a
671 semicolon in its place.

672 (C) Paragraph (10) is amended by striking the period and inserting the
673 phrase “; and” in its place.

674 (D) New paragraphs (11) and (12) are added to read as follows:

675 “(11) District of Columbia Public Schools; and

676 “(12) Department of Small and Local Business Development.”.

677 (7) Subsection (i) is amended by striking the phrase “meet with the Food Policy

678 Director and the Food Policy Council at least quarterly each year” and inserting the phrase

679 “attend the Food Policy Council meetings” in its place.

680 (8) A new subsection (j) is added to read as follows:

681 “(j) The public members appointed pursuant to subsection (a) of this section, the ex

682 officio members described in subsection (h) of this section, and the Food Policy Director

683 appointed pursuant to section 5(a) shall be voting members of the Food Policy Council.”.

684 (b) A new section 5a is added to read as follows:

685 “Sec. 5a. Grant-making authority.

686 “The Director of the Office of Planning shall have grant-making authority for the purpose

687 of food policy development and implementation.”.

688 Sec. 2093. Section 1108(c-2) of the District of Columbia Government Comprehensive

689 Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-

690 611.08(c-2)), is amended by adding a new paragraph (7) to read as follows:

691 “(7) Each member of the Food Policy Council (“FPC”) appointed pursuant to section 4 of

692 the Food Policy Council and Director Establishment Act of 2014, effective March 10, 2015

693 (D.C. Law 20-191; D.C. Official Code § 48-313), may receive compensation in the form of a

694 stipend of not more than \$100 per meeting of the FPC or meeting of a formal working group of

695 the FPC, in accordance with standards the Mayor may establish by rulemaking.”.

696 **SUBTITLE K. HOUSING PRODUCTION TRUST FUND ACCOUNTABILITY**
697 **AND TRANSPARENCY**

698 Sec. 2101. Short title.

699 This subtitle may be cited as the “Housing Production Trust Fund Accountability and
700 Transparency Amendment Act of 2022”.

701 Sec. 2102. The Housing Production Trust Fund Act of 1989, effective March 16, 1989
702 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*), is amended as follows:

703 (a) Section 3 (D.C. Official Code § 42-2802) is amended as follows:

704 (1) Subsection (b-1) is amended as follows:

705 (A) Paragraph (1) is amended by striking the word “disbursed” and
706 inserting the phrase “obligated to new projects for a future expenditure” in its place.

707 (B) Paragraph (2) is amended by striking the word “disbursed” and
708 inserting the phrase “obligated to new projects for a future expenditure” in its place.

709 (C) Paragraph (3) is amended by striking the word “disbursed” and
710 inserting the phrase “obligated to new projects for a future expenditure” in its place.

711 (2) Subsection (d) is amended by adding new paragraphs (9) and (10) to read as
712 follows:

713 “(9) Within 10 business days after the Department first publicly announces that
714 one or more proposals received in response to a Request for Proposals (“RFP”) has been selected
715 for further underwriting to produce new affordable housing or to preserve existing affordable
716 housing, release to the Council:

717 “(A) A written report that indicates the proposed total amount of

718 affordable units to be produced or preserved from the selected development projects;

719

720 “(B) The total number of project proposals received;

721 “(C) The total number of project proposals that met all Threshold

722 Eligibility Requirements;

723 “(D) For the project proposals selected for further underwriting by the

724 Department:

725 “(i) The HPTF loan amount requested by each project

726 “(ii) The percentage contribution of the HPTF loan compared to

727 the project’s total sources;

728 “(iii) The total number of affordable units per project proposal; and

729 “(iv) The number of units at or below 30% of the area median

730 income per project proposal, the number of units between 31% and 50% area median income per

731 project proposal, and the number of units between 51% and 80% area median income per project

732 proposal.

733 “(F) A written rationale for the selection of each project ultimately chosen

734 by the Department for further underwriting, including any score derived from the criteria

735 outlined in the RFP used to rank projects, and an explanation of any cause for a deviation in the

736 final selections announced by the Department from the ranking based on the criteria outlined in

737 the RFP alone, including the efficient utilization of available funding sources.

738 “(10) Submit to the Council a report indicating the total number of affordable

739 units that are actually produced or preserved by the selected development projects.”.

740 (b) Section 4a (D.C. Official Code § 42-2803.01) is amended to read as follows:

741 “Sec. 4a. Annual report by Mayor.

742 “No later than April 1 of each fiscal year, the Mayor shall transmit to the Council a
743 Housing Production Trust Fund Annual Report. The report shall include the following
744 information:

745 “(1) The amount of money expended from the Housing Production Trust Fund
746 during the previous fiscal year;

747 “(2) The number of loans and grants executed during the previous fiscal year;

748 “(3) A list of each completed project that received funds and began occupancy
749 during the previous fiscal year, including, for each project:

750 “(A) A brief description of the project, including the name of the project
751 sponsor;

752 “(B) The amount of money expended on the project;

753 “(C) Whether the money expended was in the form of a loan or a grant;

754 and

755 “(D) The general terms of the loan or grant;

756 “(4) The amount and percentage of funds expended on homeownership projects
757 that were completed and began occupancy during the previous fiscal year;

758 “(5) The amount and percentage of funds expended on rental housing projects that
759 were completed and began occupancy during the previous fiscal year;

760 “(6) The amount and percentage of funds expended on rental housing or
761 homeownership opportunities for households with incomes at or below 30% of the area median
762 income in completed projects that began occupancy during the previous fiscal year;

763 “(7) The amount and percentage of funds expended on rental housing or
764 homeownership opportunities for households with incomes at or below 50% of the area median
765 income in completed projects that began occupancy during the previous fiscal year;

766 “(8) The amount and percentage of funds expended on rental housing or
767 homeownership opportunities for households with incomes at or below 80% of the area median
768 income in completed projects that began occupancy during the previous fiscal year;

769 “(9) The number of completed housing units assisted that began occupancy during
770 the previous fiscal year, including the number of rental housing units assisted and the number of
771 homeownership units assisted; and

772 “(10) The amount expended on administrative costs during the previous fiscal
773 year.”.

774 **TITLE III. PUBLIC SAFETY AND JUSTICE**

775 **SUBTITLE A. AUTOMATED DEFIBRILLATOR INCENTIVES**

776 Sec. 3001. Short title.

777 This subtitle may be cited as the “Automated External Defibrillator Incentive Program
778 Amendment Act of 2022”.

779 Sec. 3002. The Public Access to Automated External Defibrillator Act of 2000, effective
780 April 27, 2001 (D.C. Law 13-278; D.C. Official Code § 7-2371.01 *et seq.*), is amended as
781 follows:

782 (a) Section 3 (D.C. Official Code § 7-2371.02) is amended as follows:

783 (1) Subsection (a) is amended as follows:

784 (A) Paragraph (2) is amended by striking the semicolon and inserting the
785 phrase “; and” in its place.

786 (B) Paragraph (3) is repealed.

787 (C) Paragraph (4) is amended to read as follows:

788 “(4) Any person who uses an AED to provide emergency care or treatment on a
789 person in cardiac arrest shall call 9-1-1 as soon as possible.”.

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

791 “(b-1) The Department shall:

792 “(1) Oversee all efforts to improve and maintain access by the public to AEDs,
793 including by setting AED deployment strategies and liaising with District government agencies;
794 and

795 “(2) Review each case in which an AED is used.”.

796 (3) Subsection (c) is amended by striking the phrase “Chief of the Fire and
797 Emergency Medical Services Department (“Chief of the Department”) or his or her designee”
798 and inserting the phrase “Chief of the Department, or the Chief’s designee,” in its place.

799 (b) A new section 5a is added to read as follows:

800 “Sec. 5a. Automated external defibrillator incentive program.

801 “(a) The Mayor may issue rebates to a property owner or lessee of a building in the
802 District who, after October 1, 2022:

803 “(1) Purchases and installs an AED in a publicly accessible location in the interior
804 of a building owned or leased by the property owner or lessee, respectively, within 150 feet from
805 the building’s entrance;

806 “(2) Registers the AED with the Fire and Emergency Medical Services
807 Department;

808 “(3) Submits a rebate claim that includes such information and documentation as
809 may be required by the Mayor; and

810 “(4) Meets any additional requirements and criteria established by rules issued by
811 the Mayor pursuant to section 6.

812 “(b)(1) The rebates issued pursuant to subsection (a) of this section shall not exceed \$400
813 for each AED installed in a building, with a maximum rebate of up to \$750 per building.

814 “(2) Notwithstanding paragraph (1) of this subsection, the amount of a rebate
815 shall not exceed the purchase price of the AED.

816 “(c) Rebates issued pursuant to this section shall:

817 “(1) Be contingent upon the availability of funds; and

818 “(2) Not be considered income for purposes of District income tax.”.

819 **SUBTITLE B. EMERGENCY MEDICAL SERVICES TRANSPORT**

820 Sec. 3011. Short title.

821 This subtitle may be cited as the “Emergency Medical Services Transport Contracts
822 Amendment Act of 2022”.

823 Sec. 3012. Section 1 of An Act To classify the officers and members of the fire
824 department of the District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat.
825 314; D.C. Official Code § 5-401), is amended as follows:

826 (a) Subsection (d) is amended as follows:

827 (1) The lead-in language is amended by striking the phrase “a biannual” and
828 inserting the phrase “an annual” in its place.

829 (2) Paragraph (3) is repealed.

830 (3) Paragraph (5) is repealed.

831 (4) Paragraph (6) is repealed.

832 (5) Paragraph (7) is amended to read as follows:

833 “(7) The range of third-party contractor ambulances available for Department use
834 throughout a 24-hour period;”.

835 (6) Paragraph (9) is amended by striking the semicolon and inserting the phrase “;
836 and” in its place.

837 (7) Paragraph (10) is amended by striking the semicolon and inserting a period in
838 its place.

839 (8) Paragraph (11) is repealed.

840 (9) Paragraph (12) is repealed.

841 (b) Subsection (e) is repealed.

842 (c) A new subsection (e-1) is added to read as follows:

843 “(e-1) No later than January 31 of each year, the Mayor shall provide to the Council a
844 report that includes the following information for the previous fiscal year:

- 845 “(1) The number of calls dispatched;
- 846 “(2) The number of patients transported via Department Basic Life Support,
847 Advanced Life Support, and by the third-party contractor;
- 848 “(3) The average hospital drop time per month that the Department’s and the
849 third-party contractor’s ambulances remained out of service while waiting to transfer the care of
850 a patient to a healthcare facility;
- 851 “(4) The number of patients who used the Department’s transport service twice or
852 more during the reporting period, including the number of times the patient used transport
853 services during the previous 12 months;
- 854 “(5) The number of total in-service training hours provided to Department
855 uniformed employees;
- 856 “(6) In-service time, or “up-time,” data for Department ambulances, engines, and
857 ladder trucks;
- 858 “(7) Aggregate Department response time data;
- 859 “(8) Aggregate patient care and outcomes data;
- 860 “(9) Changes to protocols or policies to reroute non-emergency calls;
- 861 “(10) An assessment of the number of units, the number of personnel, the amount
862 of training, and associated costs required to provide pre-hospital medical care and transportation
863 without the use of third parties; and
- 864 “(11) Other key performance indicators and workload measures as appropriate.”.
- 865 (d) Subsection (f) is repealed.
- 866 (e) Subsection (g) is repealed.

867 (f) Subsection (h) is amended as follows:

868 (1) Paragraph (1) is redesignated as paragraph (1A).

869 (2) A new paragraph (1) is added to read as follows:

870 “(3) “Advanced life support” means a level of medical care provided by pre-
871 hospital emergency medical services at the paramedic level and in accordance with the national
872 scope of practice for an advanced level provider.”.

873 Sec. 3013. Section 3073 of the Emergency Medical Services Transport Contract
874 Authority Amendment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; 63 DCR
875 10775), is repealed.

876 **SUBTITLE C. OFFICE OF VICTIM SERVICES AND JUSTICE GRANTS**

877 **TRANSPARENCY**

878 Sec. 3021. Short title.

879 This subtitle may be cited as the “Office of Victim Services and Justice Grants
880 Transparency Amendment Act of 2022”.

881 Sec. 3022. Office of Victim Services and Justice Grants transparency.

882 (a) Beginning on September 30, 2022, and every six months thereafter, the Office of
883 Victim Services and Justice Grants (“OVSJG”) shall publish the following information, for the
884 current fiscal year, on its website:

885 (1) For all grants or sub-grants awarded to or received by OVSJG:

886 (A) The funding source and amount received;

887 (B) The date the grant or sub-grant was awarded or received;

888 (C) The duration of the grant or sub-grant;

889 (D) A description of the permissible uses of, or restrictions on, the grant or
890 sub-grant and the source of those uses or restrictions; and

891 (E) The remaining balance of the grant or sub-grant.

892 (2) For all grants or subgrants awarded by OVSJG:

893 (A) The name of the grantee or sub-grantee to whom the grant or sub-
894 grant was awarded;

895 (B) The funding source and amount awarded;

896 (C) The date the grant or sub-grant was awarded;

897 (D) The duration of the grant or sub-grant; and

898 (E) A description of the permissible uses of, or restrictions on, the grant or
899 sub-grant and the source of those uses or restrictions.

900 (b) The Mayor shall, when submitting to the Council an annual budget for the District of
901 Columbia government as described in section 442 of the District of Columbia Charter Act,
902 effective December 24, 1973 (87 Stat. 774; D.C. Official Code § 1–204.42), publish, at a
903 minimum, the following information regarding the proposed budget for OVSJG on a publicly
904 accessible website:

905 (1) The agency’s grantmaking priorities for the proposed budget;

906 (2) For the Victim Services division, anticipated grant funds budgeted for each
907 agency grantmaking priority within the division, including:

908 (A) Implementation of the Sexual Assault Victims’ Rights Act of 2014,
909 effective November 20, 2014 (D.C. Law 20-139; 61 DCR 5913);

910 (B) The housing continuum of care for victims of crime, including
911 emergency shelters, short-term housing, and transitional housing, broken down by whether the
912 funding or housing is tied to specific:

913 (i) Categories of crime, such as domestic violence, sexual violence,
914 human trafficking, or violent crime; or

915 (ii) Vulnerable populations, such as LGBTQ individuals;

916 (C) Hospital-based violence intervention programs; and

917 (D) Non-residential direct services for victims of crime, broken down by
918 whether the funding is tied to specific:

919 (i) Categories of crime, such as domestic violence, sexual violence,
920 human trafficking, or violent crime; or

921 (ii) Vulnerable populations, such as LGBTQ individuals;

922 (3) For the Justice Grants division, anticipated grant funds budgeted for each
923 agency grantmaking priority within the division, including:

924 (A) The housing continuum of care, including emergency shelters, short-
925 term housing, and transitional housing, for returning citizens or other justice-involved
926 populations; and

927 (B) Non-residential direct services for returning citizens or other justice-
928 involved populations; and

929 (4) Anticipated grant funds budgeted for all other agency grantmaking priorities.

930 **SUBTITLE D. SCHOOL SAFETY**

931 Sec. 3031. Short title.

932 This subtitle may be cited as the “School Safety and Security Amendment Act of 2022”.

933 Sec. 3032. Section 102(e) of the School Safety and Security Contracting Procedures Act
934 of 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.02(e)), is
935 repealed.

936 **SUBTITLE E. ACCESS TO JUSTICE INITIATIVE**

937 Sec. 3041. Short title.

938 This subtitle may be cited as the “Access to Justice Initiative Amendment Act of 2022”.

939 Sec. 3042. The Access to Justice Initiative Establishment Act of 2010, effective
940 September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 4-1701.01 *et seq.*), is amended as
941 follows:

942 (a) Section 301(a) (D.C. Official Code § 4-1703.01(a)) is amended by striking the phrase
943 “budget for ATJ.” and inserting the phrase “budget for ATJ, shall be nonlapsing, and interest
944 earned by the Bar Foundation on grant funds shall remain available for use by the Bar
945 Foundation for the purposes of the Initiative, without fiscal year limitation.” in its place.

946 (b) Section 403 (D.C. Official Code § 4-1704.03) is amended as follows:

947 (1) Subsection (a)(4) is amended by striking the phrase “less than “\$90,000”” and
948 inserting the phrase “less than \$100,000” in its place.

949 (2) Subsection (b) is amended as follows:

950 (A) Strike the phrase “in his or her” and insert the phrase “in the law
951 student’s” in its place.

952 (B) Strike the phrase “that he or she” and insert the phrase “that the
953 applicant” in its place.

954 (c) Section 404(c) (D.C. Official Code § 4-1704.04(c)) is amended to read as follows:

955 “(c) Participants in the LRAP shall not receive loan repayment assistance under the
956 LRAP in excess of \$1,000 for a single month; except, that:

957 “(1) The Office of Victim Services and Justice Grants may by rulemaking
958 increase the award limits in this subsection to reflect changes in reasonable education expenses;
959 and

960 “(2) The Bar Foundation may use the funds to repay any or all of the loan
961 principal or interest of those applicants whose loans would not otherwise be eligible for Public
962 Service Loan Forgiveness.”.

963 **SUBTITLE F. COMPREHENSIVE COGNITIVE HEALTH TRAINING FOR**
964 **FIRST RESPONDERS**

965 Sec. 3051. Short title.

966 This subtitle may be cited as the “Comprehensive Cognitive Health Training for First
967 Responders Amendment Act of 2022”.

968 Sec. 3052. Title II of the Omnibus Police Reform Amendment Act of 2000, effective
969 October 4, 2000 (D.C. Law 13-160; D.C. Official Code § 5-107.01 *et seq.*), is amended as
970 follows:

971 (a) Section 203 (D.C. Official Code § 5-107.02) is amended by adding a new paragraph
972 (4A) to read as follows:

973 “(4A) Best practices for identifying, and interacting with individuals living with,
974 Alzheimer’s and other dementias, and risks such individuals face, like wandering and elder
975 abuse.”.

976 (b) Section 205 (D.C. Official Code § 5-107.04) is amended by adding a new subsection
977 (f-1) to read as follows:

978 “(f-1) The Board shall develop and operate a training program, in coordination with the
979 Department of Health, the Department of Aging and Community Living, and the Office of the
980 Attorney General, that includes:

981 “(1) Instruction on best practices for identifying, and interacting with individuals
982 living with, Alzheimer’s and other dementias, and risks such individuals face, like wandering
983 and elder abuse;

984 “(2) Initial training, required to be completed after appointment, that covers the
985 following topics, including:

986 “(A) Neurological, psychiatric, and behavioral symptoms of Alzheimer’s
987 and other dementias;

988 “(B) Communication issues, including how to communicate respectfully
989 and effectively with individuals living with Alzheimer’s or other dementias in order to determine
990 the most appropriate response, and effective communication techniques to enhance collaboration
991 with caregivers;

992 “(C) Techniques for understanding and approaching behavioral symptoms
993 and identifying alternatives to physical restraints;

994 “(D) Identifying and reporting incidents of abuse, neglect, and exploitation
995 to Adult Protective Services;

996 “(E) Protocols for contacting caregivers when an individual living with
997 Alzheimer’s or other dementias is found wandering, or during emergency or crisis situations; and

998 “(F) Local caregiving resources that are available for individuals living
999 with Alzheimer’s or other dementias; and

1000 “(3) Required continuing education that covers the subjects described in
1001 paragraph (2) of this subsection.”.

1002 Sec. 3053. Section 202 of the Omnibus Public Safety Agency Reform Amendment Act of
1003 2004 (D.C. Law 15-194; D.C. Official Code § 5-441), is amended by adding new subsections (d)
1004 and (e) to read as follows:

1005 “(d) The Fire Chief, in close coordination with the Medical Director, shall develop and
1006 provide for members of the Operations Division instruction on best practices for identifying, and
1007 interacting with individuals living with, Alzheimer’s and other dementias, and risks such
1008 individuals face, like wandering and elder abuse. Such instruction may be inclusive of existing or
1009 planned curricula required by licensing or certificating bodies; provided, that the curriculum:

1010 “(1) Requires initial training to be completed after appointment that covers the
1011 following topics, including:

1012 “(A) Neurological, psychiatric, and behavioral symptoms of Alzheimer’s
1013 and other dementias;

1014 “(B) Communication issues, including how to communicate respectfully
1015 and effectively with individuals living with Alzheimer’s or other dementias in order to determine
1016 the most appropriate response, and effective communication techniques to enhance collaboration
1017 with caregivers;

1018 “(C) Techniques for understanding and approaching behavioral symptoms
1019 and identifying alternatives to physical restraints;

1020 “(D) Identifying and reporting incidents of abuse, neglect, and exploitation
1021 to Adult Protective Services;

1022 “(E) Protocols for contacting caregivers when an individual living with
1023 Alzheimer’s or other dementias is found wandering, or during emergency or crisis situations; and

1024 “(F) Local caregiving resources that are available for individuals living
1025 with Alzheimer’s or other dementias; and

1026 “(2) Requires continuing education covering the subjects described in paragraph
1027 (1) of this subsection.

1028 “(e) The Fire Chief, in close coordination with the Medical Director, shall, in developing
1029 the curriculum described in subsection (d) of this section, coordinate with the Department of
1030 Health, the Department of Aging and Community Living, and the Office of the Attorney
1031 General.”.

1032 **SUBTITLE G. CRIMINAL CODE REFORM COMMISSION**

1033 Sec. 3061. Short title.

1034 This subtitle may be cited as the “Criminal Code Reform Commission Amendment Act
1035 of 2022”.

1036 Sec. 3062. Section 406(b)(25) of the District of Columbia Government Comprehensive
1037 Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1–
1038 604.06(b)(25)), is amended to read as follows:

1039 “(25) For the Executive Director of the Criminal Code Reform Commission, the
1040 personnel authority is the Chairman of the Council, and for all other employees of the Criminal

1041 Code Reform Commission, the personnel authority is the Executive Director of the Criminal
1042 Code Reform Commission;”.

1043 Sec. 3063. The Criminal Code Reform Commission Establishment Act of 2016, effective
1044 October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 *et seq.*), is amended as follows:

1045 (a) Section 3122 (D.C. Official Code § 3-151) is amended as follows:

1046 (1) Subsection (a) is amended by striking the phrase “agency within the District of
1047 Columbia government, consistent with the meaning of the term “independent agency” as
1048 provided in” and inserting the phrase “agency, as that term is defined in” in its place.

1049 (2) Subsection (c) is amended to read as follows:

1050 “(c) The Executive Director shall be appointed by the Chairman of the Council, in
1051 consultation with the chairperson of the Council committee with jurisdiction over the
1052 Commission, subject to the approval of a majority of the Council. The Executive Director shall
1053 serve for a term of 3 years.”.

1054 (3) Subsection (e) is amended to read as follows:

1055 “(e) All employees of the Commission shall be, or shall become no later than 180 days
1056 after hire, District residents.”.

1057 (b) Section 3123 (D.C. Official Code § 3-152) is amended as follows:

1058 (1) Subsection (d) is amended by striking the phrase “shall provide, upon request
1059 by the Council or on its own initiative” and inserting the phrase “shall provide, upon request by
1060 the Council, or may provide on its own initiative” in its place.

1061 (2) Subsection (f) is amended to read as follows:

1062 “(f)(1) The Commission may request access to all books, accounts, records, reports,
1063 findings, and all other papers, things, or property belonging to or in use by any department,
1064 agency, or other instrumentality of the District government that are necessary to fulfill its
1065 statutory duties.

1066 “(2) Upon such a request from the Commission, any department, agency, or other
1067 instrumentality of the District government shall provide the requested information to the
1068 Commission to the extent permitted by law.”.

1069 (c) Section 3124 (D.C. Official Code § 3-153) is amended as follows:

1070 (1) Subsection (a) is amended as follows:

1071 (A) Paragraph (1) is amended as follows:

1072 (i) Subparagraph (A) is amended by striking the phrase “or his or
1073 her” and inserting the phrase “or the United States Attorney’s” in its place.

1074 (ii) Subparagraph (B) is amended by striking the phrase “or his or
1075 her” and inserting the phrase “or the Director’s” in its place.

1076 (iii) Subparagraph (C) is amended by striking the phrase “or his or
1077 her” and inserting the phrase “or the Attorney General’s” in its place.

1078 (B) Paragraph (2) is amended as follows:

1079 (i) Subparagraph (A) is amended by striking the phrase “or his or
1080 her” and inserting the phrase “or the Chairperson’s” in its place.

1081 (ii) Subparagraph (B) is amended by striking the phrase “or his or
1082 her” and inserting the phrase “or the Deputy Mayor’s” in its place.

1083 (2) A new subsection (g) is added to read as follows:

1084 “(g) The Advisory Group shall expire as of March 31, 2021; provided, that nothing shall
1085 prohibit the Executive Director from soliciting the assistance of former members of the Advisory
1086 Group, or their respective agencies, in fulfilling its ongoing mission.”.

1087 (d) Section 3126 (D.C. Official Code § 3-155) is amended as follows:

1088 (1) The section heading is amended by striking the phrase “Code Revision
1089 Commission” and inserting the phrase “Code Reform Commission” in its place.

1090 (2) Subsection (a) is amended by striking the phrase “Code Revision
1091 Commission” and inserting the phrase “Code Reform Commission” in its place.

1092 (3) Subsection (b) is amended by striking the phrase “Code Revision
1093 Commission” and inserting the phrase “Code Reform Commission” in its place.

1094 **SUBTITLE H. METROPOLITAN POLICE DEPARTMENT TRANSPARENCY**

1095 Sec. 3071. Short title.

1096 This subtitle may be cited as the “Metropolitan Police Department Budget and Staffing
1097 Transparency Amendment Act of 2022”.

1098 Sec. 3072. Section 386 of the Revised Statutes of the District of Columbia (D.C. Official
1099 Code § 5-113.01), is amended as follows:

1100 (a) The section heading is amended to read as follows:

1101 “Sec. 386. Records required to be maintained; budget and staffing transparency.”.

1102 (b) Subsection (a)(4B) is amended as follows:

1103 (1) A new subparagraph (A-i) is added to read as follows:

1104 “(A-i) The bureau, division, unit, and if applicable, police service area, of
1105 the officer who conducted the stop, at the time it was conducted;”.

1106 (2) Subparagraph (I) is amended by striking the phrase “The gender” and inserting
1107 the phrase “The perceived gender” in its place.

1108 (3) Subparagraph (J) is amended by striking the phrase “The race or ethnicity”
1109 and inserting the phrase “The perceived race or ethnicity” in its place.

1110 (c) A new subsection (a-1) is added to read as follows:

1111 “(a-1) The records maintained pursuant to subsection (a)(4B) and (4C) of this section
1112 shall be published on the Metropolitan Police Department’s website biannually.”.

1113 (d) A new subsection (c) is added to read as follows:

1114 “(c) The Metropolitan Police Department (“MPD”) shall publish the following
1115 information on its website:

1116 “(1) Monthly, for the prior 5 fiscal years and the current fiscal year, to date, by
1117 month:

1118 “(A) A staffing report of the number of sworn officers and civilian
1119 employees employed by MPD, by bureau, division, unit, and if applicable, police service area
1120 and rank, with a crosswalk to compare actual staffing to funded and unfunded full-time
1121 equivalents in that bureau, division, unit, and if applicable, police service area and rank; and

1122 “(B) The number of employees that:

1123 “(i) Separated from MPD, by type of separation, broken down by
1124 civilian employees, cadets, cadet conversion recruits, non-cadet conversion recruits, officers, and
1125 senior police officers; and

1126 “(ii) Were hired by MPD, broken down by civilian employees,
1127 cadets, cadet conversion recruits, non-cadet conversion recruits, officers, and senior police
1128 officers;

1129 “(2) Annually:

1130 “(A) A listing of all full-time equivalents at MPD, in spreadsheet format,
1131 that includes the following fields for each full-time equivalent:

1132 “(i) Position number;

1133 “(ii) Position title;

1134 “(iii) Whether the position is funded or unfunded;

1135 “(iv) Whether the position is filled or vacant;

1136 “(v) Program;

1137 “(vi) Activity;

1138 “(vii) Salary; and

1139 “(viii) Fringe; and

1140 “(B) A report on MPD’s overtime spending, which shall include the
1141 amount spent fiscal year-to-date, by month, on overtime pay and a description of the staffing
1142 plan and conditions justifying the overtime pay; and

1143 “(3) Annually, by the date the annual MPD budget is proposed by the Mayor and
1144 transmitted to the Council:

1145 “(A) The approved, revised, and actual MPD budgets for the prior 5 fiscal
1146 years and the current fiscal year, the expenditures for those years, and the proposed MPD budget

1147 for the next fiscal year, in spread sheet format, broken down, at a minimum, by program,
1148 activity, comptroller source group, fund source, and service level; and

1149 “(B) For the proposed MPD budget for the next fiscal year:

1150 “(i) The total proposed budget for hiring personnel;

1151 “(ii) The gross and net number of personnel MPD anticipates the
1152 proposed budget will allow it to hire, broken down by civilian employees, cadets, cadet

1153 conversion recruits, non-cadet conversion recruits, officers, and senior police officers; and

1154 “(iii) A crosswalk identifying any proposed actual or paper
1155 changes to MPD’s internal organization, including its various bureaus, and a narrative rationale
1156 for that change.”.

1157 **SUBTITLE I. OFFICE OF UNIFIED COMMUNICATIONS**

1158 **TELECOMMUNICATOR CPR PROGRAM**

1159 Sec. 3081. Short title.

1160 This subtitle may be cited as the “Office of Unified Communications Telecommunicator
1161 CPR Program Amendment Act of 2022”.

1162 Sec. 3082. The Office of Unified Communications Establishment Act of 2004, effective
1163 December 7, 2004 (D.C. Law 15-205; D.C. Official Code § 1-327.51 *et seq.*), is amended by
1164 adding a new section 3205d to read as follows:

1165 “Sec. 3205d. Telecommunicator cardiopulmonary resuscitation (“t-CPR”) training
1166 requirement.

1167 “(a) The Office shall provide training in telecommunicator cardiopulmonary resuscitation
1168 (“t-CPR”) to all Office call takers and dispatchers.

1169 “(b) The training required pursuant to subsection (a) of this section shall:
1170 “(1) Use protocols and scripts based on evidence-based and nationally-recognized
1171 guidelines for t-CPR; and
1172 “(2) Include:
1173 “(A) Recognition protocols for out-of-hospital cardiac arrest;
1174 “(B) Compression-only cardiopulmonary resuscitation instructions; and
1175 “(C) Continuing education.
1176 “(c) For the purposes of this section, “telecommunicator cardiopulmonary resuscitation”
1177 means the delivery of compression or ventilation instructions to callers who are reporting
1178 suspected cases of out-of-hospital cardiac arrest.”.

1179 **TITLE IV. PUBLIC EDUCATION SYSTEMS**

1180 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA INCREASES**

1181 Sec. 4001. Short title.

1182 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools
1183 Increase Amendment Act of 2022”.

1184 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
1185 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
1186 38-2901 *et seq.*), is amended as follows:

1187 (a) Section 103(b) (D.C. Official Code § 38-2902(b)) is amended to read as follows:

1188 “(b) The Formula shall apply only to operating budget appropriations from the District of
1189 Columbia General Fund for DCPS and Public Charter Schools; except, that the Formula shall not
1190 apply to:

1191 “(1) For Fiscal Year 2022 and 2023, funding allocated to a DCPS school to meet
1192 the requirement of section 108a(a)(2) that the school be provided with not less than 95% of its
1193 prior year allocation of Formula funds;

1194 “(2) Funds from federal or other revenue sources;

1195 “(3) Funds appropriated to other agencies and funds of the District government; or

1196 “(4) Any program operated by DCPS that provides special education outreach,
1197 referral, and evaluation services for children under 5 years 11 months of age (“eligible
1198 children”), if the program serves eligible children who have not yet entered the school system or
1199 are homeschooled; or

1200 “(5) IMPACTplus bonus payments.”. in its place.

1201 (b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase
1202 “\$11,730 per student for Fiscal Year 2022” and inserting the phrase “\$12,419 per student for
1203 Fiscal Year 2023” in its place.

1204 (c) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array
1205 and inserting the following tabular array in its place:

| “Grade Level | Weighting | Per Pupil Allocation in FY 2023 |
|---------------------|-----------|---------------------------------------|
| “Pre-Kindergarten 3 | 1.34 | \$16,641 |
| “Pre-Kindergarten 4 | 1.30 | \$16,145 |
| “Kindergarten | 1.30 | \$16,145 |
| “Grades 1-5 | 1.00 | \$12,419 |

| | | |
|---------------------------|------|----------|
| “Grades 6-8 | 1.08 | \$13,413 |
| “Grades 9-12 | 1.22 | \$15,151 |
| “Alternative program | 1.52 | \$18,877 |
| “Special education school | 1.17 | \$14,530 |
| “Adult | 0.91 | \$11,301 |

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(d) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

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“(c) The supplemental allocations shall be calculated by applying weightings to the

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foundation level as follows:

1210

“Special Education Add-ons:

| “Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|-------------------------------------|---|-----------|---------------------------------------|
| “Level 1: Special Education | Eight hours or less per week of specialized services | 0.97 | \$12,046 |
| “Level 2: Special Education | More than 8 hours and less than or equal to 16 hours per school week of specialized services | 1.20 | \$14,903 |
| “Level 3: Special Education | More than 16 hours and less than or equal to 24 hours per school week of specialized services | 1.97 | \$24,465 |
| “Level 4: Special Education | More than 24 hours per week of specialized services which may include instruction in a self-contained (dedicated) special education school other than residential placement | 3.49 | \$43,342 |
| “Special Education Compliance | Weighting provided in addition to special education level add-on weightings on a per-student basis for Special Education compliance. | 0.099 | \$1,229 |

| | | | |
|-----------------------------|---|-------|----------|
| “Attorney’s Fees Supplement | Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney’s fees. | 0.089 | \$1,105 |
| “Residential | D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program | 1.67 | \$20,470 |

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 1212

“General Education Add-ons:

| “Level/ Program | Definition | Weighting | Per Pupil Supplemental Allocation FY 2023 |
|--|--|-----------|---|
| “Elementary ELL | Additional funding for English Language Learners in grades PK3-5 | 0.50 | \$6,210 |
| “Secondary ELL | Additional funding for English Language Learners in grades 6-12, alternative students, adult students, and students in special education schools | 0.75 | \$9,314 |
| “At-risk | Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level in high school | 0.24 | \$2,981 |
| “At-risk High School Over-Age Supplement | Weighting provided in addition to at-risk weight for students who are behind grade level in high school | 0.06 | \$745 |
| At-risk > 40% Concentration Supplement | Weighting provided in addition to at-risk weight for the percentage of at-risk students above 40% enrolled in a school where at least 40% of the student population is at-risk | 0.05 | \$621 |
| At-risk > 70% Concentration Supplement | Weighting provided in addition to at-risk weight for the percentage of at-risk students above 70% where at least 70% of the student population is at-risk | 0.05 | \$621 |

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“Residential Add-ons:

| “Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|--|--|-----------|---------------------------------------|
| “Level 1: Special Education - Residential | Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 0.37 | \$4,595 |
| “Level 2: Special Education - Residential | Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 1.34 | \$16,641 |
| “Level 3: Special Education - Residential | Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 2.89 | \$35,891 |
| “Level 4: Special Education - Residential | Additional funding to support the after-hours level 4 special education needs of limited and non-English proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 2.89 | \$35,891 |
| “LEP/NEP - Residential | Additional funding to support the after-hours limited and non-English proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting | 0.668 | \$8,296 |

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“Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated

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in Their Individualized Education Programs (“IEPs”):

| “Level/ Program | Definition | Weighting | Per Pupil Allocation in FY 2023 |
|--------------------|------------|-----------|---------------------------------------|
|--------------------|------------|-----------|---------------------------------------|

| | | | |
|--------------------------------|--|-------|---------|
| “Special Education Level 1 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.063 | \$782 |
| “Special Education Level 2 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.227 | \$2,819 |
| “Special Education Level 3 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.491 | \$6,098 |
| “Special Education Level 4 ESY | Additional funding to support the summer school or program need for students who require extended school year (ESY) services in their IEPs | 0.491 | \$6,098 |

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(e) Section 106a (D.C. Official Code § 2905.01) is amended as follows:

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(1) Subsection (b) is amended by striking the phrase “as determined by the Mayor”

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and inserting the phrase, “as reflected in this title” in its place.

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(2) A new subsection (c-2) is added to read as follows:

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“(c-2)(1) Consistent with the weightings provided in section 106(c), an at-risk concentration

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supplement shall be provided for a DCPS school or public charter school with an at-risk student

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population that exceeds 40% of the school’s total enrollment and an additional supplement shall be

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provided for a DCPS school or public charter school with an at-risk student population that exceeds

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70% of the school’s total enrollment, based on projected enrollments submitted pursuant to this title.

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(2) Only schools that have at-risk student populations greater than 40% of the

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school’s total population may receive funding from the at-risk > 40% concentration supplement.

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The number of students for which a school may receive the per pupil allocation for the at-risk >

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40% concentration supplement shall be equal to the number of at-risk students enrolled in the

1232 school minus the product, rounded to the nearest whole number, of 40% times that school’s total
1233 student population.

1234 (3) Only schools that have at-risk student populations greater than 70% of the
1235 school’s total population may receive funding from the at-risk > 40% concentration supplement and
1236 the at-risk > 70% concentration supplement. The number of students for which a school may
1237 receive the per pupil allocation for the at-risk 70% concentration supplement shall be equal to the
1238 number of at-risk students enrolled in the school minus the product, rounded to the nearest whole
1239 number, of 70% times that school’s total student population.”.

1240 (f) A new subsection 106b is added to read as follows:

1241 “Sec. 106b. Pandemic Supplement Fund.

1242 “(a) There is established as a special fund the Pandemic Supplement Fund (“Fund”),
1243 which shall be administered by the Mayor in accordance with this section. The purpose of the
1244 Fund is to provide stability to DCPS and public charter schools as they respond to the effects of
1245 the COVID-19 pandemic and continue recovery efforts initiated with federal relief grants.

1246 “(b) There shall be deposited into the Fund such amounts as may be appropriated to the
1247 Fund.

1248 “(c) Of the amounts deposited into the Fund, 52.62% shall be transferred to the District of
1249 Columbia Public Schools and 47.38% (the “PCS Amount”) shall be allocated to public charter
1250 schools pursuant to subsection (d) of this section.

1251 “(d) The Mayor shall award, from the PCS Amount, a per-pupil formula-based payment
1252 to each public charter school based on the school’s enrollment.

1253 “(e) The Formula shall not apply to transfers or payments made from the Pandemic
1254 Supplement Fund.

1255 “(f) The Fund shall sunset at the end of Fiscal Year 2024, and any money remaining in
1256 the Fund at the end of Fiscal Year 2024 shall be transferred to the General Fund of the District of
1257 Columbia.”.

1258 (g) Section 109(b-2) (D.C. Official Code § 38-2908(b-2)) is amended as follows:

1259 (1) Paragraph (2D) is amended by striking the phrase “2021, 2022, and 2023” and
1260 inserting the phrase “2021 and 2022” in its place.

1261 (2) A new paragraph (2E) is added to read as follows:

1262 “(2E) For Fiscal Year 2023, the per pupil facility allowance for Public Charter
1263 Schools shall be \$3,513 per pupil for non-residential facilities and \$9,486 per pupil for
1264 residential facilities.”.

1265 **SUBTITLE B. UNIVERSAL PAID LEAVE**

1266 Sec. 4011. Short title.

1267 This subtitle may be cited as the “Universal Paid Leave Amendment Act of 2022”.

1268 Sec. 4012. The Universal Paid Leave Amendment Act of 2016, effective April 7, 2017

1269 (D.C. Law 21-264; D.C. Official Code § 32-541.01 *et seq.*), is amended as follows:

1270 (a) Section 104 (D.C. Official Code § 32-541.04) is amended as follows:

1271 (1) Subsection (b) is repealed.

1272 (2) Subsection (e-1)(3) is amended to read as follows:

1273 “(3) For claims filed on or after October 1, 2022, the maximum duration for each
1274 type of paid-leave benefits within a 52-workweek shall be:

- 1275 “(A) 12 workweeks of qualifying parental leave;
1276 “(B) 12 workweeks of qualifying family leave;
1277 “(C) 12 workweeks of qualifying medical leave; and
1278 “(D) 2 workweeks of qualifying pre-natal leave.”.

1279 (b) Section 104a (D.C. Official Code § 32-541.04a) is amended as follows:

1280 (1) Subsection (a) is amended by striking the phrase “and any paid-leave benefit
1281 expansions set forth in subsection (c)(1) of this section that have not yet been implemented”.

1282 (2) Subsection (b) is amended as follows:

1283 (A) Paragraph (1) is amended as follows:

1284 (i) Subparagraph (C) is amended by striking the phrase “the then-
1285 existing maximum paid-leave benefit durations” and inserting the phrase “benefit durations
1286 prescribed in section 104(e-1)(3) and allowable administrative expenditures” in its place.

1287 (ii) Subparagraph (D) is repealed

1288 (iii) Subparagraph (E) is amended by striking the phrase “then-
1289 existing level of benefits” and inserting the phrase “benefit durations prescribed in section 104(e-
1290 1)(3)” in its place.

1291 (B) Paragraph (2) is amended by striking the phrase “paid leave benefit
1292 expansions or”.

1293 (C) Paragraph (3) is amended to read as follows:

1294 “(3) An employer contribution rate change provided for in subsection (c)(2) of
1295 this section shall apply as of July 1 of the year in which the employer contribution rate change

1296 will not cause the projected fund balance of the Universal Paid Leave Fund to fall below the
1297 equivalent of 9 months of benefits, as certified pursuant to paragraph (1) of this subsection.”.

1298 (3) Subsection (c) is amended as follows:

1299 (A) Paragraph (1) is repealed.

1300 (B) Paragraph (2) is amended by striking the phrase “Beginning with July
1301 1 of the first year in which all paid-leave benefit expansions set forth in paragraph (1) of this
1302 subsection have been implemented, and annually thereafter,” and inserting the phrase
1303 “Beginning with July 1, 2022, and annually thereafter,” in its place.

1304 Sec. 4013. Section 1153 of the Universal Paid Leave Implementation Fund Act of 2016,
1305 effective December 3, 2020 (D.C. Law 23-149; D.C. Official Code § 32-551.02), is amended as
1306 follows:

1307 (a) Subsection (d)(2) is amended by striking the phrase “In Fiscal Year 2022,
1308 notwithstanding” and inserting the word “Notwithstanding” in its place.

1309 (b) Subsection (e)(2) is amended by striking the phrase “In Fiscal Year 2022, notwithstanding”
1310 and inserting the word “Notwithstanding” in its place.

1311 **SUBTITLE C. RECREATION PROGRAMMING GRANTS**

1312 Sec. 4021. Short title.

1313 This subtitle may be cited as the “Recreation Programming Funding Expansion
1314 Amendment Act of 2022”

1315 Sec. 4022. Section 3(f) of the Recreation Act of 1994, effective March 23, 1995 (D.C.
1316 Law 10-246; D.C. Official Code § 10-302(f)), is amended as follows:

1317 (a) The lead-in text is amended by striking the phrase “shall issue”.

1318 (b) Paragraph (1) is amended by striking the phrase “A grant” and inserting the phrase
1319 “Shall issue a grant” in its place.

1320 (c) Paragraph (2) is amended by striking the phrase by striking the phrase “One or more
1321 grants that total no more than \$235,000” and inserting the phrase “May issue one or more grants”
1322 in its place.

1323 Sec. 4023. Notwithstanding the Grant Administration Act of 2013, effective December
1324 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2023 the
1325 Department of Parks and Recreation shall award:

1326 (a) A grant of \$250,000 to the Friends of Carter Barron Amphitheatre to advance the next
1327 phase of planning to restore the Carter Barron Amphitheatre in Rock Creek Park; and

1328 (b) A grant of \$50,000 to Horton’s Kids to support their work in Ward 8 helping children
1329 and families.

1330 **SUBTITLE D. UNIVERSITY OF THE DISTRICT OF COLUMBIA**

1331 **FUNDRAISING MATCH**

1332 Sec. 4031. Short title.

1333 This subtitle may be cited as the “University of the District of Columbia Fundraising
1334 Match Act of 2022”.

1335 Sec. 4032. (a) In Fiscal Year 2023, of the funds allocated to the Non-Departmental
1336 agency, \$1 shall be transferred to the University of the District of Columbia (“UDC”) for every
1337 \$1 that UDC raises from private donations by April 1, 2023 except, that the total transfer shall
1338 not exceed \$2 million.

1339 (b) Of the amount transferred to UDC pursuant to subsection (a) of this section, no less
1340 than one-third of the funds shall be deposited into UDC’s endowment fund.

1341 **SUBTITLE E. MASTER FACILITIES PLAN**

1342 Sec. 4041. Short title.

1343 This subtitle may be cited as the “Master Facilities Plan Implementation Amendment Act
1344 of 2022”.

1345 Sec. 4042. Section 1104(a)(6) of the School Based Budgeting and Accountability Act of
1346 1998, effective March 26, 1999 (D.C. Law 12-175, D.C. Official Code § 38-2803(a)(6)), is
1347 amended by striking the date “December 15, 2022” and inserting the date “December 15, 2023”
1348 in its place.

1349 **SUBTITLE F. SCHOOL YEAR INTERNSHIP PROGRAM**

1350 Sec. 4051. Short title.

1351 This subtitle may be cited as the “School Year Internship Program Amendment Act of
1352 2022”.

1353 Sec. 4052. Section 2a(a)(2A) of the Youth Employment Act of 1979, effective January 5,
1354 1980 (D.C. Law 3-46; D.C. Official Code § 32-242(a)(2A)), is amended as follows:

1355 (a) Subparagraph (A) is amended by striking the number “350” and inserting the number
1356 “1000” in its place.

1357 (b) Subparagraph (B) is amended as follows:

1358 (1) Sub-subparagraph (i) is amended by striking the phrase “students including”
1359 and inserting the phrase “students, including” in its place.

1360 (2) Sub-subparagraph (ii) is amended as follows:

- 1361 (A) Designate the existing text as sub-sub-subparagraph (I)
- 1362 (B) A new sub-sub-subparagraph (II) is added to read as follows:
- 1363 “(II) DOES shall reserve at least 100 internships for
- 1364 District-involved youth in Fiscal Year 2023.”.
- 1365 (C) Sub-subparagraph (iii) is repealed.
- 1366 (c) Subparagraph (C) is amended by striking the phrase “January 5, 2022, and September
- 1367 15 of each subsequent year” and inserting the phrase “September 15 of each year” in its place.
- 1368 (d) Subparagraph (D) is amended by striking the phrase “; provided, that for Fiscal Year
- 1369 2022, internships may begin as late as the second week in January 2022”.
- 1370 (e) Subparagraph (E) is amended by striking the phrase “of \$10” and inserting “of at least
- 1371 \$10” in its place.
- 1372 (f) Subparagraph (F)(ii) is amended by striking the phrase “no later than December 2,
- 1373 2021, and July 1 of each subsequent year” and inserting the phrase “no later than July 1 of each
- 1374 year” in its place.
- 1375 (g) New subparagraphs (I) through (K) are added to read as follows:
- 1376 “(I) For School Year 2022-2023, DOES may conduct a mid-year
- 1377 application cycle for students and internship hosts. Students placed with an internship host in the
- 1378 mid-year application cycle shall begin their internships no later than the second week of January
- 1379 2023 and remain matched with the host through the last day of May 2023.
- 1380 “(J)(i) In Fiscal Year 20203, DOES shall issue up to 20 grants, totaling
- 1381 \$225,000, to governmental or non-governmental entities to host between 5 and 15 District-
- 1382 involved youth. To qualify for a grant, an entity shall:

1383 “(I) Submit an application, supplemental to the application
1384 required pursuant to subparagraph (F)(ii) of this paragraph, that specifies the maximum number
1385 of District-involved youth the entity is able to host:

1386 “(II) Be located in the District;

1387 “(III) Be able to provide programming in Wards 5, 7, or 8;

1388 “(IV) Have experience providing workshops and
1389 programming for youth ages 14 through 21 on topics including life skills, workforce readiness,
1390 health (sexual, mental, physical), financial literacy, career exploration, or parenting; and

1391 “(V) Have experience working with District-involved
1392 youth.

1393 “(ii) DOES shall:

1394 “(I) Work closely with agencies and organizations listed in
1395 subparagraph (K)(ii) of this paragraph to recruit District-involved youth;

1396 “(II) In addition to the growth and development
1397 benchmarks established pursuant to subparagraph (H)(i) of this paragraph, develop or obtain an
1398 evaluation tool that grantees shall use to report a District-involved youth’s growth and
1399 development over the course of the internship; and

1400 “(III) Enter into any agreements with other District
1401 agencies or grantees required by law to prevent disclosure of legally protected information
1402 related to District-involved youth.

1403 “(iv) A grantee shall:

1404 “(I) Submit monthly reports to DOES on District-involved
1405 youth interns’ growth and development using the evaluation tool provided by DOES;

1406 “(II) Conduct at least 4 hours of intern training a month on
1407 subjects that may include workforce readiness, self-advocacy and personal agency, health
1408 (physical, mental, sexual), career exploration, life skills, and financial literacy.

1409 “(v) Every 3 months from the date of placement of District-
1410 involved youth with a grantee, a grantee shall submit a report on the following from the previous
1411 3 months:

1412 “(I) The number of hours each District-involved youth
1413 worked and participated in training;

1414 “(II) The number of total training hours the grantee
1415 conducted with District-involved youth including the number of interns who participated in the
1416 training;

1417 “(III) A list of the training topics that were covered during
1418 the reporting period; and

1419 “(IV) Intern growth and development highlights.

1420 “(K) For the purposes of this paragraph, the term:

1421 “(i) “At-risk” means a public school, public charter school, private
1422 school, or homeschool student who is identified as one or more of the following:

1423 “(I) Homeless;

1424 “(II) In the District’s foster care system;

1425 “(III) Qualified for the Temporary Assistance for Needy
1426 Families program or the Supplemental Nutrition Assistance Program; or
1427 “(IV) A high school student that is one year older, or more,
1428 than the expected age for the grade in which the student is enrolled.”
1429 “(ii) “District-involved youth” means a youth aged 14 through 21
1430 who receives services from the following agencies or organizations:
1431 “(I) District Department of Human Services;
1432 “(II) Department of Youth Rehabilitation Services;
1433 “(III) Child and Family Services Agency;
1434 “(IV) Office of Neighborhood Safety and Engagement;
1435 “(V) Organizations that receive District funding for truancy
1436 prevention or intervention services; or
1437 “(VI) Organizations that contract with any agencies listed
1438 in sub-sub-subparagraphs (I) through (IV) of this sub-subparagraph to provide services to
1439 youth.”

1440 **SUBTITLE G. UDC IT AND NURSING EDUCATION ENHANCEMENTS**

1441 Sec. 4061. Short title.

1442 This subtitle may be cited as the “University of the District of Columbia IT and Nursing
1443 Education Enhancement Amendment Act of 2022”.

1444 Sec. 4062. Section 4096(a)(2) of the IT Community Training and Advisory Board
1445 Establishment Act of 2021, effective November 13, 2021 (D.C. Law 24-45, D.C. Official Code §
1446 32-1691.05(a)(2)), is amended as follows:

1447 (a) Subparagraph (D) is amended by striking the phrase “; and” and inserting a
1448 semicolon in its place.

1449 (b) Subparagraph (E) is amended by striking the period and inserting the phrase “; and”
1450 in its place.

1451 (c) A new subparagraph (F) is added to read as follows:

1452 “(F) The salary and fringe benefits of faculty or staff who teach or support
1453 classes or training in information technology, computer science, or cyber security at UDC-CC.”.

1454 Sec. 4063. Section 4116(b) of the DC Nurse Education Enhancement Program
1455 Amendment Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code §
1456 32-1693.05(b)), is amended as follows:

1457 (a) Paragraph (4) is amended by striking the phrase “; and” and inserting a semicolon in
1458 its place.

1459 (b) Paragraph (5) is amended by striking the period and inserting the phrase “; and” in its
1460 place.

1461 (c) A new paragraph (6) is added to read as follows:

1462 “(6) The salary and fringe benefits of faculty or staff who teach or support classes
1463 or training in nursing and related health fields in which program participants may enroll at the
1464 University.”.

1465 **SUBTITLE H. EARLY CHILDHOOD EDUCATOR PAY EQUITY**

1466 **CLARIFICATION**

1467 Sec. 4071. Short title.

1468 This subtitle may be cited as the “Early Childhood Educator Pay Equity Fund
1469 Amendment Act of 2022”.

1470 Sec. 4072. Section 5102 of the Early Childhood Educator Pay Equity Fund Establishment
1471 Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 1-325.431), is
1472 amended as follows:

1473 (a) Subsection (a) is amended by striking the phrase “Education in” and inserting the
1474 phrase “Education (“OSSE”) in” in its place.

1475 (b) Subsection (c) is amended to read as follows:

1476 “(c) The Fund shall be used to:

1477 “(1) Support the implementation of the ECE salary scale established and updated
1478 pursuant to section 11b(b) of the Day Care Policy Act of 1979, effective October 30, 2018 (D.C.
1479 Law 22-179; D.C. Official Code § 4-410.01(b)).

1480 “(1A) With funds appropriated in Fiscal Years 2022 and 2023, implement an
1481 early educator pay parity program that will provide direct, lump-sum payments to assistant
1482 teachers and lead teachers who elect to participate in the program as follows; provided, that an
1483 employee may elect to receive less than the stated amount:

1484 “(A) \$10,000 each year if the employee is an assistant teacher; and

1485 “(B) \$14,000 each year if the employee is a lead teacher;

1486 “(1B) Beginning in Fiscal Year 2023 and in any future fiscal year in which funds
1487 available for the Fund exceed those required to support other uses authorized pursuant to this
1488 subsection, reduce health insurance premiums paid by child development facilities or eligible

1489 employees of child development facilities, pursuant to an agreement with the DC Health Benefit
1490 Exchange;

1491 “(2)(A) Pay OSSE administrative costs related to implementing the early educator
1492 pay parity program authorized in paragraph (1A) of this subsection or increasing the minimum
1493 compensation for employees of child development facilities pursuant to the ECE salary scale
1494 established and updated pursuant to section 11b(b) of the Day Care Policy Act of 1979, effective
1495 October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-410.01(b)), which may include:

1496 “(i) Personnel costs;

1497 “(ii) Grantee or vendor costs related to distributing pay
1498 supplements to early educators;

1499 “(iii) Costs related to providing technical assistance to child
1500 development facilities; and/or

1501 “(iv) Costs of conducting outreach to early childhood educators
1502 and child development facilities in Fiscal Year 2022 and in Fiscal Year 2023 to support the
1503 implementation of the Fund.

1504 “(B) Administrative costs authorized to be paid pursuant to subparagraph
1505 (A) of this paragraph shall not exceed \$5,390,878 in Fiscal Years 2022 and 2023 and, in any
1506 fiscal year thereafter, 5% of the annual amount deposited in the Fund.”.

1507 (c) A new subsection (d-2) is added to read as follows:

1508 “(d-2) Unless otherwise prohibited by federal law, in Fiscal Years 2022 and 2023, lump-
1509 sum payments an individual receives from the early educator pay parity program established
1510 pursuant to subsection (c)(1A) of this section shall not be counted as income or assets:

1511 “(1) For the purposes of determining eligibility or calculating benefits under the
1512 District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101;
1513 D.C. Official Code § 4-202.01 *et seq.*);

1514 “(2) For the purpose of determining eligibility or calculating benefits for the
1515 following benefit programs:

1516 “(A) D.C. HealthCare Alliance (section 8(2) of the Department of Health
1517 Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C.
1518 Official Code § 7-771.07(2));

1519 “(B) Educational scholarships the District administers with local funds;

1520 “(C) Home Purchase Assistance Program (the Home Purchase Assistance
1521 Fund Act of 1978, effective September 12, 1978 (D.C. Law 2-103; D.C. Official Code § 42-2601
1522 *et seq.*);

1523 “(D) Housing subsidy vouchers issued through the Rent Supplement
1524 Program (section 26 of the District of Columbia Housing Authority Act of 1999, effective March
1525 2, 2007 (D.C. Law 16-192; D.C. Official Code § 6-226));

1526 “(E) Grandparent Caregiver Program (the Grandparent Caregivers Pilot
1527 Program Establishment Act of 2005, effective March 8, 2006 (D.C. Law 16-69; D.C. Official
1528 Code § 4-251.01 *et seq.*);

1529 “(F) Close Relative Caregiver Program (the Close Relative Caregiver
1530 Subsidy Pilot Program Establishment Amendment Act of 2019, effective November 26, 2019
1531 (D.C. Law 23-32; D.C. Official Code § 4-251.21 *et seq.*); and

1532 “(G) Other District government benefit programs administered with local
1533 funds, including Strong Families, Strong Futures.”.

1534 (d) Subsection (e) is amended to read as follows:

1535 “(e) For the purposes of this section, the term:

1536 “(1) “Assistant teacher” shall have the same meaning as provided in section 2(1)
1537 of the Daycare Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official
1538 Code § 4-401(1)).

1539 “(2) “Child development facility” shall have the same meaning as provided in
1540 section 2(2B) of the Daycare Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16;
1541 D.C. Official Code § 4-401(2B)).

1542 “(3) “ECE salary scale” shall have the same meaning as provided in section 2(4C)
1543 of the Daycare Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official
1544 Code § 4-401(4C)).

1545 “(4) “Lead teacher” shall have the same meaning as provided in section 2(5A) of
1546 the Daycare Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official
1547 Code § 4-401(5A)).”.

1548 (e) A new subsection (f) is added to read as follows:

1549 “(f) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective
1550 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), OSSE may enter into a
1551 sole source grant agreement covering Fiscal Years 2022 and 2023 for the purpose of
1552 implementing the early educator pay parity program by distributing direct, lump-sum payments

1553 to employees of early childhood development providers, as authorized pursuant to subsection
1554 (c)(1A) of this section.”.

1555 Sec. 4073. The Daycare Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-
1556 16; D.C. Official Code § 4-401 *et seq.*), is amended as follows:

1557 (a) Section 2 (D.C. Official Code § 4-401) is amended as follows:

1558 (1) Existing paragraph (1) is redesignated as paragraph (1C).

1559 (2) Existing paragraph (1A) is redesignated as paragraph (1D).

1560 (3) New paragraphs (1), (1A), and (1B) are added to read as follows:

1561 “(1) The term “assistant teacher” means a child development facility employee in
1562 one of the following roles who cares for children aged 5 or under, toddlers, or infants:

1563 “(A) Assistant teacher in a child development center, as defined in 5-A
1564 DCMR § 166.1, including an assistant teacher employed in a Pre-K Enhancement and Expansion
1565 Program Community Based Organization; or

1566 “(B) Associate caregiver in an expanded child development home, as
1567 defined in 5-A DCMR § 171.

1568 “(1A) The term “Associate’s” means an associate’s degree from an institution of
1569 higher education accredited by an agency recognized by the U.S. Secretary of Education or the
1570 Council for Higher Education Accreditation.

1571 “(1B) The term “Bachelor’s” means a bachelor’s degree from a college or
1572 university accredited by an agency recognized by the U.S. Secretary of Education.”.

1573 (4) New paragraphs (2A) and (2B) are added to read as follows:

1574 “(2A) The term “CDF payroll formula” means the child development facility
1575 payroll funding formula the Department establishes pursuant to section 3(b)(1).

1576 “(2B) "Child development facility" means a center, home, or other structure that
1577 is licensed by the Office of the State Superintendent of Education to provide care and other
1578 services, supervision, and guidance for children, infants, and toddlers on a regular basis,
1579 regardless of its designated name. The term "child development facility" does not include a
1580 public or private elementary or secondary school engaged in legally required educational and
1581 related functions.”.

1582 (5) Paragraph (4) is amended by striking the phrase “Executive Office of the
1583 Mayor or the Mayor’s designee” and inserting the phrase “the Office of the State Superintendent
1584 of Education” in its place.

1585 (6) Existing paragraph (4A) is redesignated as paragraph (4E).

1586 (7) New paragraphs (4A), (4B), and (4C) are added to read as follows:

1587 “(4A) The term “Early Childhood Educator Pay Equity Fund” means the special
1588 fund established pursuant to section 5102 of the Early Childhood Educator Pay Equity Fund
1589 Establishment Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code §
1590 1-325.431).

1591 “(4B) The term “ECE” means early childhood education.

1592 “(4C) The term “ECE salary scale” means the early childhood educator salary
1593 scale for lead and assistant teachers established and updated pursuant to section 411b(b).”.

1594 (8) Existing paragraph (5A) is redesignated as paragraph (5B).

1595 (9) Newly designated paragraph (5B) is repealed

1596 (10) Existing paragraph (5B) is redesignated as paragraph (5C).

1597 (11) A new paragraph (5A) is added to read as follows:

1598 “(5A) The term “lead teacher” means a child development facility operator or
1599 employee in one of the following roles, who cares for children aged 5 and under, toddlers, or
1600 infants:

1601 “(A) Teacher in a child development center, as defined in 5-A DCMR §
1602 165.1, excluding a teacher employed to teach pre-kindergarten in a Pre-K Enhancement and
1603 Expansion Program Community Based Organization;

1604 “(B) Child development home caregiver, as defined in 5-A DCMR §
1605 168.1.

1606 “(C) Expanded child development home caregiver, as defined in 5-A
1607 DCMR § 170.2.”.

1608 (a) Section 3 (D.C. Official Code § 4-402) is amended as follows:

1609 (1) Designate the existing text as subsection (a).

1610 (2) A new subsection (b) is added to read as follows:

1611 “(b) The Department is further authorized to provide supplemental payments to child
1612 development facilities licensed pursuant to section 5 of the Child Development Facilities
1613 Regulation Act of 1998, effective April 13, 1999 (D.C. Law 12-215; D.C. Official Code § 7-
1614 2034), to implement the ECE salary scale. The Department shall:

1615 “(1) Establish and periodically update a child development facilities payroll
1616 funding formula through rules issued pursuant to Title 1 of the District of Columbia
1617 Administrative Procedures Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code §

1618 2-501 *et seq.*), which the Department shall use to issue payments from the Early Childhood
1619 Educator Pay Equity Fund to licensed child development facilities to implement the minimum
1620 salaries provided in the ECE salary scale;

1621 “(2) Publish a recommended salary schedule, consistent with the minimum
1622 salaries in the ECE salary scale, which shall include pay bands or steps that reflect proposed
1623 salary increases based on experience or time-in-position;

1624 “(3) Establish requirements for licensed child development facilities to receive
1625 CDF payroll formula funds;

1626 “(4) Execute contracts or agreements with licensed child development facility
1627 operators to govern Department distribution and facility use and administration of CDF payroll
1628 formula funds, which shall:

1629 “(A) Be renewed not less than once every 3 years;

1630 “(B) Describe the basis on which CDF payroll formula payments will be
1631 calculated;

1632 “(C) Provide a schedule of when the Department will distribute CDF
1633 payroll formula payments;

1634 “(D) State requirements for participating facilities and remedies for failure
1635 to meet requirements; and

1636 “(E) Specify reporting and auditing requirements for participating
1637 facilities; and

1638 “(5) Ensure that licensed child development facilities that receive CDF payroll
1639 formula funds pay lead teachers and assistant teachers employed by the child development

1640 facility wages or salaries, on a regular basis, that meet or exceed the minimum salaries in the
1641 ECE salary scale applicable for an employee’s role and credentials.

1642 “(c)(1) By March 1, 2023, the Department shall publish the first CDF payroll formula,
1643 which shall be based on the recommendations in the Final Report of the Early Childhood
1644 Educator Equitable Compensation Task Force, introduced March 23, 2022 (RC 24-154), and
1645 take into account the cost modeling analysis conducted pursuant to section 11a(b). The CDF
1646 payroll formula shall incorporate the estimated cost for child development facilities to implement
1647 the minimum salaries specified in section 11b(b). The publication shall include the estimated
1648 total cost of payments to be made to child development facilities for the upcoming fiscal year
1649 and the total cost of salaries based on average salary and by experience.

1650 “(2) The proposed CDF payroll formula shall account for valid and reliable
1651 indicators of child, family, or community economic disadvantage and resources, in order to
1652 direct increased funding to facilities serving families and communities with fewer economic
1653 resources.”.

1654 (b) Section 5a(a) (D.C. Official Code § 4-404.01(a)) is amended as follows:

1655 (1) Paragraph (5) is amended by striking the phrase “when the foster care provider
1656 is working, if only one foster care provider is in the home, when both foster care providers are
1657 working, if 2 foster care providers are in the home, and child care services are in the best interest
1658 of the child”.

1659 (2) Paragraph (7) is repealed.

1660 (3) Paragraph (8) is repealed.

1661 (c) Section 11a (D.C. Official Code § 4-410.01) is amended to read as follows:

1662 “Sec. 11a. Studies of child development facilities for infants and toddlers.

1663 “(a) OSSE shall make public its payment rates for child development facilities
1664 participating in the child care subsidy program by October 1 of each year.

1665 “(b) By March 1, 2023, February 1, 2024, and on a triennial basis thereafter, OSSE shall
1666 conduct a cost modeling analysis to estimate the operating costs for child development facilities
1667 to implement the salary scale established and updated pursuant to section 11b(b).

1668 “(c) By February 1, 2024, and on a triennial basis thereafter, OSSE shall submit a report
1669 to the Council that includes:

1670 “(1) The findings from the cost modeling analysis, updated to include the current
1671 salary scale;

1672 “(2) A description of the methodology used to determine the cost of care,
1673 including the salary scale and an analysis of child development facilities that assesses:

1674 “(A) Quality rating under the Quality Rating and Improvement System;

1675 “(B) Type of facility;

1676 “(C) Number and age of infants, toddlers, and children served and number
1677 of classrooms per age-group;

1678 “(D) Proportion and reimbursement rate for infants, toddlers, and children
1679 served who participate in the child care subsidy program;

1680 “(E) Staffing costs associated with applying the salary scale, including
1681 benefits;

1682 “(F) Whether the facility participates in a shared service alliance,
1683 including the Quality Improvement Network; and

1684 “(G) Total number of early childhood educators, differentiated by role and
1685 credential, used in the cost modeling analysis.”.

1686 (e) Section 11b (D.C. Official Code 4-410.02) is amended to read as follows:

1687 “Sec. 11b. Payments to child development facilities.

1688 “(a) By October 1, 2024, and on a triennial basis thereafter, the Department shall
1689 establish payment rates for child development facilities providing care for infants, toddlers, and
1690 children ages birth to 5. Subject to available appropriations, the rate shall be sufficient to, when
1691 combined with CDF payroll formula payments, provide a child development facility with
1692 funding to operate based on a cost modeling analysis that incorporates costs incurred as a result
1693 of implementing the ECE salary scale.

1694 “(b) Beginning in Fiscal Year 2024, child development facilities that enter into a contract
1695 or agreement with the Department to receive monies from the Early Childhood Educatory Pay
1696 Equity Fund shall use such monies to achieve, at minimum, the salaries for assistant and lead
1697 teachers listed in Tables 1 and 2:

| Table 1: Assistant Teacher Minimum Salaries | |
|---|------------------------------|
| Credential Level | Minimum salary |
| Less than a CDA | \$39,250/year (\$19/hour) |
| CDA | \$45,488/year (\$21.85/hour) |
| Associate’s | \$48,216/year (\$23.18/hour) |

1698

| Table 2: Lead Teacher Minimum Salaries | |
|--|----------------|
| Credential Level | Minimum salary |

| | |
|--|-------------------------|
| CDA or 48 credit hours with greater than or equal to 15 credit hours in ECE | \$48,216 (\$23.18/hour) |
| Associate’s in ECE or Associate’s with greater than or equal to 24 credit hours in ECE | \$56,725 (\$27.27/hour) |
| Bachelor’s in ECE or Bachelor’s with greater than or equal to 24 credit hours in ECE | \$66,735 (\$32.08/hour) |

1699

1700

“(b)(1) Beginning February 1, 2023, and annually by February 1 thereafter, the

1701

Department shall recommend updates to Tables 1 and 2 to reflect minimum assistant teacher and

1702

lead teacher salaries for the following fiscal year. The proposed updates shall incorporate the

1703

following principles:

1704

“(A) The minimum salary for a lead teacher with a bachelor’s degree in

1705

ECE or a bachelor’s degree with greater than or equal to 24 credit hours in ECE shall be equal to

1706

or greater than the minimum salary of a full-time, 12-month teacher with a bachelor’s degree

1707

employed by the District of Columbia Public Schools.

1708

“(B) The minimum salary for a lead teacher with an associate’s degree in

1709

ECE or an associate’s degree with greater than or equal to 24 credit hours in ECE shall aim to be

1710

85% of the minimum salary of a lead teacher with a bachelor’s degree in ECE or a bachelor’s

1711

degree with great than or equal to 24 credit hours in ECE;

1712

“(C) The minimum salary for a lead teacher with a CDA or 48 credit hours

1713

with greater than or equal to 15 credit hours in ECE shall aim to be 85% of the minimum salary

1714 of a lead teacher with an associate degree in ECE or an associate degree with greater than or
1715 equal to 24 credit hours in ECE;

1716 “(D) The minimum salary for an assistant teacher with an associate degree
1717 should be equal to the minimum salary of a lead teacher with a CDA or 48 credit hours with
1718 greater than or equal to 15 credit hours in ECE;

1719 “(E) The minimum salary for an assistant teacher with a CDA should be
1720 equal to 94% of the minimum salary for an assistant teacher with an associate degree; and

1721 “(F) Each salary level shall annually increase in proportion to the annual
1722 average increase, if any, in the Consumer Price Index for All Urban Consumers in the
1723 Washington Metropolitan Statistical Area published by the Bureau of Labor Statistics of the
1724 United States Department of Labor for the previous calendar year, rounded to the nearest
1725 multiple of \$.05; provided, that the increase shall not exceed 2%.

1726 “(2) The Department shall aim to maintain the ongoing solvency of the Early
1727 Childhood Educator Pay Equity Fund. If the Department’s recommended updates to Tables 1 and
1728 2 deviate from the principles set forth in paragraph (1) of this paragraph, it shall provide an
1729 explanation for the deviation.

1730 “(3) The Mayor shall include the updated tables in the Mayor’s annual budget
1731 submission to the Council.

1732 “(c)(1) In the event that funds available in the Early Childhood Educator Pay Equity Fund
1733 are insufficient to cover the costs to implement the ECE salary scale, the Department may do any
1734 combination of the following:

1735 “(A) Reduce CDF payroll formula payments to child development
1736 facilities to align with the availability of funds and issue guidance to facilities for adjusting
1737 implementation of the salary scale for the fiscal year; or

1738 “(B) Reduce the number of child development facilities receiving CDF
1739 payroll formula payments, in which case the Department shall prioritize funding to child
1740 development facilities receiving subsidy payments pursuant to section 5a.

1741 “(2) The Department shall notify the Council of reductions authorized in
1742 paragraph (1) of this subsection within 5 business days after the decision to make such
1743 reductions is made.”.

1744 Sec. 4074. The “Office of the State Superintendent of Education Pay Parity Program for
1745 Early Childhood Educators Authorization Temporary Amendment Act of 2022, enacted March
1746 28, 2022 (D.C. Act 24-368; 69 DCR 3016), is repealed.

1747 **SUBTITLE I. DC INFRASTRUCTURE ACADEMY CDL PIPELINE PILOT**
1748 **PROGRAM**

1749 Sec. 4081. Short title.

1750 This subtitle may be cited as the “DC Infrastructure Academy Commercial Driver’s
1751 License Mass Transportation Pipeline Pilot Program Amendment Act of 2022”.

1752 Sec. 4082. Section 2e of the Youth Employment Act of 1979, effective December 3, 2020
1753 (D.C. Law 23-149; D.C. Official Code § 32-246), is amended by adding a new subsection (d) to
1754 read as follows:

1755 “(d)(1) In Fiscal Year 2023, the DCIA shall administer a Commercial Driver’s License
1756 (“CDL”) mass transportation pipeline pilot program (“pilot program”) that will train and support

1757 District residents to work toward employment with local mass transportation agencies such as
1758 the Washington Metropolitan Area Transportation Authority (“WMATA”).

1759 “(2) To implement the pilot program, DCIA shall:

1760 “(A) Screen candidates for their suitability to receive their CDL and be
1761 hired as bus drivers with mass transportation agencies;

1762 “(B) Train candidates to receive their CDL or refer candidates to external
1763 training based on candidates’ suitability;

1764 “(C) Provide candidates with assistance completing their CDL
1765 applications and applying for employment with local mass transportation agencies, including
1766 through:

1767 “(i) Resume development;

1768 “(ii) Employment-readiness skills development; and

1769 “(iii) Interview preparation; and

1770 “(D) Recruit candidates for the pilot program.

1771 “(3) DCIA shall select candidates to participate in the pilot program through
1772 suitability screening that will ensure participants have a high likelihood of being hired by local
1773 mass transportation agencies. Screening may include a criminal background check, screening for
1774 use of drugs and alcohol, or a review of participants’ driving, employment, or medical records.

1775 “(4) DCIA shall train or refer participants to external training with local mass
1776 transportation agencies based on participants’ suitability and qualifications.

1777 “(5) DCIA’s CDL training program may be facilitated by DCIA staff or through
1778 contracts with training providers. DCIA may coordinate with mass transportation agencies to
1779 obtain vehicles or other training materials to create new or expand existing CDL training.

1780 “(6) DCIA shall provide CDL test preparation assistance for all participants who
1781 receive DCIA-administered CDL training. This assistance may include:

1782 “(A) Working with the Department of Motor Vehicles to schedule tests;

1783 “(B) Leading and facilitating test preparation sessions;

1784 “(C) Educating participants on test-taking strategies; and

1785 “(D) Providing support to participants with test performance anxiety.

1786 “(7) DCIA shall launch a Districtwide campaign to recruit participants for the
1787 pilot program. Recruitment shall include outreach to American Job Center visitors, and current
1788 and past participants of DOES programs including the DCIA, Project Empowerment, DC Career
1789 Connections, Pathways for Young Adults, and the Marion Barry Summer Youth Employment
1790 Program. Recruitment may also include outreach to adult education programs and District
1791 residents who are drivers with ridesharing companies.

1792 “(8) DCIA may accept a candidate who is deemed unsuitable for employment
1793 with a mass transportation agency due to a candidate’s failure to pass drug or alcohol screening
1794 into the pilot program to receive DCIA-administered CDL training if DCIA determines that the
1795 candidate would likely be able to pass drug and alcohol screening in the future. DCIA may
1796 provide such participants with support or referrals to community services to address substance
1797 abuse concerns.

1798 “(9) For the purposes of this chapter:

1799 “(A) “CDL” means a commercial driver’s license issued by the District of
1800 Columbia or other jurisdiction, in accordance with the federal regulations, 49 CFR Part 383, to
1801 an individual which authorizes the individual to operate a class of commercial vehicle.

1802 “(B) “Mass transportation agency” means a government, quasi-
1803 government, or privately owned agency that transports the public by bus, train, trolley, streetcar,
1804 shuttle, or other means. These agencies may include WMATA, the DC Circulator, or the DC
1805 Streetcar.

1806 **SUBTITLE J. SCHOOL ATTENDANCE ZONE BOUNDARIES UPDATE**

1807 Sec. 4091. Short title.

1808 This subtitle may be cited as the “Attendance Zone Boundaries Amendment Act of
1809 2022”.

1810 Sec. 4092. Section 4072 of the Attendance Zone Boundaries Act of 2013, effective
1811 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 38-221), is amended as follows:

1812 (a) Designate the existing text as subsection (a).

1813 (b) New subsections (b) and (c) are added to read as follows:

1814 “(b) In calendar year 2023 and every 10 years thereafter, the Mayor shall complete a
1815 comprehensive review of District of Columbia Public Schools student assignment policies.

1816 “(c) The comprehensive review shall include an examination of and recommendation for:

1817 “(1) Student assignment by right based on District of Columbia Public School
1818 attendance zones and feeder pathways, which shall include:

1819 “(A) Attendance zone boundaries;

1820 “(B) School feeder patterns; and

- 1821 “(C) Early childhood education access by right;
- 1822 “(2) Whether there is adequate capacity in zoned District of Columbia Public
- 1823 Schools facilities, which shall include:
- 1824 “(A) Early childhood capacity;
- 1825 “(B) Capacity for elementary school grades;
- 1826 “(C) Capacity for middle school grades; and
- 1827 “(D) Capacity for high school grades;
- 1828 “(3) Whether there is equitable access to high-quality public schools, which shall
- 1829 include:
- 1830 “(A) Standards on out-of-boundary minimums;
- 1831 “(B) Placement priorities for students designated “at-risk”;
- 1832 “(C) Specialized and selective programs and schools; and
- 1833 “(D) Modes of transportation by which students travel to school; and
- 1834 “(4) Education infrastructure planning, which shall include:
- 1835 “(A) Enrollment and facilities planning; and
- 1836 “(B) Planning across public school sectors.”.

1837 **SUBTITLE K. PUBLIC SCHOOL HEALTHY FOOD CURRICULUM GRANTS**

1838 Sec. 4101. Short title.

1839 This subtitle may be cited as the “Public School Healthy Food Curriculum Grants

1840 Amendment Act of 2023”.

1841 Sec. 4102. Section 302 of the Healthy Schools Act of 2010, effective July 17, 2010 (D.C.

1842 Law 18-209; D.C. Official Code § 38-823.02), is amended as follows:

1843 (a) Designate the existing text as subsection (a).

1844 (b) New subsections (b) and (c) are added to read as follows:

1845 “(b) In Fiscal Year 2023, notwithstanding the Grant Administration Act of 2013,

1846 effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), no later

1847 than November 1, 2022, the Office of the State Superintendent of Education shall issue a

1848 \$1,600,000 grant to a not-for-profit organization that currently partners with the District of

1849 Columbia Public Schools (“DCPS”) to integrate farming, cooking, and nutrition education

1850 curriculum (“healthy food programming”) into core academics for the purpose of continuing

1851 such programming at DCPS in the 2022-2023 school year.

1852 **TITLE V. HUMAN SUPPORT SERVICES**

1853 **SUBTITLE A. MEDICAID HOME AND COMMUNITY-BASED SERVICES**

1854 **ENHANCEMENT FUND**

1855 Sec. 5001. Short title.

1856 This subtitle may be cited as the “Medicaid Home and Community-Based Services

1857 Enhancement Fund Establishment Act of 2022”.

1858 Sec. 5002. The Department of Health Care Finance Establishment Act of 2007, effective

1859 February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*), is amended as

1860 follows:

1861 (a) Section 8c is repealed.

1862 (b) A new section 8d is added to read as follows:

1863 “Sec. 8d. Home and Community-Based Services Enhancement Fund.

1864 “(a) There is established as a special fund the Medicaid Home and Community-Based
1865 Services Enhancement Fund (“Fund”), which shall be administered by the Department in
1866 accordance with subsections (c) and (d) of this section.

1867 “(b)(1) On or before October 1, 2022, the Chief Financial Officer shall deposit into the
1868 Fund an amount of local funds equal to the amount of federal funds received by the District
1869 attributable to the increase in the federal medical assistance percentage authorized by section
1870 9817 of the American Rescue Plan Act of 2021, approved March 11, 2021 (135 Stat. 216; 42
1871 U.S.C. 1396d, note) (the “Section 9817 Enhancement Amount”), minus the amount of the
1872 Section 9817 Enhancement Amount expended by the District before the date the Chief Financial
1873 Officer makes the deposit required by this paragraph.

1874 “(2) There shall be deposited into the Fund after the date the Chief Financial
1875 Officer makes the deposit required by paragraph (1) of this subsection an amount of local funds
1876 equal to the amount of any additional federal funds received by the District attributable to the
1877 increase in the federal medical assistance percentage authorized by section 9817 of the American
1878 Rescue Plan Act of 2021, approved March 11, 2021 (135 Stat. 216; 42 U.S.C. 1396d, note).

1879 “(c) Money in the Fund shall be used only to fund the implementation of activities that
1880 enhance, expand, or strengthen Medicaid home and community-based services, as described in
1881 the Initial Spending Plan and Narrative for Enhanced Funding for Medicaid Home and
1882 Community-Based Services under Section 9817 of the American Rescue Plan Act of 2021, as
1883 such plan may be updated from time to time, or as otherwise authorized by the Centers for
1884 Medicare and Medicaid Services.

1885 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
1886 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
1887 of a fiscal year, or at any other time.

1888 “(2) Subject to authorization in an approved budget and financial plan, any funds
1889 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

1890 **SUBTITLE B. OPIOID LITIGATION PROCEEDS**

1891 Sec. 5011. Short title.

1892 This subtitle may be cited as the “Opioid Abatement Fund Establishment Act of 2022”

1893 Sec. 5012. Opioid Abatement Fund.

1894 (a) There is established as a special fund the Opioid Abatement Fund (“Fund”), which shall be
1895 administered by the Mayor in accordance with this section.

1896 (b) Monies from the following sources shall be deposited into the Fund:

1897 (1) Funds received by the District in settlement of *In re National Prescription*
1898 *Opiate Litigation*, No. 1:17-md-2804, regardless of whether such funds are received as a lump
1899 sum or series of payments to be made over time; and

1900 (2) Monies otherwise appropriated to, or transferred to, the Fund in accordance with law.

1901 (c) Money deposited into the Fund shall not be obligated or expended until the Council of the
1902 District of Columbia passes legislation setting forth the permissible uses of the money in the Fund.

1903 (d)(1) Money deposited into the Fund shall not revert to the unassigned fund balance of the
1904 General Fund of the District of Columbia at the end of any fiscal year or at any other time.

1905 (2) Subject to authorization in an approved budget and financial plan, any funds
1906 deposited into the Fund shall be continually available without regard to fiscal year limitation.

1907 **SUBTITLE C. ALLIANCE ENROLLMENT**

1908 Sec. 5021. Short title.

1909 This subtitle may be cited as the “Alliance Enrollment Amendment Act of 2022”.

1910 Sec. 5022. Section 7b of the Health Care Privatization Amendment Act of 2001, effective
1911 December 13, 2017 (D.C. Law 22-35; D.C. Official Code § 7-1407), is amended as follows:

1912 (a) Subsection (b) is amended by striking the phrase “; except, that the Mayor may
1913 require enrollees to complete one in-person certification each year in Fiscal Years 2023, 2024,
1914 and 2025.” and inserting a period in its place.

1915 (b) Subsections (c) and (d) are repealed.

1916 (c) A new subsection (e) is added to read as follows:

1917 “(e) Enrollees in the Alliance shall be required to recertify their enrollment on an annual
1918 basis.”.

1919 **SUBTITLE D. FIRST-TIME MOTHERS HOME VISITING PROGRAM**

1920 Sec. 5031. Short title.

1921 This subtitle may be cited as the “First-Time Mothers Home Visiting Program
1922 Amendment Act of 2022”.

1923 Sec. 5032. Section 105a of the Birth-to-Three for All DC Amendment Act of 2018,
1924 effective September 11, 2019 (D.C. Law 23-16; D.C. Official Code § 4-651.05a), is amended as
1925 follows:

1926 (a) The section heading is amended by striking the phrase “First Time Mothers” and
1927 inserting the phrase “First-Time Mothers” in its place.

1928 (b) Subsection (a) is amended as follows:

1929 (1) Paragraph (2) is amended by striking the phrase “in accordance with the
1930 subsection” and inserting the phrase “in accordance with this subsection” in its place.

1931 (2) A new paragraph (4) is added to read as follows:

1932 “(4) In Fiscal Year 2023, DOH shall provide an amount not to exceed \$150,000 to the
1933 home visiting provider who was awarded the competitive grant pursuant to paragraph (1) of this
1934 subsection, to be expended for the purposes set forth in that paragraph.”.

1935 **SUBTITLE E. PERINATAL MENTAL HEALTH TASK FORCE**

1936 Sec. 5041. Short title.

1937 This subtitle may be cited as the “Perinatal Mental Health Task Force Establishment Act
1938 of 2022”.

1939 Sec. 5042. Definitions.

1940 For the purposes of this subtitle, the term:

1941 (1) “Certified midwife” shall have the same meaning as provided in section
1942 101(1B-i) of the District of Columbia Health Occupations Revision Act of 1985, effective
1943 January 28, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1201.01(1B-i)).

1944 (2) “Certified nurse-midwife” shall have the same meaning as provided in section
1945 101(1C) of the District of Columbia Health Occupations Revision Act of 1985, effective January
1946 28, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1201.01(1C)).

1947 (3) “Certified professional midwife” shall have the same meaning as provided in
1948 section 101(1D) of the District of Columbia Health Occupations Revision Act of 1985, effective
1949 January 28, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1201.01(1D)).

1950 (4) “Culturally congruent” means care, or maternity care that is in agreement with
1951 the preferred cultural values, beliefs, worldview, language, and practices of the health care
1952 consumer and other stakeholders.

1953 (5) “Doula” shall have the same meaning as provided in section 101(6C) of the
1954 District of Columbia Health Occupations Revision Act of 1985, effective January 28, 1986 (D.C.
1955 Law 6-99; D.C. Official Code § 3-1201.01(6C)).

1956 (6) "Home visiting program" means an entity that:

1957 (A) Supports expectant parents, and parents or legal guardians with
1958 infants, toddlers, and children between 3 and 5 years of age; and

1959 (B) Provides access to health, social, and educational services through
1960 weekly or monthly home visits to promote positive child health and development outcomes,
1961 including healthy home environments, healthy birth outcomes, and a reduction in adverse
1962 childhood experiences.

1963 (7) “Perinatal period” means the period of pregnancy and one year thereafter
1964 during which time perinatal mood and anxiety disorders are typically diagnosed.

1965 (8) "Postpartum recovery" shall have the same meaning as provided in section
1966 151(5) of the Department of Youth Rehabilitation Services Establishment Act of 2004, effective
1967 July 25, 2015 (D.C. Law 20-280; D.C. Official Code § 2-1515.51(5)).

1968 (9) "Task Force" means the Perinatal Mental Health Task Force established
1969 by section 5xx2.

1970 (10) “Vulnerable populations” means populations at risk of or living with
1971 undiagnosed, underserved, untreated, or undertreated perinatal mood and anxiety disorders.

1972 Sec. 5043. Perinatal Mental Health Task Force.

1973 (a) There is established a Perinatal Mental Health Task Force to provide comprehensive
1974 policy recommendations for the improvement of perinatal mental health in the District. The Task
1975 Force shall study and make recommendations regarding:

1976 (1) Vulnerable populations and risk factors for perinatal mental health disorders
1977 that may occur during the perinatal period;

1978 (2) Evidence-based and promising practices for those with or at risk of perinatal
1979 mood and anxiety disorders, including related clinical and nonclinical care such as peer support
1980 and community health workers through the public and private sectors that promotes access to
1981 care including screening, diagnosis, intervention, treatment, recovery and prevention services;

1982 (3) Barriers to access to care during the perinatal period for birthing people and
1983 their partners and identifying evidence-based and promising practices for care coordination,
1984 systems navigation, and case management services that address and eliminate barriers to
1985 accessing care and care utilization for birthing people and their partners;

1986 (4) Evidence-informed practices that are culturally congruent and accessible to
1987 eliminate racial and ethnic disparities that exist in addressing prevention, screening, diagnosis,
1988 intervention and treatment, and recovery from perinatal mood and anxiety disorders;

1989 (5) National and global models that successfully that promotes access to care
1990 including screening, diagnosis, intervention, treatment, recovery and prevention services for
1991 perinatal mood and anxiety disorders in the pregnant or postpartum person and non-birthing
1992 partner;

1993 (6) Community-based or multigenerational practices that support individuals and
1994 families affected by a maternal mental health condition;

1995 (7) Successful initiatives regarding workforce development encompassing the
1996 hiring, training, and retention of a behavioral health care workforce as it relates to perinatal
1997 mental health, including maximizing non-traditional behavioral health supports such as peer
1998 support and community health workers;

1999 (8) Models for private and public funding of perinatal mental health initiatives;
2000 and

2001 (9) A landscape analysis of available perinatal mental health programs,
2002 treatments, and services, notable innovations and gaps in care provision and coordination, and
2003 encompassing the ability to serve the diversity of perinatal experiences of unique populations,
2004 including amongst Black birthing people, Hispanic birthing people, pregnant and postpartum
2005 people of color, perinatal immigrant populations, adolescents who are pregnant and parenting,
2006 LGBTQIA+ birthing people, child welfare involved birthing people, disabled, justice involved,
2007 incarcerated, homeless, and their non-birthing partners.

2008 (b) By August 31, 2023, the Task Force shall submit to the Mayor and the Council a
2009 comprehensive report setting forth its findings and providing recommendations regarding
2010 legislation, policy initiatives, and the funding requirements of initiatives to address perinatal
2011 mental health needs in the District.

2012 (c) The Task Force shall consist of 21 members as follows:

2013 (1) The Deputy Mayor of the Office of the Deputy Mayor for Health and Human
2014 Services or his or her designee;

- 2015 (2) The Director of the Department of Behavioral Health or his or her designee;
- 2016 (3) The Director of the Department of Health or his or her designee;
- 2017 (4) The Director of the Department of Health Care Finance or his or her designee;
- 2018 (5) The Chairperson of the Council's Committee on Health or his or her designee;
- 2019 and
- 2020 (6) The Chairperson of the Council's Committee on Human Services or his or her
- 2021 designee; and
- 2022 (7) The following members appointed by the Mayor in accordance with section
- 2023 2(f) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official
- 2024 Code § 1-523.01(f)):
- 2025 (A) At least four members that are members of the community or
- 2026 advocates with perinatal mood and anxiety disorders and meet at least one of the following
- 2027 standards:
- 2028 (i) An individual with current or past perinatal mood and anxiety
- 2029 disorders;
- 2030 (ii) A caregiver or partner to those with current or past perinatal
- 2031 mood and anxiety disorders; or
- 2032 (iii) An advocate informed about perinatal mental health in the
- 2033 District, who is also a beneficiary of perinatal mood or anxiety disorder treatment;
- 2034 (B) At least one representative from a managed care organization
- 2035 contracted in the District;

- 2036 (C) At least 3 representatives from nonprofit health centers serving
2037 birthing populations;
- 2038 (D) A registered nurse experienced in providing perinatal mental health
2039 services in the District;
- 2040 (E) A licensed pediatrician experienced in providing perinatal mental
2041 health services in the District;
- 2042 (F) An obstetrician experienced in providing perinatal mental health
2043 services in the District;
- 2044 (G) A licensed clinical psychologist or psychiatrist with experience
2045 providing perinatal mental health services in the District;
- 2046 (H) A doula;
- 2047 (I) One of the following:
- 2048 (i) A certified midwife practicing in the District;
- 2049 (ii) A certified nurse-midwife practicing in the District; or
- 2050 (iii) A certified professional midwife practicing in the District; and
- 2051 (J) A representative of a home visiting program operating in the District.
- 2052 (d) In constituting this Task Force, the Mayor should consider geographic and
2053 socioeconomic representation.
- 2054 (e) The Mayor shall designate 2 co-chairs of the Task Force, one each from the
2055 government and non-government sectors.
- 2056 (f) Vacancies shall be filled in the same manner as the original appointment to the
2057 position that became vacant.

2058 (g) The Department of Health Care Finance shall publish on its website a public listing of
2059 Task Force members, meeting notices, and meeting minutes.

2060 (h) The Task Force shall dissolve after submitting the report required pursuant to
2061 subsection (b) of this section.

2062 Sec. 5044. Section 2(f) of the Confirmation Act of 1978, effective March 3, 1979 (D.C.
2063 Law 2-142; D.C. Official Code § 1-523.01(f)), is amended as follows:

2064 (a) Paragraph (69) is amended by striking the phrase “; and” and inserting a semicolon in
2065 its place.

2066 (b) Paragraph (70) is amended by striking the period and inserting the phrase “; and” in
2067 its place.

2068 (c) A new paragraph (71) is added to read as follows:

2069 “(71) The Perinatal Mental Health Task Force, established by the Perinatal Mental
2070 Health Task Force Establishment Act of 2022, passed on 2nd reading on _____ (Enrolled
2071 version of Bill 24-714).”.

2072 **SUBTITLE F. WRAPAROUND SUPPORTS FOR YOUNG WOMEN AND GIRLS**

2073 Sec. 5051. Short title.

2074 This subtitle may be cited as the “Wraparound Supports for Young Women and Girls Act
2075 of 2022”.

2076 Sec. 5052. Wraparound services grant program.

2077 (a) The Department shall, on an annual basis, issue a grant of \$75,000 to a non-profit
2078 organization that provides support and mentorship to female students who are District residents

2079 attending elementary through high school, focuses on preventing teen pregnancies, and
2080 encourages college attendance and workforce development.

2081 (b) A grant issued by the Department pursuant to subsection (a) of this section shall be
2082 for the purpose of hiring a full-time employee to provide wraparound services to participating
2083 students.

2084 (c) For purposes of this section the terms:

2085 (1) “Department” means the Department of Health;

2086 (2) “Wraparound services” means health or mental health services provided by a
2087 health professional licensed, registered, or certified to practice in the District.

2088 **SUBTITLE G. DIAPER AFFORDABILITY AND ACCESS**

2089 Sec. 5061. Short title

2090 This subtitle may be cited as the “Diaper Affordability and Access Act of 2022”.

2091 Sec. 5062. Diaper bank grant program.

2092 (a) The Department of Health Care Finance shall issue grant funds to a diaper bank or
2093 diaper program for the purpose of providing funds for the purchase and distribution of free
2094 diapers to eligible parents and legal guardians with infants 3 years of age and under.

2095 (b) To receive funds under the program, a diaper bank or diaper program shall submit a
2096 written application to the Department and satisfy the following conditions:

2097 (1) Serve organizations and individuals within the District;

2098 (2) Have an approved operating budget that includes the purchase of diapers
2099 approved by the board of directors or other governing body of the diaper bank or diaper program;

2100 (3) Submit a detailed proposal outlining how the funds will be used to purchase
2101 and distribute free diapers to eligible parents and legal guardians with infants 3 years of age and
2102 under; and

2103 (4) Meet any other criteria required by the Department.

2104 (c) For purposes of this section the terms:

2105 (1) “Eligible parent” means the natural parent, adoptive parent, or legal guardian
2106 of an infant that is 3 years of age or under that currently resides in the District and is:

2107 (A) In a family that is eligible for:

2108 (i) DC Healthcare Alliance;

2109 (ii) DC Healthy Families;

2110 (iii) Emergency Rental Assistance Program;

2111 (iv) Housing Choice Program;

2112 (v) Low Income Home Energy Assistance Program;

2113 (vi) Medicaid;

2114 (vii) Special Supplemental Nutrition Program for Women, Infants,

2115 and Children;

2116 (viii) Supplemental Nutrition Assistance Program;

2117 (ix) Temporary Assistance for Needy Families Program; or

2118 (x) Unemployment Insurance;

2119 (B) Residing in an emergency shelter, temporary shelter, permanent

2120 supportive housing, or transitional housing; or

2121 (C) Utilizing the services of the diaper bank or diaper program, or the
2122 diaper bank’s or diaper program’s partner organizations.

2123 (2) “Department” means the Department of Health Care Finance.

2124 (3) “Diaper bank” means a nonprofit organization or a fiscally sponsored project
2125 of a nonprofit organization that collects or purchases diapers and other hygiene products for
2126 infants, children, or adults and regularly distributes diapers over an extended period through 2 or
2127 more partner agencies for eventual distribution to individuals free of charge;

2128 (4) “Diaper program” means a program within a nonprofit organization or a
2129 fiscally sponsored project of a nonprofit organization that collects or purchases diapers for the
2130 purpose of regularly distributing the diapers directly to individuals free of charge.

2131 Sec. 5063. Rulemaking Authority.

2132 The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,
2133 approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules
2134 to implement the provisions of this subtitle.

2135 **SUBTITLE H. MEDICAL CANNABIS SOCIAL EQUITY FUND**

2136 Sec. 5071. Short title.

2137 This subtitle may be cited as the “Medical Cannabis Social Equity Fund Establishment
2138 Amendment Act of 2022”.

2139 Sec. 5072. The Legalization of Marijuana for Medical Treatment Initiative of 1999,
2140 effective February 25, 2010 (D.C. Law 13-315; D.C. Official Code § 7-1671.01 *et. seq.*), is
2141 amended by adding a new section 9b to read as follows:

2142 “Section 9b. Medical Cannabis Social Equity Fund.

2143 “(a) There is established as a special fund the Medical Cannabis Social Equity Fund
2144 (“Fund”), which shall be administered by Department of Small and Local Business Development
2145 (“DSLBD”) in consultation with ABRA in accordance with subsection (c) of this section.

2146 “(b) All revenue in excess of the amount budgeted in the Fiscal Year 2023 budget for
2147 Fiscal Year 2023 collected pursuant to D.C. Official Code § 47-2002(a)(7) shall be deposited
2148 into the Fund.

2149 “(c) Money in the Fund shall be used to administer the medical cannabis certified
2150 business enterprise program established in accordance with section 7(d)(5).

2151 “(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund
2152 balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any
2153 other time.

2154 “(2) Subject to authorization in an approved budget and financial plan, any funds
2155 appropriated in the Fund shall be continually available without regard to fiscal year limitation.

2156 “(e) ABRA and DSLBD shall enter into a memorandum of understanding to effectively
2157 implement the distribution of funds in the Fund for the purpose set forth in subsection (c) of this
2158 section.”.

2159 Sec. 5073. Section 47-2002(a)(7)(B) of the D.C. Official Code is amended as follows:

2160 (a) The existing text is redesignated as sub-subparagraph (i).

2161 (b) The newly designated sub-subparagraph (i) is amended by striking the period and
2162 inserting the phrase “; except, that all revenue above the amount certified in the approved Fiscal
2163 Year 2023 budget for Fiscal Year 2023 shall be deposited in the Medical Cannabis Social Equity
2164 Fund established by section 9b of the Medical Cannabis Social Equity Fund Establishment

2165 Amendment Act of 2022, as passed on 1st reading on _____ (Engrossed version of Bill 24-
2166 714) (“section 9b”).” in its place.

2167 **SUBTITLE K. TARGETED AFFORDABLE HOUSING PRIORITIZATION**

2168 Sec. 5081. Short title.

2169 This subtitle may be cited as the “Targeted Affordable Housing Prioritization Act of
2170 2022”.

2171 Sec. 5082. (a) In Fiscal Year 2023, the Department of Human Services shall allocate 395
2172 Targeted Affordable Housing Vouchers to families in the following order:

2173 (1) Families who were exited from the Family Re-Housing Stabilization Program
2174 (“Rapid Re-Housing”) during Fiscal Year 2022 and do not have sufficient income to cover the
2175 cost of a rental unit of appropriate size for the family.

2176 (2) Families in Rapid Re-Housing who will be exited during Fiscal Year 2023 and
2177 do not have sufficient income to cover the cost of a rental unit of appropriate size for the family.

2178 (3) For paragraphs (1) and (2) of this subsection, the Department of Human
2179 Services shall prioritize families based on the length of time that the family has been in Rapid
2180 Re-Housing, with families who have been in the program longer selected first.

2181 (b) For purposes of this subtitle, a family in Rapid Re-Housing does not have sufficient
2182 income to cover the cost of a rental unit if more than 30% of the family’s income would be used
2183 to pay rent.

2184 **SUBTITLE J. DEPARTMENT OF HEALTH GRANT**

2185 Sec. 5091. Short title.

2186 This subtitle may be cited as the “Department of Health Grant Act of 2022”.

2187 Sec. 5092. Notwithstanding the Grant Administration Act of 2013, effective December
2188 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2023 the
2189 Department of Health shall issue a grant of \$250,000 to Joseph’s House to support its work
2190 providing comprehensive nursing and support services to homeless men and women with
2191 advanced HIV disease and terminal cancer.

2192 **TITLE VI. OPERATIONS AND INFRASTRUCTURE**

2193 **SUBTITLE A. 11TH STREET BRIDGE PARK FUNDING**

2194 Sec. 6001. Short title.

2195 This subtitle may be cited as the “11th Street Bridge Park Funding Amendment Act of
2196 2022”.

2197 Sec. 6002. Section 8062 of the Fiscal Year 2016 Budget Support Act of 2015, effective
2198 October 22, 2015 (D.C. Law 21-36; 62 DCR 10905) is amended by striking the phrase “at least
2199 50% of the total projected construction costs have been raised” and inserting the phrase “at least
2200 \$35 million in construction costs has been raised” in its place.

2201 **SUBTITLE B. SEASONAL BUSINESS LICENSES**

2202 Sec. 6011. Short title.

2203 This subtitle may be cited as the “Seasonal Business License Fee Amendment Act of
2204 2022”.

2205 Sec. 6012. Chapter 28 of Title 47 of the District of Columbia Official Code is amended as
2206 follows:

2207 (a) Section 47-2851.08 is amended as follows:

2208 (1) Subsection (a) is amended as follows:

2209 (A) Paragraph (1) is amended to read as follows:

2210 “(1) Except as provided in paragraph (1A) of this subsection, the Center shall
2211 collect the following fees for the issuance and endorsement of an initial license:

2212 “(A) \$70 for each initial 2-year basic business license it issues, plus \$25
2213 for each endorsement added to an initial 2-year basic business license;

2214 “(B) \$140 for each initial 4-year basic business license it issues, plus \$25
2215 for each endorsement added to an initial 4-year basic business license; and

2216 “(C) \$35 for each initial 6-month basic business license it issues, plus
2217 \$12.50 for each endorsement added to an initial 6-month basic business license.”.

2218 (B) A new paragraph (1A) is added to read as follows:

2219 “(1A) No issuance or endorsement fee shall be charged by the Center for an initial
2220 General Business license and endorsement under 17 DCMR § 516.1(c) or an initial Employment
2221 Services license and endorsement under 17 DCMR § 513.1(a), (b), and (c).”.

2222 (2) Subsection (b) is amended as follows:

2223 (A) Paragraph (1) is amended to read as follows:

2224 “(1) Except as provided in paragraph (1A) of this subsection, the Center shall
2225 collect the following fees for the issuance and endorsement of a renewal license:

2226 “(A) \$70 for each 2-year basic business renewal license it issues, plus \$25
2227 for each endorsement added to a 2-year basic business renewal license;

2228 “(B) \$140 for each 4-year basic business renewal license it issues, plus
2229 \$25 for each endorsement added to a 4-year basic business renewal license; and

2230 “(C) \$35 for each 6-month basic business renewal license it issues, plus
2231 \$12.50 for each endorsement added to a 6-month basic business renewal license.”.

2232 (B) A new paragraph (1A) is added to read as follows:

2233 “(1A) No issuance or endorsement fee shall be charged by the Center for a
2234 General Business renewal license and endorsement under 17 DCMR § 516.1(c) or an
2235 Employment Services renewal license and endorsement under 17 DCMR § 513.1(a), (b), and
2236 (c).”.

2237 (b) Section 47-2851.09(a) is amended as follows:

2238 (1) Paragraph (2) is amended by striking the phrase “The fee” and inserting the
2239 phrase “Except as otherwise provided in § 47-2851.08, the fee” in its place.

2240 (2) A new paragraph (2A) is added to read as follows:

2241 “(2A) In addition to the 2-year and 4-year licenses authorized by paragraph (2) of
2242 this subsection, the Center also may issue licenses that are valid for 6 months from the date of
2243 issue, unless earlier revoked or voluntarily relinquished.”.

2244 **SUBTITLE C. CLIMATE CHANGE RESILIENCE FUNDING**

2245 Sec. 6021. Short title.

2246 This subtitle may be cited as the “Climate Change Resilience Expenditure Authority
2247 Amendment Act of 2022”.

2248 Sec. 6022. Section 8(c)(1) of the Renewable Energy Portfolio Standard Act of 2004,
2249 effective April 12, 2005 (D.C. Law 15-340; D.C. Official Code § 34-1436(c)(1)), is amended by
2250 adding a new subparagraph (A-i) to read as follows:

2251 “(A-i) Supporting projects or programs that increase climate change
2252 resilience in the District, provided that each such project or program includes a solar energy
2253 component or uses solar energy generated in the District;”.

2254 Sec. 6023. Section 210(c) of the Clean and Affordable Energy Act of 2008, effective
2255 October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)), is amended as follows:

2256 (a) Paragraph (17) is amended by striking the phrase “; and” and inserting a semicolon in
2257 its place.

2258 (b) Paragraph (18) is amended by striking the period at the end and inserting the phrase “;
2259 and” in its place.

2260 (c) A new paragraph (19) is added to read as follows:

2261 “(19) Projects and programs intended to increase climate change resilience in the
2262 District through the use of sustainable energy resources, including infrastructure and structural
2263 improvements and energy storage devices or equipment.”.

2264 **SUBTITLE D. BOOT DAMAGE AND REMOVAL FINES**

2265 Sec. 6031. Short title.

2266 This subtitle may be cited as the “Boot Damage and Removal Penalty Act of 2022”.

2267 Sec. 6032. Boot removal penalty.

2268 (a) Any person who damages, destroys, or removes a vehicle boot without authorization
2269 of the Mayor shall be subject to a civil fine of at least \$750.

2270 (b) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
2271 Act, Approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall issue
2272 rules to implement the provisions of this section.

2273 **SUBTITLE E. GREEN FINANCE AUTHORITY BOARD STREAMLINING**

2274 Sec. 6041. Short title.

2275 This subtitle may be cited as the “Green Finance Authority Board Streamlining
2276 Amendment Act of 2022”.

2277 Sec. 6042. The Green Finance Authority Establishment Act of 2018, effective August 22,
2278 2018 (D.C. Law 22-155; D.C. Official Code § 8-173.21 *et seq.*), is amended as follows:

2279 (a) Section 203 (D.C. Official Code § 8-173.23) is amended as follows:

2280 (1) Paragraph (a)(2) is amended by striking the phrase “, one of whom
2281 shall be appointed by the Mayor as chair of the Board”; and

2282 (2) A new subsection (a-1) is added to read as follows:

2283 “(a-1) The voting members of the Board shall elect, by a majority
2284 vote, one of the voting members to serve as chairperson of the Board.”.

2285 (b) Section 204(c) (D.C. Official Code § 8-173.24(c)) is amended by striking the
2286 phrase “5 voting” and inserting the phrase “4 voting” in its place.

2287 **SUBTITLE F. SUSTAINABLE ENERGY TRUST FUND FEES**

2288 Sec. 6051. Short title.

2289 This subtitle may be cited as the “Sustainable Energy Trust Fund Amendment Act of
2290 2022”.

2291 Sec. 6052. Section 210 of the Clean and Affordable Energy Act of 2008, effective
2292 October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10), is amended as follows:

2293 (a) Subsection (b)(2) is amended as follows:

2294 (1) Subparagraph (F) is amended by striking the semicolon and inserting the
2295 phrase “; and” in its place.

2296 (2) Subparagraph (G) is amended by striking the semicolon and inserting the
2297 phrase “and each year thereafter.” in its place.

2298 (3) Subparagraph (H) is repealed.

2299 (4) Subparagraph (I) is repealed.

2300 (5) Subparagraph (J) is repealed.

2301 (6) Subparagraph (K) is repealed.

2302 (7) Subparagraph (L) is repealed.

2303 (8) Subparagraph (M) is repealed.

2304 (9) Subparagraph (N) is repealed.

2305 (10) Subparagraph (O) is repealed.

2306 (11) Subparagraph (P) is repealed.

2307 (12) Subparagraph (Q) is repealed.

2308 (b) Subsection (c) is amended as follows:

2309 (1) Paragraph (17) is amended striking the phrase “; and” and inserting a
2310 semicolon in its place.

2311 (2) Paragraph (18) is amended by striking the period and inserting a
2312 semicolon its place.

2313 (3) New paragraphs (20), (21), (22), and (23) are added to read as follows:

2314 “(20) Issuance of renewable energy storage grants, including
2315 administration of the grant program, pursuant to section 6092 of the Fiscal Year 2023 Budget

2316 Support Act of 2022, as approved by the Committee of the Whole on May 10, 2022 (Committee
2317 print of Bill 24-714);

2318 “(21) Costs to make Solar for All awards tax-exempt, pursuant to section
2319 7042 of the Fiscal Year 2023 Budget Support Act of 2022, as approved by the Committee of the
2320 Whole on May 10, 2022 (Committee print of Bill 24-714);

2321 “(22) Implementation of the Climate Commitment Act of 2021, as
2322 introduced on May 24, 2021 (Bill 24-267); and

2323 “(23) Implementation of the Clean Energy DC Building Code Amendment
2324 Act of 2021, as introduced on October 1, 2021 (Bill 24-420).”.

2325 **SUBTITLE G. MOTOR VEHICLE REGISTRATION FEES**

2326 Sec. 6061. Short title.

2327 This subtitle may be cited as the “Motor Vehicle Registration Fee Amendment Act of
2328 2022”.

2329 Sec. 6062. Section 3(b) of Title IV of the District of Columbia Revenue Act of 1937,
2330 approved August 17, 1937 (50 Stat. 679; D.C. Official Code § 50-1501.03(b)), is amended as
2331 follows:

2332 (a) Paragraph (1) is amended to read as follows:

2333 “(1)(A) Class A. — For each passenger vehicle, including a motor vehicle
2334 classified by the Mayor or his or her designated agent as a class F(I) historic motor vehicle which
2335 meets the criteria established under section 1(j-1), except for passenger vehicles licensed under
2336 D.C. Official Code § 47-2829, based upon the manufacturer’s shipping weight, as follows:

2337 Weight Class Registration Fee

| | | |
|------|---|---------------------|
| 2338 | Class I (3,499 pounds or less)..... | \$72 |
| 2339 | Class II (3,500 — 4,999 pounds)..... | \$175 |
| 2340 | Class III (5,000 — 5,999 pounds)..... | \$250 |
| 2341 | Class IV (6,000 pounds or greater) | \$500 |
| 2342 | Class V A new electric vehicle, other than a motorcycle and motorized bicycle. (This provision | |
| 2343 | shall only apply to the first 2 years of the vehicle’s registration, after which the vehicle shall be | |
| 2344 | treated as a Class I, Class II, or Class III, Class IV, whichever is applicable.) | \$36 |
| 2345 | “(B) As of October 1, 2023, an electric vehicle may subtract 1,000 pounds | |
| 2346 | from its manufacturer’s shipping weight for the purposes of this paragraph. | |
| 2347 | “(C) Class IV shall only apply after of September 30, 2023.”. | |
| 2348 | (b) Paragraph (2) is amended to read as follows: | |
| 2349 | “(2)(A) Class B. — For each commercial vehicle, tractor, and passenger carrying | |
| 2350 | vehicle for hire, including vehicles licensed under D.C. Official Code § 47-2829, based upon the | |
| 2351 | manufacturer’s shipping weight, as follows: | |
| 2352 | Weight Class Registration Fee | |
| 2353 | Class I (3,499 pounds or less)..... | \$125 |
| 2354 | Class II (3,500 — 4,999 pounds) | \$175 |
| 2355 | Class III (5,000 — 6,999 pounds)..... | \$250 |
| 2356 | Class IV (7,000 — 9,999 pounds)..... | \$500 |
| 2357 | Class V (10,000 or greater)..... | \$700 plus \$50 per |
| 2358 | each additional 1,000 pounds over 10,000 pounds. | |

2359 “(B) As of October 1, 2023, an electric vehicle may subtract 1,000 pounds
2360 from its actual weight for the purposes of this paragraph.”.

2361 (c) Paragraph (3) is amended to read as follows:

2362 “(3) Class C. — For each trailer, based upon the manufacturer’s shipping weight,
2363 as follows:

2364 Weight Class Registration Fee

2365 Class I (1,499 pounds or less).....\$50

2366 Class II (1,500 — 3,499 pounds).....\$150

2367 Class III (3,500 — 4,999 pounds).....\$275

2368 Class IV (5,000 — 6,999 pounds).....\$500

2369 Class V (7,000 — 9,999 pounds).....\$700

2370 Class VI (10,000 pounds or greater).....\$850 plus \$75 per each

2371 additional 1,000 pounds over 10,000 pounds.”.

2372 **SUBTITLE H. VISION ZERO AND SHARED FLEET AMENDMENTS**

2373 Sec. 6071. Short title.

2374 This subtitle may be cited as the “Vision Zero and Shared Fleet Amendment Act of
2375 2022”.

2376 Sec. 6072. Section 103(b) of the Safety-Based Traffic Enforcement Amendment Act of
2377 2012, effective May 1, 2013 (D.C. Law 19-307; D.C. Official Code § 50-2209.11), is amended
2378 to read as follows:

2379 “(b)(1)(A) By January 1, 2023, the Mayor shall have operating at least:

2380 “(i) 40 red light automated enforcement cameras;

2381 “(ii) 80 speed automated enforcement cameras; and
2382 “(iii) 6 stop sign automated enforcement cameras.
2383 “(B) By January 1, 2024, the Mayor shall have operating at least:
2384 “(i) 67 red light automated enforcement cameras;
2385 “(ii) 267 speed automated enforcement cameras;
2386 “(iii) 29 stop sign automated enforcement cameras; and
2387 “(iv) 20 bus lane automated enforcement cameras.”.

2388 “(2) The Director of the District Department of Transportation shall, having
2389 evaluated the effectiveness of each camera type, have the authority to alter the number of
2390 cameras required under paragraph (1) of this subsection; provided, that the Director shall provide
2391 the Council with written notice, including a rationale, for any alteration that would decrease the
2392 number of cameras of a particular camera type below the number required under paragraph (1) of
2393 this subsection.”.

2394 **SUBTITLE I. VISITOR PARKING PASS ACCESS**

2395 Sec. 6081. Short title.

2396 This subtitle may be cited as the “Extended Visitor Parking Pass Eligibility Amendment
2397 Act of 2022”.

2398 Sec. 6082. Section 2414.12 of Title 18 of the District of Columbia Municipal Regulations
2399 (18 DCMR § 2414.12), is amended to read as follows:

2400 “2414.12. Notwithstanding subsections 2414.4 and 2414.9:

2401 “(a) Any annual visitor parking permit valid through December 31, 2020, shall
2402 expire December 31, 2022.

2403 “(b)(1) DDOT shall make available a physical visitor parking pass to eligible
2404 residents at no cost, which shall be valid until December 31, 2022.

2405 “(2) A resident shall be considered eligible for a visitor parking pass under this
2406 paragraph where the resident complies with subsection 2414.5 and certifies to DDOT that they
2407 do not currently possess a visitor parking pass for calendar year 2020.”

2408 **SUBTITLE J. RENEWABLE ENERGY STORAGE GRANTS**

2409 Sec. 6091. Short title.

2410 This subtitle may be cited as the “Renewable Energy Storage Grant Program Amendment
2411 Act of 2022”.

2412 Sec. 6092. Section 210(c) of the Clean and Affordable Energy Act of 2008, effective
2413 October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)), is amended as
2414 follows:

2415 (a) Paragraph (17) is amended by striking the phrase “; and” and inserting a semicolon in
2416 its place.

2417 (b) Paragraph (18) is amended by striking the period and inserting the phrase “; and” in
2418 its place.

2419 (c) A new paragraph (19) is added to read as follows:

2420 “(19)(A) In Fiscal Years 2023, 2024, and 2025, awarding at least \$600,000 per
2421 year in grants supporting the installation of energy storage systems connected to renewable
2422 energy generation systems in the District.

2423 “(B) The grantor shall allocate the awards as follows:

2424 “(i) At least \$500,000 per year for commercial systems; and

2425 “(ii) At least \$100,000 per year for residential systems.

2426 “(C) Grants provided under this paragraph shall offset:

2427 “(i) For commercial systems:

2428 “(I) In FY 2023, at least 30%, but not more than 40%, of

2429 the purchase price of an energy storage system;

2430 “(II) In FY 2024, at least 25%, but not more than 40%, of

2431 the purchase price of an energy storage system; and

2432 “(III) In FY 2025, at least 20%, but not more than 40%, of

2433 the purchase price of an energy storage system; and

2434 “(ii) For residential systems, up to 90% of the purchase price of an

2435 energy storage system, up to \$20,000 per award.

2436 “(D) In selecting grant recipients, the grantor shall include a preference for

2437 energy storage systems connected to solar installations supported by the Solar for All Program or

2438 connected to a facility that supports the District’s resilience action plans and strategies. The

2439 grantor shall also include a preference for District-based organizations and companies. For

2440 residential properties, the grantor shall include a preference for homeowners who demonstrate

2441 financial hardship.

2442 “(E) For the purposes of this paragraph, the term “grantor” means DOEE

2443 or the Sustainable Energy Utility.”.

2444 **SUBTITLE K. DEPARTMENT OF BUILDINGS TECHNICAL CORRECTIONS**

2445 Sec. 6101. Short title.

2446 This subtitle may be cited as the “Department of Buildings Technical Corrections
2447 Amendment Act of 2022”.

2448 Sec. 6102. Section 6(b) of the Office of Administrative Hearings Establishment Act of
2449 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03(b)), is amended
2450 as follows:

2451 (1) Paragraph (2) is amended by striking the phrase “Department of Consumer
2452 and Regulatory Affairs,” and inserting the phrase “Department of Buildings,” in its place.

2453 (2) A new paragraph (2A) is added to read as follows:

2454 “(2A) Department of Licensing and Consumer Protection;”.

2455 Sec. 6103. Section 5a(c) of An Act to provide for the abatement of nuisances in the
2456 District of Columbia by the Commissioner of said District, and for other purposes, effective
2457 August 15, 2008 (D.C. Law 17-216; D.C. Official Code § 42-3131.05a(c)), is amended to read as
2458 follows:

2459 “(c) A courtesy copy of a notice provided pursuant to subsection (a) of this section shall
2460 be mailed or electronically mailed to the Advisory Neighborhood Commission in which the
2461 vacant building is located and the status of the building’s designation shall be posted on an
2462 internet website maintained by the Department of Buildings that is accessible to the public. The
2463 courtesy copy required by this subsection shall not be construed to satisfy, nor be construed as
2464 necessary to satisfy, the requirements of subsection (a) of this section that notice be properly
2465 served by mail.”.

2466 **SUBTITLE L. THIRD-PARTY INSPECTION PLATFORM**

2467 Sec. 6111. This subtitle may be cited as the “Third-Party Inspection Platform

2468 Amendment Act of 2022”.

2469 Sec. 6112. Section 6d(f) of the Construction Codes Approval and Amendments Act of
2470 1986, effective June 25, 2002 (D.C. Law 14-162; D.C. Official Code § 6-1405.04(f)), is amended
2471 to read as follows:

2472 “(f) The Department may establish an online platform that may, at the Director's
2473 discretion, serve as the exclusive mechanism by which an individual or entity may hire a third-
2474 party inspector to perform an inspection authorized by this section. The Department may charge
2475 a fee for the use of the online platform by an individual or entity and by a third-party inspector,
2476 which shall not exceed 5% of the total cost of the third-party inspection plus the cost of any
2477 credit card or automated clearing house (ACH) processing fees.”.

2478 **SUBTITLE M. FAST FERRY SERVICE GRANT**

2479 Sec. 6121. Short title.

2480 This subtitle may be cited as the “Fast Ferry Grant Act of 2022”.

2481 Sec. 6122. In Fiscal Year 2023, the District Department of Transportation shall award a
2482 grant of not less than \$50,000 to a regional transportation system supporting efforts to establish
2483 M-495 Commuter Fast Ferry Service on the Occoquan, Potomac, and Anacostia River system. A
2484 grant awarded pursuant to this paragraph shall be in addition to any other grant awarded by
2485 DDOT for fast ferry service.

2486 **TITLE VII. FINANCE AND REVENUE**

2487 **SUBTITLE A. DISTRICT INTEGRATED FINANCIAL SYSTEM**

2488 Sec. 7001. Short title.

2489 This subtitle may be cited as the “District Integrated Financial System Implementation
2490 Amendment Act of 2022”.

2491 Sec. 7002. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as
2492 follows:

2493 (a) Section 47-355.05 is amended as follows:

2494 (1) Subsection (a-1) is amended by:

2495 (A) Striking the phrase “Agency Financial Officer (“AGO”) and inserting
2496 the phrase “Agency Fiscal Officer (“AFO”)” in its place;

2497 (B) Striking the phrase “AGO’s agency” and inserting the phrase “AFO’s
2498 agency” in its place; and

2499 (C) Striking the phrase “AGO’s analysis” and inserting the phrase “AFO’s
2500 analysis” in its place.

2501 (2) Subsection (e) is amended as follows:

2502 (A) Paragraph (1) is amended as follows:

2503 (i) Subparagraph (A) is amended by striking the semicolon and
2504 inserting the phrase “; and” in its place.

2505 (ii) Subparagraph (B) is repealed.

2506 (B) Paragraph (2)(A) is amended by striking the phrase “intra District
2507 transfer,”.

2508 (b) Section 47-361 is amended as follows:

2509 (1) A new paragraph (7A) is added to read as follows:

2510 “(7A) “Interagency project” means a project in the District’s financial system that
2511 has funds budgeted in one agency that are segregated for use for a particular purpose by another
2512 District agency, pursuant to an agreement between the agency and the other agency.”.

2513 (2) Paragraph (8) is repealed.

2514 (3) Paragraph (14) is amended by striking the period at the end and inserting the
2515 phrase “; provided further, that for an interagency project, the term “reprogramming” means a
2516 budget modification of \$500,000 or more for purposes other than those originally authorized that
2517 results in an offsetting reallocation of budget authority from one program to another program.”

2518 (c) Section 47-368.06(a) is amended by striking the phrase “an intra-District transfer”.

2519 Sec. 7003. The Purchase Card Program Budgeting Act of 2017, effective December 13,
2520 2017 (D.C. Law 22-33; 64 DCR 12875), is repealed.

2521 **SUBTITLE B. EARNED INCOME TAX CREDIT EXPANSION**

2522 Sec. 7011. Short title.

2523 This subtitle may be cited as the “Earned Income Tax Credit Expansion Amendment Act
2524 of 2022”.

2525 Sec. 7012. Section 47-1806.04(f)(1) of the District of Columbia Official Code is
2526 amended by adding a new subparagraph (D) to read as follows:

2527 “(D)(i) If a return is filed for a full calendar or fiscal year beginning after
2528 December 31, 2022, an individual, with or without a qualifying child, who is a resident of the
2529 District but is not a citizen or resident alien of the United States, who would otherwise be
2530 allowed an earned income tax credit under 26 U.S.C. § 32 but for the fact that the individual is
2531 not a citizen or resident alien of the United States, shall be allowed a credit against the tax

2532 imposed by this chapter for the taxable year in the same amounts and to the same extent as
2533 provided in this subsection.

2534 “(ii) For taxable years beginning after December 31, 2022,
2535 if a requirement of 26 U.S.C. § 32(m) makes a taxpayer ineligible for a credit under 26 U.S.C. §
2536 32, the taxpayer shall be allowed a credit against the tax imposed by this chapter for the taxable
2537 year in the same amounts and to the same extent as provided in this subsection and the form of
2538 any such return shall be prescribed by the Chief Financial Officer; except, that an individual
2539 taxpayer identification number issued by the Internal Revenue Service shall be permitted for the
2540 individual, the individual’s spouse, or any qualifying child claimed on the return.”.

2541 **SUBTITLE C. CAPITAL FUNDING**

2542 Sec. 7021. Short title.

2543 This subtitle may be cited as the “Capital Improvements Program Funding Amendment
2544 Act of 2022”.

2545 Sec. 7022. Section 47-392.02(f)(2) of the District of Columbia Official Code is amended
2546 by striking the phrase “transfer of local or dedicated funds to the CIP of” and inserting the phrase
2547 “transfer to or inclusion in the CIP of local funds, dedicated funds, or federal funds received by
2548 the District government pursuant to the Infrastructure Investment and Jobs Act, approved
2549 November 15, 2021 (Pub. L. 117-58; 135 Stat. 429), in the amount of” in its place.

2550 **SUBTITLE D. DISTRICT UNEMPLOYMENT FUND FUNDING**

2551 Sec. 7031. Short title.

2552 This subtitle may be cited as the “District Unemployment Fund Funding Amendment Act
2553 of 2022”.

2554 Sec. 7032. The lead-in language of section 47-392.02(j-5) of the District of Columbia
2555 Official Code is amended as follows:

2556 (a) Strike the phrase “Comprehensive Annual Financial Report” and insert the phrase
2557 “Annual Comprehensive Financial Report” in its place.

2558 (b) Strike the phrase “following purposes” and insert the phrase “following purposes,
2559 except, that at the close of Fiscal Year 2022, \$113 million of such additional uncommitted
2560 amounts instead shall be transferred to the District Unemployment Fund, established by section 2
2561 of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49
2562 Stat. 946; D.C. Official Code § 51-102)” in its place.

2563 **SUBTITLE E. GROSS INCOME EXCLUSION**

2564 Sec. 7041. Short title.

2565 This subtitle may be cited as the “Gross Income Exclusion Amendment Act of 2022”.

2566 Sec. 7042. Section 47-1803.02(a)(2) of the District of Columbia Official Code is
2567 amended by adding new subparagraphs (RR) through (TT) to read as follows:

2568 “(RR) Grants awarded pursuant to § 1-328.04(w).”.

2569 “(SS) Grants awarded pursuant to § 1-328.04(x)

2570 “(TT) Funding received by a taxpayer from the District Department of the
2571 Environment or the District of Columbia Sustainable Energy Utility to incentivize solar
2572 installations benefiting low-income residents pursuant to the Solar for All Program, established
2573 by § 8-1774.16.

2574 “(UU) Grants issued pursuant to § 8-1774.10(c)(19).

2575 “(VV) Rebates issued pursuant to section 5a of the Public Access to
2576 Automated External Defibrillator Act of 2000, as approved by the Committee of the Whole on
2577 May 10, 2022 (Committee print of Bill 24-714).

2578 “(WW) Lump-sum payments an individual receives from the early
2579 educator pay parity program created and implemented pursuant to § 1-325.431(c)(1A).”.

2580 **SUBTITLE F. REAL PROPERTY TAX INCREASE LIMIT FOR SENIORS AND**
2581 **INDIVIDUALS WITH DISABILITIES**

2582 Sec. 7051. Short title.

2583 This subtitle may be cited as the “Seniors and Individuals with Disabilities Real Property
2584 Tax Increase Limit Amendment Act of 2022”.

2585 Sec. 7052. Section 47-864 of the District of Columbia Official Code is amended as
2586 follows:

2587 (a) Subsection (b)(1) is amended as follows:

2588 (1) Subparagraph (A)(ii) is amended by striking the phrase “the multiplier shall be
2589 105%; or” and inserting the phrase “the multiplier shall be 102%” in its place.

2590 (2) Subparagraph (B)(i) is amended by striking the phrase “the multiplier shall be
2591 105%” and inserting the phrase “the multiplier shall be 102%” in its place.

2592 (b) Subsection (g) is amended by striking the phrase “exceeding 105% up to 110%” and
2593 inserting the phrase “exceeding 102% up to 110%” in its place.

2594 **SUBTITLE G. RULE 736 REPEALS**

2595 Sec. 7061. Short title.

2596 This subtitle may be cited as the “Rule 736 Repeals Amendment Act of 2022”.

2597 Sec. 7062. The Public School Health Services Amendment Act of 2017, effective
2598 February 17, 2018 (D.C. Law 22-61; 65 DCR 127), is repealed.

2599 Sec. 7063. The Senior Dental Services Program Act of 2018, effective June 5, 2018 (D.C.
2600 Law 22-108; 65 DCR 3806), is repealed.

2601 Sec. 7064. Sections 4 and 7a of the Ensuring Community Access to Recreational Spaces
2602 Act of 2018, effective February 22, 2019 (D.C. Law 22-210; 65 DCR 12598), are repealed.

2603 Sec. 7065. The Senior Strategic Plan Amendment Act of 2018, effective March 28, 2019
2604 (D.C. Law 22-267; 66 DCR 1428), is repealed.

2605 **SUBTITLE H. DISABLED VETERANS HOMESTEAD EXEMPTION**
2606 **AMENDMENT ACT**

2607 Sec. 7071. Short title.

2608 This subtitle may be cited as the “Disabled Veterans Homestead Exemption Amendment
2609 Act of 2022”.

2610 Sec. 7072. Section 47-850 of the District of Columbia Official Code is amended as
2611 follows:

2612 (a) Subsection (a) is amended by striking the phrase “For purposes” and inserting the
2613 phrase “Except as provided in subsection (a-1) of this section, for purposes” in its place.

2614 (b) A new subsection (a-1) is added to read as follows:

2615 “(a-1)(1) For purposes of levying the real property tax during a tax year, the Mayor shall
2616 deduct from the assessed value of real property that qualifies for the homestead deduction and is
2617 owned by a veteran the amount of \$250,000; provided, that the:

2618 “(A) Veteran has been classified by the United States Department of
2619 Veterans Affairs as having a total and permanent disability as a result of a service-incurred
2620 condition or service-aggregated condition or is paid at the 100% disability rating level as a result
2621 of unemployability; and

2622 “(B) Veteran’s household is an eligible household as defined in § 47-
2623 863(a)(1A)(A); provided, that § 47-863(a)(1A)(A)(iii)(I)(aa) and (II) shall not apply.

2624 “(2)(A) To qualify for and receive the deduction provided pursuant to this
2625 subsection, the veteran, or the veteran’s legal guardian, attorney-in-fact, or other legal
2626 representative, shall complete and file with the District of Columbia Office of Veterans Affairs
2627 an application, in a form prescribed by the Mayor, that includes a statement that the veteran
2628 meets the requirements set forth in paragraph (1) of this subsection, and complies with other
2629 requirements as set forth in this section.

2630 “(B) The District of Columbia Office of Veterans Affairs shall timely and
2631 routinely certify to the Office of Tax and Revenue the veterans meeting the disability
2632 requirements for the deduction provided pursuant to this subsection.”.

2633 (c) New subsections (f) and (g) are added to read as follows:

2634 “(f)(1) Except for subsection (a) of this section, for the purposes of this section and §§
2635 47-850.02, 47-850.03, and 47-850.04, the deduction provided pursuant to subsection (a-1) of this
2636 section shall be deemed a homestead deduction.

2637 “(2)(A) A real property receiving the deduction provided pursuant to subsection
2638 (a-1) of this section shall not receive the credit under § 47-864 or the reduced tax liability under
2639 § 47-863.

2640 “(B) Only the deduction under subsection (a) of this section shall be
2641 subject to the same taxable assessment percentage threshold in § 47-864. The deduction under
2642 subsection (a-1) of this section shall not be subject to such a threshold.

2643 “(g) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
2644 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
2645 rules to implement the provisions of subsection (a-1) of this section.”.

2646 **SUBTITLE I. DOWNTOWN HOUSING TAX ABATEMENTS**

2647 Sec. 7081. Short title.

2648 This subtitle may be cited as the “Tax Abatements for Housing in Downtown Act of
2649 2022”.

2650 Sec. 7082. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as
2651 follows:

2652 (a) The table of contents is amended by adding new section designations to read as
2653 follows:

2654 “§ 47-860.01. Tax abatements for housing in downtown – Definitions.

2655 “§ 47-860.02. Tax abatements for housing in downtown – Requirements.

2656 “§ 47-860.03. Tax abatements for housing in downtown – Abatement period and caps.

2657 “§ 47-860.04. Tax abatements for housing in downtown – Rules.”.

2658 (b) New sections 47-860.01 through 47-860.04 are added to read as follows:

2659 “§ 47-860.01 Tax abatements for housing in downtown – Definitions.

2660 “For the purposes of §§ 47-860.01 through 47-860.04, the term:

2661 “(1) “CBE Act” means the Small and Certified Business Enterprise Development
2662 and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code §
2663 2-218.01 et seq.).

2664 “(2) “Certified business enterprise” means a business enterprise or joint venture
2665 certified pursuant to the CBE Act.

2666 “(3) “Eligible area” means:

2667 “(A) The geographic area bounded by a line starting at the intersection of
2668 the center line of Massachusetts Avenue, N.W., and the center of Dupont Circle, N.W.;;
2669 continuing southeast along the center line of Massachusetts Avenue, N.W., to the center line of
2670 9th Street, N.W.; continuing south along the center line of 9th Street, N.W., to the center line of I
2671 Street, N.W.; continuing west along the center line of I Street, N.W., to the center line of 10th
2672 Street, N.W.; continuing north along the center line of 10th Street, N.W. to the center line of
2673 New York Avenue, N.W.; continuing west along the center line of New York Avenue, N.W., to
2674 the center line of 11th Street, N.W.; continuing north along the center line of 11th Street, N.W.,
2675 to the center line of I Street, N.W., continuing west along the center line of I Street N.W. to the
2676 center line of Pennsylvania Avenue, N.W., continuing west along the center line of Pennsylvania
2677 Avenue N.W., to the center of Washington Circle, N.W.; continuing northeast along the center
2678 line of New Hampshire Avenue N.W., to, and terminating at, the intersection of the center line of
2679 Massachusetts Avenue, N.W., and the center of Dupont Circle, N.W. (the starting point); and

2680 “(B) Any other portion of the central business district designated by the
2681 Mayor.

2682 “(4) “First Source Act” means the First Source Employment Agreement Act of
2683 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.01 *et seq.*).

2684 “(5) “First Source Agreement” means an agreement with the District government
2685 governing certain obligations pursuant to section 4 of the First Source Act (D.C. Official Code §
2686 2-219.03) and Mayor’s Order 83-265, dated November 9, 1983, regarding job creation and
2687 employment.

2688 “(6) “Inclusionary Zoning Program” means the provisions of the Inclusionary
2689 Zoning Implementation Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-275;
2690 D.C. Official Code § 6-1041.01 *et seq.*) (“Inclusionary Zoning Act”), and Chapter 10 of Title 11-
2691 C of the District of Columbia Municipal Regulations, and the regulations and administrative
2692 issuances promulgated under the Inclusionary Zoning Act.

2693 “(7) “Median family income” has the meaning set forth in section 101(5) of the
2694 Inclusionary Zoning Implementation Amendment Act of 2006, effective March 14, 2007 (D.C.
2695 Law 16-275; D.C. Official Code § 6-1041.01(5)).

2696 “§ 47-860.02. Tax abatements for housing in downtown—Requirements.

2697 “(a) Subject to § 47-860.03, the Mayor may approve a tax abatement, in an amount
2698 calculated pursuant to § 47-860.03(a), for real property in an eligible area if:

2699 “(1) There is a change in use of the real property resulting in the development of
2700 at least 10 housing units;

2701 “(2) At least 8% of the housing units (the “affordable housing units”) developed
2702 or redeveloped on the real property are affordable to households earning 60% or less of the
2703 median family income for a period of at least 20 years;

2704 “(3) The affordable housing units are designed and administered in accordance
2705 with the requirements of the Inclusionary Zoning Program;

2706 “(4) The property owner files a covenant in the land records of the District,
2707 binding on the owner and all of its successors, covenanting to comply with the requirements of
2708 paragraphs (1) and (2) of this subsection;

2709 “(5) The property owner, or its designee or assignee, enters into an agreement
2710 with the District government that requires the owner, or its designee or assignee, to, at a
2711 minimum, contract with certified business enterprises for at least 35% of the contract dollar
2712 volume of the construction and operations of the project, in accordance with section 2346 of the
2713 CBE Act (D.C. Official Code § 2-218.46);

2714 “(6) The property owner, or its designee or assignee, enters into a First Source
2715 Agreement for the construction and operation of the project;

2716 “(7) The property owner, or its designee or assignee, requests a letter from the
2717 Mayor stating that the proposed development or redevelopment project is eligible for the tax
2718 abatement, setting forth the expected amount of the abatement, as determined pursuant to § 47-
2719 860.03(a), and reserving that amount for the project; and

2720 “(8) The Mayor transmits to the owner the eligibility and reservation letter
2721 requested under paragraph (7) of this subsection, subject to such conditions as may be imposed
2722 by the Mayor and subject to the adjustment of the abatement amount based on the certifications
2723 provided for in § 47-860.03(a), the abatement cap set forth in § 47-860.03(b), and subsection (d)
2724 of this section.

2725 “(b) The Mayor shall, as nearly as practicable, review requests for eligibility and
2726 reservation letters in the order in which each completed request is received.

2727 “(c) The Mayor shall transmit to the Office of Tax and Revenue a copy of each eligibility
2728 and reservation letter transmitted by the Mayor to an owner pursuant to subsection (a)(8) of this
2729 section.

2730 “(d) A tax abatement shall not be provided for a property for which an eligibility and
2731 reservation letter was transmitted by the Mayor under subsection (a)(8) of this section if the
2732 project based upon which the eligibility and reservation letter was issued has not received a
2733 certificate of occupancy within 18 months after the date the eligibility and reservation letter was
2734 transmitted; provided, that the Mayor may, in the Mayor’s sole discretion, extend the 18-month
2735 period for up to 6 months if the project’s construction has reached grade within the 18-month
2736 period, as certified by the project architect and the Mayor.

2737 “(e) After the completion of a project for which an eligibility and reservation letter was
2738 issued, the Mayor shall, if the conditions set forth in this section and the eligibility and
2739 reservation letter have been met, and subject to the abatement cap set forth in § 47-860.03(b),
2740 issue to the property owner a certification of tax abatement, subject to such conditions as the
2741 Mayor may impose. The certification of tax abatement shall set forth the annual dollar amount
2742 of the tax abatement and the time period for which the tax abatement is awarded. The Mayor
2743 shall transmit a copy of the certification of tax abatement to the Office of Tax and Revenue.

2744 “§ 47-860.03 Tax abatements for housing in downtown – Abatement period and caps.

2745 “(a) For each property for which a certification of tax abatement was issued under § 47-
2746 860.02(e), the real property tax imposed by § 47-811 shall be abated in an annual amount

2747 computed as follows: \$2.50 per residential FAR square foot of real property, multiplied by the
2748 building’s total residential FAR square footage as certified by the project architect and the
2749 Mayor; provided, that:

2750 “(1) The tax abatement shall begin in the tax year in which a certificate of
2751 occupancy is issued for the property and shall expire at the end of the 20th tax year after the tax
2752 year in which a certificate of occupancy is issued for the property; and

2753 “(2)(A) A property shall cease to receive the abatement if during the period of the
2754 tax abatement the Mayor determines that the property is no longer eligible for the abatement. If
2755 the Mayor makes such a determination, the Mayor shall transmit to the property owner and the
2756 Office of Tax and Revenue a letter of termination, setting forth the reason for the termination and
2757 the date on which the termination took, or shall take, effect. A property shall no longer be
2758 eligible for the tax abatement if it no longer contains 10 housing units, is in noncompliance with
2759 § 47-860.02(a)(1) or (2), is in noncompliance with any conditions set forth in the certification of
2760 tax abatement, or for any reason set forth by the Mayor by rule.

2761 “(B) If the Mayor determines that a property is no longer eligible for the
2762 abatement, the Mayor may, in his or her sole discretion, provide the property owner a period to
2763 cure the property’s ineligibility and, if during the period to cure, the owner cures the property’s
2764 ineligibility, the Mayor may, subject to subsection (b) of this section, restore the tax abatement;
2765 provided, that the tax abatement shall not be provided for the period during which the property
2766 was ineligible, and the period of cure shall not toll the 20-year period set forth in paragraph (1)
2767 of this subsection.

2768 “(C) If the Mayor restores a tax abatement under this subsection, the
2769 Mayor shall transmit a letter of restoration to the property owner and the Office of Tax and
2770 Revenue, setting forth the date on which the restoration took, or shall take, effect.

2771 “(b) The amount of tax abatements the Mayor may approve or certify under § 47-860.02
2772 and restore under subsection (a)(2) of this section shall be capped at the following amounts,
2773 subject to the availability of funding:

2774 “(1) For Fiscal Year 2024, up to \$2.5 million;

2775 “(2) For Fiscal Year 2025 and each succeeding fiscal year, an amount equal to
2776 103% of the prior year’s cap; and

2777 “(3) \$70 million in the aggregate, calculated as the sum of the taxes that were or
2778 will be abated over the term of all tax abatements approved or certified by the Mayor under this
2779 section.

2780 “§ 47-860.04 Tax abatements for housing in downtown – Rules.”.

2781 The Mayor may, pursuant to Title I of the District of Columbia Administrative Procedure
2782 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), issue rules
2783 to implement §§ 47-860.01 through 47-860.03.”.

2784 **SUBTITLE J. PENN BRANCH REDEVELOPMENT PROJECT**

2785 Sec. 7091. Short title.

2786 This subtitle may be cited as the “Square 5539 Tax Abatement Act of 2022”.

2787 Sec. 7092. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as
2788 follows:

2789 (a) The table of contents is amended by adding a new section designation to read as
2790 follows:

2791 “§ 47-4675. Lots 835 and 840 in Square 5539.”.

2792 (b) A new section 47-4675 is added to read as follows:

2793 “§ 47-4675. Lots 835 and 840 in Square 5539.

2794 “(a) The real property tax imposed on Lots 835 and 840 in Square 5539 (“Property”) by
2795 Chapter 8 of this title shall be abated by the amount set forth in subsection (b) of this section, for
2796 the period of time set forth in subsection (c) of this section; provided, that:

2797 “(1) The Property is developed with a project consisting of approximately
2798 170,000 square feet of multi-family residential housing and accessory parking, with
2799 approximately 180–200 rental housing units (“Project”);

2800 “(2) 80% of the rental housing units in the Project are affordable to and set aside
2801 for households earning an average of 80% or less of the median family income for the period of
2802 time set forth in subsection (c) of this section;

2803 “(3) At least 10% of the rental housing units in the Project are affordable to and
2804 set aside for households earning 60% or less of the median family income for the period of time
2805 set forth in subsection (c) of this section;

2806 “(4) The developer of the Project contracts with certified business enterprises for
2807 at least 35% of the contract dollar volume for the construction of the Project;

2808 “(5) For the duration of the period set forth in subsection (c) of this section, the
2809 operator of the Project contracts with certified business enterprises for at least 35% of the
2810 contract dollar volume for the operation of the Project;

2811 “(6) The owner of the Property files a covenant in the land records of the District,
2812 binding on the owner and all successors in interest with respect to the Property, to require
2813 compliance with paragraphs (2), (3), (4), and (5) of this subsection.

2814 “(b) The amount of the tax abatement provided by subsection (a) of this section shall be:

2815 “(1) For the first tax year during which the tax abatement applies, as provided in
2816 subsection (c) of this section, \$362,000; and

2817 “(2) For the second tax year during which the tax abatement applies and each
2818 subsequent tax year until the end of the period set forth in subsection (c) of this section, 103% of
2819 the prior year’s abatement amount.

2820 “(c)(1) The tax abatement provided for by this section shall begin on the first day of the
2821 tax year after the tax year during which a certificate of occupancy is issued for the Project or on
2822 October 1, 2025, whichever is later, and shall continue in effect for 40 tax years.

2823 “(2)(A) By December 31 of each tax year of the abatement period set forth in
2824 paragraph (1) of this subsection, the Mayor shall certify to the Office of Tax and Revenue the
2825 Property’s eligibility for the abatement provided pursuant to this section.

2826 “(B) If at any time the Mayor determines that the Property has become
2827 ineligible for the abatement provided pursuant to this section, the Mayor shall notify the Office
2828 of Tax and Revenue of the Property’s ineligibility and shall specify the date that the Property
2829 became ineligible.

2830 “(d) For the purposes of this section, the term:

2831 “(1) “Certified business enterprise” means a business enterprise or joint venture
2832 certified pursuant to the Small and Certified Business Enterprise Development and Assistance

2833 Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et*
2834 *seq.*).

2835 “(2) “Median family income” has the meaning set forth in section 101(5) of the
2836 Inclusionary Zoning Implementation Amendment Act of 2006, effective March 14, 2007 (D.C.
2837 Law 16-275; D.C. Official Code § 6-1041.01(5)).

2838 “(e) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
2839 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
2840 rules to implement this section.”.

2841 **SUBTITLE K. COMMUNITY FOR CREATIVE NON-VIOLENCE REAL**
2842 **PROPERTY TAX RELIEF**

2843 Sec. 7101. Short title.

2844 This subtitle may be cited as the “Community for Creative Non-Violence Real Property
2845 Tax Relief Act of 2022”.

2846 Sec. 7102. The Council of the District of Columbia orders that all real property taxes,
2847 interest, penalties, fees, and other related charges assessed against Lots 8, 29, 30, 33, 34, 35, 806,
2848 807, 808, 809, 812, and 813 in Square 571 for the tax year beginning October 1, 1993, and
2849 ending September 30, 1994, be forgiven and that any payments made for this period be refunded
2850 to the person who made the payments.

2851 **SUBTITLE L. SO OTHERS MIGHT EAT (SOME) TAX ABATEMENT**

2852 Sec. 7111. Short title.

2853 This subtitle may be cited as the “Affordable Housing Opportunities, Inc. Tax Abatement
2854 Act of 2022”.

2855 Sec. 7112.: Section 47-1078(a)(2) of the District of Columbia Official Code is amended
2856 as follows:

2857 (a) Subparagraph (J) is amended by striking the word “and” at the end.

2858 (b) Subparagraph (K) is amended by striking the period and inserting a semicolon in its
2859 place.

2860 (c) New subparagraphs (L) and (M) are added to read as follows:

2861 “(L) Lots 808, 809, 7000, 7001, 7003, 7004, 7005, 7007, 7010, and 7012, Square 5139,
2862 located at 4414 and 4430 Benning Road, N.E., effective November 1, 2015; and

2863 “(M) Lots 2003, 2004, and 2005, Square 5139, located at 4414, 4420, and 4430 Benning
2864 Road, N.E., effective October 1, 2018.”.

2865 (d) The Council of the District of Colombia orders that all recordation and transfer taxes,
2866 interest, and penalties assessed or assessable, and other tax-related charges assessed with respect
2867 to documents recorded, including document numbers 2015110106, 2015110107, 2015110108,
2868 2015110109, 2015110119, 2015110130, 2015110133, 2015110134, 2015110137, 2018054086,
2869 2018054087, 2018054090, 2018066828, 2018066829, and 2018066830, concerning the property
2870 located at 4414 and 4430 Benning Road, N.E., known for tax and assessment purposes as Lots
2871 808, 809, 7000, 7001, 7003, 7004, 7005, 7007, 7010, and 7012, Square 5139, and 4414, 4420,
2872 and 4430 Benning Road, N.E., known for tax and assessment purposes as Lots 2003, 2004, and
2873 2005, Square 5139 beginning October 28, 2015, through the end of the month following the
2874 effective date of this act be forgiven and that any payments made for this period be refunded.

2875 **SUBTITLE M. EVENTS DC**

2876 Sec. 7121. Short title.

2877 This subtitle may be cited as the “Events DC Grantmaking Act of 2022”.

2878 Sec. 7122. National Cherry Blossom Festival fundraising.

2879 (a) There is established a matching grant program to support the 2023 National Cherry
2880 Blossom Festival (“Program”), which shall be administered by the Washington Convention and
2881 Sports Authority (“Events DC”). Under the Program, a matching grant shall be awarded to a
2882 nonprofit organization that organizes and produces an event or events as part of the official,
2883 month-long National Cherry Blossom Festival (“Festival”) at a rate of \$2 for every dollar that the
2884 organization has raised in corporate donations by April 30, 2023; except, that the total matching
2885 grant shall not exceed \$1,500,000.

2886 (b) In Fiscal Year 2023, of the funds allocated to the Non-Departmental Account,
2887 \$1,000,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of
2888 this section.

2889 (c) A grant awarded pursuant to this section shall be in addition to any other grant
2890 awarded by Events DC in support of the Festival.

2891 Sec. 7123. District History Grant.

2892 (a) There is established a grant program to support historical research, which shall be
2893 administered by the Washington Convention and Sports Authority (“Events DC”). Under the
2894 Program, a grant shall be awarded to a nonprofit organization occupying space in the Carnegie
2895 Library building that is engaged in collecting, interpreting, and sharing the history of the District.

2896 (b) In Fiscal Year 2023, of the funds allocated to the Non-Departmental Account,
2897 \$300,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of
2898 this section.

2899 (c) A grant awarded pursuant to this section shall be in addition to any other grant
2900 awarded by Events DC in support of historical education and research.

2901 Sec. 7124. The lead-in language of section 204(m) of the Washington Convention Center
2902 Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code §
2903 10-1202.04(m)), is amended by striking the phrase “Fiscal Year 2021 or Fiscal Year 2022” and
2904 inserting the phrase “Fiscal Year 2021, 2022, or 2023” in its place.

2905 **SUBTITLE N. SUBJECT TO APPROPRIATIONS REPEALS**

2906 Sec. 7131. Short title.

2907 This title may be cited as the “Subject to Appropriations Repeals and Modifications
2908 Amendment Act of 2022”.

2909 Sec. 7132. Section 8 of the Department of Consumer and Regulatory Affairs Omnibus
2910 Amendment Act of 2018, effective April 11, 2019 (D.C. Law 22-287; 66 DCR 1650), is
2911 amended as follows:

2912 (a) Subsection (a) is amended to read as follows:

2913 “(a) Sections 2, 3, 4(a) and (b), 5, 6, and 7 shall apply upon the date of inclusion of their
2914 fiscal effect in an approved budget and financial plan.”.

2915 (b) Subsection (c)(2) is amended by striking the phrase “this act” and inserting the phrase
2916 “the provisions identified in subsection (a) of this section” in its place.

2917 Sec. 7133. Section 8a of the Safe Fields and Playgrounds Act of 2018, effective
2918 September 11, 2019 (D.C. Law 23-16; 66 DCR 8621), is repealed.

2919 Sec. 7134. Section 3 of the Advisory Neighborhood Commissions Participation in
2920 Planning and Development Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-
2921 198; 68 DCR 1371), is repealed.

2922 Sec. 7135. Section 6(a) of the Zero Waste Omnibus Amendment Act of 2020, effective
2923 March 16, 2021 (D.C. Law 23-211; 68 DCR 68), is amended to read as follows:

2924 “(a) Section 2(b)(2) and amendatory section 112e of the Sustainable Solid Waste
2925 Management Amendment Act of 2014, effective March 16, 2021 (D.C. Law 23-211; D.C.
2926 Official Code § 8-1031.12e), in section 2(k) shall apply upon the date of inclusion of their fiscal
2927 effect in an approved budget and financial plan.”.

2928 Sec. 7136. Section 4 of the Public Facilities Environmental Safety Amendment Act of
2929 2020, effective March 16, 2021 (D.C. Law 23-233; 68 DCR 1128), is repealed.

2930 Sec. 7137. Section 6(b) of the Comprehensive Plan Amendment Act of 2021, effective
2931 August 21, 2021 (D.C. Law 24-20; 68 DCR 6918), is repealed.

2932 Sec. 7138. Section 7 of the Eviction Record Sealing Authority and Fairness in Renting
2933 Amendment Act of 2022 (D.C. Act 24-357; 69 DCR 2638), is repealed.

2934 Sec. 7139. Section 4 of the Developmental Disability Eligibility Reform Amendment Act
2935 of 2022, enacted on March 28, 2022 (D.C. Act 24-359; 69 DCR 2653), is repealed.

2936 **SUBTITLE O. FLAVORED TOBACCO PROHIBITION IMPLEMENTATION**

2937 Sec. 7151. Short title.

2938 This subtitle may be cited as the “Flavored Tobacco Prohibition Implementation Act of
2939 2022”.

2940 Sec. 7152. (a) The fiscal impact of revenue loss attributable to the Flavored Tobacco
2941 Product Prohibition Amendment Act of 2021, effective September 22, 2021 (D.C. Law 24-25; 68
2942 DCR 7332) (“Act”), shall be offset by local fiscal year recurring revenues included in the Chief
2943 Financial Officer’s June 2022 revenue estimate and, if necessary, the September revenue
2944 estimate, that exceed the annual revenue estimate incorporated in the approved budget and
2945 financial plan for Fiscal Year 2023 through Fiscal Year 2026; provided, that the Act is thereby
2946 fully funded.

2947 (b) In the June 2022 revenue estimate and in the September 2022 revenue estimate, the
2948 Chief Financial Officer shall certify:

2949 (1) Whether and by what amount local fiscal year revenues included in the
2950 revenue estimate exceed the annual revenue estimate incorporated in the approved budget and
2951 financial plan for Fiscal Year 2023 through Fiscal Year 2026;

2952 (2) Whether such excess revenues, together with the excess revenues identified
2953 pursuant to this subsection in prior revenue estimates, are in an amount sufficient to offset the
2954 fiscal impact of the revenue loss identified in subsection (a) of this section; and

2955 (3) That all such excess revenues, together with the excess revenues identified
2956 pursuant to this subsection in prior revenue estimates, have been set aside to ensure that the Act
2957 be funded until such time as the Chief Financial Officer certifies that the Act is fully funded.

2958 Sec. 7153. Section 4 of the Flavored Tobacco Product Prohibition Amendment Act of
2959 2021, effective September 22, 2021 (D.C. Law 24-25; 68 DCR 7332), is amended to read as
2960 follows:

2961 “Sec. 4. Applicability.

2962 “(a) This act shall apply upon the later of:

2963 “(1) October 1, 2022; or

2964 “(2) Inclusion of its fiscal effect in an approved budget and financial plan.

2965 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal
2966 effect in an approved budget and financial plan and provide notice to the Budget Director
2967 of the Council of the certification.

2968 “(c)(1) The Budget Director shall cause the notice of the certification to be
2969 published in the District of Columbia Register.

2970 “(2) The date of publication of the notice of the certification shall not
2971 affect the applicability of this act.”.

2972 Sec. 7154. In Fiscal Year 2023, of the recurring funds allocated to the Non-
2973 Departmental agency:

2974 (a) If the fiscal impact of revenue loss attributable to the Flavored Tobacco Product
2975 Prohibition Amendment Act of 2021, effective September 22, 2021 (D.C. Law 24-25; 68 DCR
2976 7332) (“Act”), is fully offset by revenues identified in the quarterly June 2022 revenue estimate
2977 and the quarterly September 2022 revenue estimate pursuant to section 7152 of this subtitle
2978 (“section 7152”), \$2,977,000 million in funds shall be transferred to:

2979 (1) The Department of Buildings for positions in the amounts and attributes as
2980 indicated in the following chart:

| Position | Program | Activity | CSG 11 | CSG 14 |
|---|---------|----------|-----------|----------|
| Program Support Specialist (IT) (1.0 FTE) | 1000 | 1040 | \$95,313 | \$23,161 |
| Supervisory IT Specialist (OS) (1.0 FTE) | 1000 | 1040 | \$153,058 | \$37,193 |

| | | | | |
|--|------|------|-----------|----------|
| Account Manager (1.0 FTE) | 1000 | 1085 | \$79,489 | \$19,316 |
| Contact Representative (1.0 FTE) | 1000 | 1085 | \$51,122 | \$12,423 |
| Housing Code Inspector I (3.0 FTE) | 3000 | 3020 | \$193,398 | \$46,996 |
| Housing Code Inspector II (3.0 FTE) | 3000 | 3020 | \$233,166 | \$56,659 |
| Housing Code Inspector III (3.0 FTE) | 3000 | 3020 | \$255,627 | \$62,118 |
| Vacant & Blighted Building Inspector (3.0 FTE) | 3000 | 3010 | \$198,876 | \$48,327 |
| Building Code Inspector II (3.0 FTE) | 2000 | 2030 | \$255,627 | \$62,117 |
| Comb. Code Comp. Spec. III (3.0 FTE) | 2000 | 2030 | \$294,528 | \$71,570 |
| Public Health Analyst (1.0 FTE) | 4000 | 4010 | \$110,768 | \$25,920 |
| Attorney Advisor (3.0 FTE) | 1000 | 1060 | \$397,296 | \$96,543 |

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(2) The fund established by section 1(b) of An Act To provide for the abatement

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of nuisances in the District of Columbia and by the Commissioners of said District, and for other

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purposes, approved April 14, 1906 (34 Stat. 114; D.C. Official Code § 42-3131.01(b)) in the

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amount of \$96,389.

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(b) If revenue in the quarterly June 2022 revenue estimate and the quarterly September

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2022 revenue estimate is not sufficient to fully fund the Act pursuant to section 7152, \$2,977,000

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million in funds shall be used to offset the fiscal impact of revenue loss attributable to the Act, in

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lieu of the use of revenue in the quarterly June 2022 revenue estimate and the quarterly

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September 2022 revenue estimate for that purpose.

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TITLE VIII. SPECIAL PURPOSE REVENUE, DEDICATED REVENUE, AND

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CAPITAL

2993 **SUBTITLE A. SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS**

2994 Sec. 8001. Short title.

2995 This title may be cited as the “Designated Fund Transfer Act of 2022”.

2996 Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the
2997 accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Years
2998 2022 and 2023 the following amounts from certified funds and other revenue in the identified
2999 accounts to the unassigned fund balance of the General Fund of the District of Columbia:

| Agency | Fund | FY 2022 Amount | FY 2023 Amount |
|--|---|---------------------------|---------------------------|
| DC BD OF ETHICS AND GOVT ACCOUNTABILITY | 0601-ACCOUNTABILITY FUND | (45,000) | |
| DC BD OF ETHICS AND GOVT ACCOUNTABILITY | 0602-LOBBYIST FUND | (60,000) | |
| DEPARTMENT OF GENERAL SERVICES | 1440-RFK & DC ARMORY MAINTENANCE FUND | (276,753) | |
| DEPARTMENT OF GENERAL SERVICES | 1460-EASTERN MARKET ENTERPRISE FUND | (160,000) | |
| OFFICE OF THE CHIEF FINANCIAL OFFICER | 0606-RECORDER OF DEEDS SURCHARGE | (1,830,000) | |
| OFFICE OF THE CHIEF FINANCIAL OFFICER | 0613-UNCLAIMED PROPERTY CONTINGENCY FUND | (132,646) | (83,500) recurring |
| OFFICE OF THE CHIEF FINANCIAL OFFICER | 0623-OPEB TRUST ADMINISTRATION | (331,766) | (525,388) recurring |
| OFFICE OF THE CHIEF FINANCIAL OFFICER | 0626-TOBACCO FUND REIMBURSEMENT | (24,035) | |
| OFFICE OF THE CHIEF FINANCIAL OFFICER | 6115-OFT CENTRAL COLLECTION UNIT (CCU) O TYPE | (302,286) | |
| DEPARTMENT OF EMPLOYMENT SERVICES | 0619-DC JOBS TRUST FUND | (35,000) | |
| OFFICE OF THE TENANT ADVOCATE | 6000-RENTAL UNIT FEE FUND | (25,000) | |

| | | | |
|--|---|-------------|-----------------------|
| DEPT. OF CONSUMER AND REGULATORY AFFAIRS | 6010-OPLA - SPECIAL ACCOUNT | (1,205,475) | |
| DEPT. OF CONSUMER AND REGULATORY AFFAIRS | 6040-CORPORATE RECORDATION FUND | (365,000) | |
| DEPT. OF HOUSING AND COMM. DEVELOPMENT | 0602-HPAP - REPAY | (466,818) | |
| PUBLIC SERVICE COMMISSION | 0631-OPERATING - UTILITY ASSESSMENT | (472,270) | |
| OFFICE OF PEOPLE'S COUNSEL | 0631-ADVOCATE FOR CONSUMERS | (54,024) | (75,292) recurring |
| NON-DEPARTMENTAL | 0600-SPECIAL REVENUE FUND | | (4,812,544) |
| STATE SUPERINTENDENT OF EDUCATION | 0111-HEALTHY SCHOOLS FUND | (580,000) | |
| STATE SUPERINTENDENT OF EDUCATION | 0618-STUDENT RESIDENCY VERTIFICATION FUND | (574,595) | |
| STATE SUPERINTENDENT OF EDUCATION | 0620-CHILD DEVELOPMENT FACILITIES FUND | (161,257) | |
| DISTRICT OF COLUMBIA STATE ATHLETICS COMMISSION | 0619-STATE ATHLETIC ACTS PROG & OFFICE FUND | (100,000) | |
| DEPARTMENT OF PARKS AND RECREATION | 0602-ENTERPRISE FUND ACCOUNT | (317,774) | |
| DEPARTMENT OF HEALTH | 0605-SHPDA FEES | (308,000) | |
| DEPARTMENT OF HEALTH | 0632-PHARMACY PROTECTION | (86,610) | |
| DEPARTMENT OF HEALTH | 0643-BOARD OF MEDICINE | (194,732) | (2,918,369) recurring |
| DEPARTMENT OF HEALTH | 0655-SHPDA ADMISSION FEE | (130,000) | |
| DEPARTMENT OF HEALTH | 0673-DOH - REGULATORY ENFORCEMENT FUND | (25,000) | |

| | | | |
|---|--|--------------|---------------------|
| DEPARTMENT OF HEALTH CARE FINANCE | 0631-MEDICAID COLLECTIONS-3RD PARTY LIABILITY | (1,300,000) | |
| DEPARTMENT OF HEALTH CARE FINANCE | 0632-BILL OF RIGHTS-(GRIEVANCE & APPEALS) | (314,434) | |
| DEPARTMENT OF HEALTH CARE FINANCE | 0635-INDIVIDUAL INSUR MKT AFFORD & STABILITY | (3,489,103) | |
| DEPARTMENT OF HUMAN SERVICES | 0603-SSI PAYBACK | (400,000) | |
| DEPARTMENT OF TRANSPORTATION | 6031-DC CIRCULATOR BUS SYSTEM - NPS MALL ROUTE | (1,411,204) | |
| DEPARTMENT OF TRANSPORTATION | 6140-TREE FUND (EST DC ACT 14-614) | (1,385,000) | |
| DEPARTMENT OF TRANSPORTATION | 6901-DDOT ENTERPRISE FUND-NON-TAX REVENUES | (426,990) | |
| DEPARTMENT OF TRANSPORTATION | 6913-PEPCO COST-SHARING FUND (DC PLUG) | (22,831,720) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 0602-AIR QUALITY CONSTRUCTION PERMITS | (1,070,000) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 0634-SOIL EROSION/SEDIMENT CONTROL | (70,000) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 0645-PESTICIDE PRODUCT REGISTRATION | (555,000) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 0667-WETLANDS FUND | (1,815,468) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 6500-BENCHMARKING ENFORCEMENT FUND | (55,000) | |
| DEPARTMENT OF ENERGY AND ENVIRONMENT | 6700-SUSTAINABLE ENERGY TRUST FUND | | (288,750) recurring |
| DEPARTMENT OF MOTOR VEHICLES | 6258-MOTOR VEHICLE INSPECTION STATION | (35,000) | |

| | | | |
|--|---|---------------------|---------------------|
| PAY GO - CAPITAL | 6913-PEPCO COST-SHARING FUND (DC PLUG) | 22,831,720 | |
| OFFICE OF CONTRACTING AND PROCUREMENT | 4010-DC SURPLUS PERSONAL PROPERTY SALES OPER. | | (271,410) recurring |
| MEDICAL LIABILITY CAPTIVE INS AGENCY | 0640-SUBROGATION FUND | (155,063) | |
| DEPARTMENT OF BEHAVIORAL HEALTH | 0629-AGREEMENT WITH INDEPENDENT AGENCIES | (36,943) | |
| DEPART OF INSURANCE, SECURITIES & BANKING | 2100-HMO ASSESSMENT | (94,974) | |
| DEPART OF INSURANCE, SECURITIES & BANKING | 2200-INSURANCE ASSESSMENT | (177,012) | |
| DEPART OF INSURANCE, SECURITIES & BANKING | 2350-SECURITIES AND BANKING FUND | (734,129) | |
| DEPART OF INSURANCE, SECURITIES & BANKING | 2800-CAPTIVE INSURANCE | (109,792) | |
| DEPART OF INSURANCE, SECURITIES & BANKING | 2910-FORECLOSURE MEDIATION FUND | (5,000) | |
| OFFICE OF THE CHIEF TECHNOLOGY OFFICER | 0602-DC NET SERVICES SUPPORT | (2,650,368) | |
| OFFICE OF UNIFIED COMMUNICATIONS | 1631-PREPAID WIRELESS 911 CHARGES | (171,775) | |
| HOUSING PRODUCTION TRUST FUND | 6113-HOUSING PRODUCTION TRUST FUND | (8,697,000) | |
| OFFICE OF VETERANS AFFAIRS | 0600-OFFICE OF VETERANS AFFAIRS FUND | (15,000) | |
| | | (33,438,296) | (8,975,253) |

3000

3001 (b) Notwithstanding any provision of law limiting the use of the Universal Paid Leave
3002 Fund (“Fund”), established by section 1152 of the Universal Paid Leave Implementation Fund
3003 Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01), the
3004 Chief Financial Officer shall transfer to the General Fund of the District of Columbia the
3005 following amounts from certified fund balances and other revenue in the Fund in the fiscal year
3006 identified:

3007 (1) Fiscal Year 2023: \$397,279,417;

3008 (2) Fiscal Year 2024: \$5,269,923;

3009 (3) Fiscal Year 2025: \$6,511,694; and

3010 (4) Fiscal Year 2026: \$3,427,291.

3011 (c) Notwithstanding any provision of law limiting the use of funds in the accounts listed
3012 in D.C. Official Code § 47-392.02(j-5)(1) and (2), the amounts deposited and committed to those
3013 accounts pursuant to D.C. Official Code § 47-392.02(j-5) in Fiscal Year 2022, based on the
3014 Annual Comprehensive Financial Report for Fiscal Year 2021, shall, after such deposits and
3015 commitments have been made, be transferred by the Chief Financial Officer before September
3016 30, 2022 to the unassigned balance of the General Fund of the District of Columbia.

3017 (d) The amounts identified in subsections (a), (b), and (c) of this section shall be made
3018 available as set forth in the approved Fiscal Year 2023 Budget and Financial Plan.

3019 Sec. 8003. Applicability.

3020 This subtitle shall apply as of September 1, 2022.

3021 **SUBTITLE B. CAPITAL BUDGET ADJUSTMENTS**

3022 Sec. 8011. Short title.

3023 This subtitle may be cited as the “Fiscal Year 2023 Capital Project Reallocation Approval
3024 Act of 2022”.

3025 Sec. 8012. In Fiscal Year 2022, the Chief Financial Officer shall rescind or adjust capital
3026 project allotments as set forth in the following tabular array, with the savings to be used in
3027 accordance with the Fiscal Year 2023 Local Budget Act of 2022, as approved by the Committee
3028 of the Whole on May 10, 2023 (Committee print of Bill 24-716):

| Owner Agency | Project No | Project Title | Fund Detail | Total |
|--------------|------------|---|-------------|--------------|
| AMO | BRM30C | NON STRUCTURAL RENOVATIONS | 300 | (672,966) |
| | N1401B | GOVERNMENT CENTERS | 300 | (1,491) |
| | N1403C | ONE JUDICIARY SQUARE | 300 | (13) |
| | PL101C | SHELTER AND TRANSITIONAL HOUSING POOL | 300 | (1,591) |
| | PL102C | ELEVATOR POOL | 300 | (832) |
| | PL105C | ARCHIVES RECORDER OF DEEDS | 300 | (800) |
| | PL106C | GOVERNMENT CENTERS POOL | 300 | (1,944) |
| | PL107C | MISCELLANEOUS BUILDINGS POOL | 300 | (17) |
| | PL1SWC | EPA STORM WATER COMPLIANCE INITIATIVE | 300 | (2,884,467) |
| | PL402C | ENHANCEMENT COMMUNICATIONS INFRASTRUCTUR | 300 | (386) |
| | PL402C | ENHANCEMENT COMMUNICATIONS INFRASTRUCTUR | 304 | (898,903) |
| | PL601C | HVAC REPAIR RENOVATION POOL | 300 | (1,359) |
| | PLSISC | FY 2021 INAUGURAL REVIEWING STANDS | 300 | (974,500) |
| BYO | SW601C | SENIOR WELLNESS CENTER RENOVATION POOL P | 300 | 400,000 |
| CEO | MCL03C | MARTIN LUTHER KING JR. MEMORIAL CENTRAL | 304 | 400,000 |
| EBO | DUGEBC | DUPONT UNDERGROUND | 309 | (800,000) |
| | EB007C | 1234 GOOD HOPE ROAD SE | 300 | (2,500,000) |
| | EB008C | MP-NEW COMMUNITIES | 301 | (697,758) |
| | EB008C | MP-NEW COMMUNITIES | 309 | 697,758 |
| | EB012C | 33 K STREET NW | 309 | (20,000,000) |
| | EB016C | PARK MORTON REDEVELOPMENT INITIATIVE | 309 | 20,000,000 |
| | EB432C | FRANK D. REEVES CENTER | 300 | (5,000,000) |
| FLO | CGN01C | GENERAL RENOVATIONS AT DOC FACILITIES | 300 | (100,000) |
| | CGN02C | CTF GENERAL RENOVATION | 300 | (100,000) |

| | | | | |
|------------|----------------|--|-----|--------------|
| | CGN08C | HEATING SYSTEM REPLACEMENT | 300 | (100,000) |
| | CR003C | UPGRADE FIRE ALARM AND SPRINKLER SYSTEM | 300 | (5,056) |
| | CR104C | HVAC REPLACEMENT FOR CDF | 300 | (100,000) |
| | MA203C | EXTERIOR STRUCTURAL FINISHING | 300 | (100,000) |
| FR0 | HDW02C | LABORATORY & HOSPITAL EQUIPMENT - DFS | 304 | (510,000) |
| GA0 | | | | (38,020,000) |
| | GI5FHC | FOXHALL MODERNIZATION/RENOVATION | 300 |) |
| | GM121C | MAJOR REPAIRS/MAINTENANCE - DCPS | 300 | 1,500,000 |
| | YY1SGC | STAY @ GARNET-PATTERSON | 300 | 16,900,000 |
| HMO | HM1CMC | OHR'S CASE MANAGEMENT | 304 | 450,000 |
| HT0 | UMV01C | SAINT ELIZABETHS MEDICAL CENTER | 301 | (101,318) |
| | UMV01C | SAINT ELIZABETHS MEDICAL CENTER | 309 | 102,242 |
| KA0 | CE304C | STREET SIGN IMPROVEMENTS | 300 | (678,034) |
| | CE308C | CONCRETE, ASPHALT AND BRICK MAINTENANCE | 300 | (562,723) |
| | LMBSSC | STREETSCAPES AND BEAUTIFICATION | 300 | 9,124,500 |
| | LMEQUC | EQUIPMENT | 304 | (1,097,618) |
| | LMFACC | FACILITIES | 300 | 2,000,000 |
| | LMGGRC | POWERLINE UNDERGROUNDING | 314 | 22,831,720 |
| | LMJKBC | KEY BRIDGE EXXON PROPERTY | 300 | 4,000,000 |
| | LMS05C | I-66/ROCK CREEK PARKWAY BYPASS STUDY | 300 | (539,000) |
| | LMVAEC | VEHICLE FLEET | 304 | (5,000,000) |
| | LMWWM C | STORMWATER AND FLOOD MITIGATION | 300 | (300) |
| | SR310C | STORMWATER MANAGEMENT | 300 | (100,000) |
| KG0 | K2015C | ENFORCEMENT AND COMPLIANCE DATABASE | 300 | (17,923) |
| | SUS04C | SUSTAINABLE DC FUND-2 | 300 | (56) |
| KT0 | BRTMOC | BENNING ROAD TRANSFER STATION MODERNIZAT | 300 | 20,804,101 |
| PO0 | DWB03C | PROCUREMENT SYSTEMS | 304 | (20,923) |
| | YA140C | IT INITIATIVE | 300 | (584) |
| RK0 | RMS01C | RISK MANAGEMENT IT SYSTEM | 301 | (190) |
| TO0 | N1601B | DCWAN | 300 | (7,508) |
| | N1601B | DCWAN | 304 | (9,520) |
| | N2522C | DATA CENTER RELOCATION (REEVES CENTER) | 304 | 5,000,000 |
| | N3102C | DATA MANAGEMENT AND PUBLICATION PLATFORM | 300 | (3,737) |
| | N3102C | DATA MANAGEMENT AND PUBLICATION PLATFORM | 301 | (735) |
| | N3802C | PROCUREMENT SYSTEM | 300 | (1) |
| | N3802C | PROCUREMENT SYSTEM | 304 | (301) |
| | NTU02C | UPGRADE END OF LIFE NETWORK ELECTRONICS | 304 | (59,352) |
| | ZB141C | HUMAN RESOURCES APPLICATION SECURITY INI | 300 | (703) |
| | ZB141C | HUMAN RESOURCES APPLICATION SECURITY INI | 304 | (5,993) |

| | | | | |
|--------------------|---------------|--------------------------------|-----|-------------------|
| UC0 | UC2TDC | IT AND COMMUNICATIONS UPGRADES | 304 | (500,000) |
| Grand Total | | | | 22,031,720 |

3029

3030 Sec. 8013. Applicability.

3031 This subtitle shall apply as of September 1, 2022.

3032 **TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

3033 Sec. 9001. Applicability.

3034 Except as otherwise provided, this act shall apply as of October 1, 2022.

3035 Sec. 9002. Fiscal impact statement.

3036 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
3037 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
3038 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

3039 Sec. 9003. Effective date.

3040 This act shall take effect following approval by the Mayor (or in the event of veto by the
3041 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
3042 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
3043 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
3044 Columbia Register.