

**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 16, 2023
SUBJECT: Report on Bill 25-202, the “Fiscal Year 2024 Budget Support Act of 2023”

The Committee of the Whole, to which Bill 25-202 was referred, reports favorably thereon, with amendments, and recommends approval by the Council.

CONTENTS

I.	Background and Need.....	1
II.	Legislative Chronology.....	2
III.	Position of the Executive	3
IV.	Comments of Advisory Neighborhood Commissions	3
V.	List of Witnesses.....	5
VI.	Impact on Existing Law	12
VII.	Fiscal Impact.....	12
VIII.	Subtitle-by-Subtitle Analysis	12
IX.	Committee Action.....	26
X.	Attachments	26

I. BACKGROUND AND NEED

The purpose of Bill 25-202, the Fiscal Year (FY) 2024 Budget Support Act of 2023 (“FY 2024 BSA”), is to amend or enact various provisions of law that support the implementation of a balanced Fiscal Year 2024 budget and financial plan.

Bill 25-202 is a substantial and wide-ranging piece of legislation that will have a significant impact on existing law. The legislation includes eight titles and 75 individual subtitles, which are briefly summarized in section VIII below. In addition to the subtitle-by-subtitle analysis set forth below, further background on many of the subtitles in Bill 25-202 is available in the budget reports produced by the Council’s 11 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 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

March 22, 2023	Notice of public hearings on the proposed Fiscal Year 2024 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 22, 2023	Bill 25-202, the “Fiscal Year 2024 Budget Support Act of 2023” is introduced by Chairman Mendelson at the request of the Mayor
March 24, 2023	Committee of the Whole holds a public briefing on the Mayor’s Fiscal Year 2024 Proposed Budget and Financial Plan
March 31, 2023	Notice of Intent to Act on Bill 25-202 is published in the <i>District of Columbia Register</i>
April 4, 2023	Bill 25-202 is “read” at the April 4, 2023 Regular Legislative Meeting and referred to the Committee of the Whole, with comments from other standing committees
March 27 – April 13, 2023	Committees hold public hearings on the budgets of the agencies under their purview and the subtitles of Bill 25-202 that were referred to each for comments
April 14, 2023	Committee of the Whole holds a public hearing on all budget bills
April 25 - April 27, 2023	Committees mark up and approve their budget recommendations for Fiscal Year 2024
May 16, 2023	Committee of the Whole marks up Bill 25-202 and Bill 24-203 (FY 2024 Local Budget Act)

¹ New subtitles included in the FY24 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 Executive Administration and Labor (EAL), Committee on Facilities and Family Services (FFS), Committee on Health (Health), Committee on Hospital and Health Equity (HHE), Committee on Housing (Housing), Committee on the Judiciary and Public Safety (JPS), Committee on Public Works and Operations (PWO), 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 25-202 on behalf of the Mayor. The Mayor and the City Administrator presented the budget at a public hearing on March 24, 2023. On April 28, 2023, the Mayor transmitted an errata letter requesting that the Council incorporate various changes to the introduced version of Bill 25-202 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 FY 2024 budget. ANCs also may have commented separately to other Council committees.

1. **Multiple ANC Commissioners**² submitted a letter to request the Council oppose the elimination of the Yellow Line Metrorail service north of Mt. Vernon Square and the removal of three D.C. Circulator bus routes – Woodley Park-Adams Morgan to McPherson Square (WP-AM), Eastern Market to L’Enfant Plaza (EM-LP), and Dupont Circle to Rosslyn via Georgetown (RS-DP).
2. **ANC 2A:** On April 19, 2023, ANC 2A, with seven of nine commissioners present, unanimously adopted a resolution noting its lack of support for the elimination of the Criminal Code Reform Commission. ANC 2A also encourages the Council to recognize and prioritize the importance of the D.C. Circulator to the District’s economic recovery and well-being and fully fund its operations in the FY 2024 budget and following years to prevent service reductions or eliminations and establish environmental and transportation equity objectives. The ANC urges the Council to extend the D.C. Circulator Rosslyn-Dupont Circle route to U Street NW, LeDroit Park, and Howard University in FY 2024 and to provide funding for this and other service improvements. ANC 2A requests the Council fund repairs to the water infrastructure underneath Snow’s Court to protect residents. ANC 2A encourages the Council revert the reallocation of D.C. CARES funding for workers excluded from pandemic relief (\$20 million). ANC 2A recommends that the Council does not reduce the number of DOES staff. The ANC requests that the Council allocates funding to address DCHA oversight and finances. Specifically, ANC 2A encourages enhanced oversight of LRSP, establishment of requirements that any increase in DCHA funding have oversight stipulations, and transparency in funding and operations for building repairs. Finally, the ANC urges the Council to fully fund the following legislation:

² The letter was signed by Stephen Coleman Kenny, Commissioner, 1A05; Max Ewart, Commissioner, 1A01; Dieter Lehmann Morales, Commissioner, 1A02; Jeremy Sherman, Commissioner, 1A04; Mukta Ghorpadey, Commissioner, 1A07; Billy Easley, Commissioner, 1A10; Margaret Stevens, Commissioner, 1C05; Lynda Laughlin, Commissioner, 1C06; Vincent E. Slatt, Commissioner, 2B03; Matt Johnson, Commissioner, 2B06; Thomas S. Lee, Commissioner, 2C03; Topher Mathews, Commissioner, 2E02; Joe Massaua, Commissioner, 2E04; Adam J. Prinzo, Commissioner, 3C02; and Sauleh Siddiqui, Commissioner, 3C05.

- Child Wealth Building Act (\$54 million);
 - Domestic Worker Employment Rights Amendment Act (\$912,000);
 - Local Resident Voting Rights Amendment Act (\$2.06 million); and
 - Metro for D.C. Amendment Act (\$32 million).
3. **ANC 2B:** On March 30, 2023, ANC 2B unanimously adopted a resolution urging the Council to fully fund D.C. Circulator operations in the FY 2024 budget and subsequent years to prevent service reductions or eliminations. The ANC also requests that the Council extend the D.C. Circulator’s Rosslyn-Dupont Circle route to U Street NW, LeDroit Park, and Howard University in FY 2024 and following years. ANC 2B encourages the Council to prioritize Vision Zero and established environmental and transportation equity objectives.
 4. **ANC 2E:** On April 3, 2023, ANC 2E unanimously adopted a resolution to urge the Council to bolster public safety by providing the needed resources to MPD. ANC 2E also requests the Council provide additional funding to renovate and modernize the Hardy Middle School auditorium. ANC 2E asks for \$1.5 million in the FY 2024 budget for renovations to the Mt. Zion United Methodist Church. The ANC also seeks clarification on the \$3 million line item for the Georgetown Safety and Mobility Project and on the allocation of funding for maintenance and improvements to the Book Hill and Triangle Parks. Finally, ANC 2E encourages the Council to restore the funding for the Woodley Park-Adams Morgan to McPherson Square (WP-AM), Eastern Market to L’Enfant Plaza (EM-LP), and Dupont Circle to Rosslyn via Georgetown (RS-DP) D.C. Circulator routes, which were cut in the Mayor’s proposed budget.
 5. **ANC 3A:** On February 21, 2023, ANC 3A unanimously approved a resolution requesting the Council to reverse reductions in DCPS funding and maintain such funding levels.
 6. **ANC 3C:** On April 19, 2023, ANC 3C approved a resolution with a quorum of commissioners present urging the Council to fund all DCPS schools at their funding levels of the current fiscal year. The ANC also requests that DCPS utilize funds from its central office to avoid budget cuts and increase funding based on the Washington Teacher Union’s new contracts. Further, ANC 3C encourages DCPS to fully fund Eaton Elementary School, increase the number of social workers, and requests that DCPS not reduce any teaching or staff positions. The ANC asks the Council to fully fund the D.C. Circulator bus service from Woodley Park-Adams Morgan to McPherson Square Metro (WP-AM). Finally, ANC 3C advocates for fare-free public transportation to achieve a more just, inclusive, and sustainable environment.
 7. **ANC 4B:** On April 24, 2023, ANC 4B, unanimously approved a resolution calling on the Council to fully fund lead service line replacement efforts, including the restoration of \$10 million zeroed out in the Mayor’s proposed Fiscal Year 2024 budget.

V. COMMENTS FROM THE NATIONAL CAPITAL PLANNING COMMISSION

On May 4, 2023, The National Capital Planning Commission (NCPC or Commission) approved comments to the Council regarding the FY 2024-2029 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 WITNESSES³

The Committee of the Whole held a public hearing on Bill 25-202 and other budget-related legislation on April 14, 2023.⁴ The witnesses were:

- | | | |
|----|----------------------|---|
| 1. | Kevin Donahue | City Administrator |
| 2. | Liz DeBarros | CEO, District of Columbia Building Industry Association |
| 3. | Alex Ern | Regional Manager of the Mid-Atlantic Region, Avison Young |
| 4. | Christine Espenshade | Vice Chair of Multifamily Capital Markets, Newmark |
| 5. | Kassandra Saridakis | Managing Director of Debt and Structured Finance, Newmark |
| 6. | Chris LeBarton | Director of Market Analytics, CoStar Group |

³ Note: Written testimony and comments are included in the hearing record for Bill 25-202.

⁴ All of the Council's committees held hearings between March 27 and April 13, 2023, on the Mayor's proposed budget; in many cases, testimony at those hearings addressed various provisions of the FY 2024 BSA.

7. Chris Leinberger
Emeritus Professor, Center for Real Estate and Urban Analysis, George Washington University
8. Richard Lake
Board President, District of Columbia Building Industry Association
9. William Rich
President, Delta Associates
10. Jean-Michel Giraud
President and CEO, Friendship Place
11. David Schwartzman
Chair, Political Party and Action Committee, DC Statehood Green Party
12. Amber Harding
Executive Director, Washington Legal Clinic for the Homeless
13. Scott Goldstein
Executive Director, EmpowerED
14. Rachel Rintelmann
Legal Director, Systemic Advocacy and Law Reform, Legal Aid DC
15. Alana Eichner
Co-Director, DC Chapter of the National Domestic Workers Alliance
16. Gerren Price
President and CEO, Downtown DC Business Improvement District
17. Leona Agouridis
Executive Director, Golden Triangle Business Improvement District
18. Elana Deam
Hand in Hand Volunteer, Domestic Worker Employer
19. Meg Maguire
Member, Committee of 100 on the Federal City
20. Micaela Deming
Policy Director, DC Coalition Against Domestic Violence
21. Erica Williams
Executive Director, District of Columbia Fiscal Policy Institute
22. Katharine Landfield
Advocacy Coordinator, Fair Budget Coalition

23. Niciah Petrovic Mujahid Executive Director, Fair Budget Coalition
24. Bill Rice Public Witness
25. Gordon Chaffin Public Witness
26. Kurt Newman President and CEO, Children's National Hospital
27. Tonya Vidal Kinlow Vice President of Community Engagement, Advocacy and Government Affairs, Children's National Hospital
28. Aldwin Lindsay Chief Financial Officer, Children's National Hospital
29. Brad Fennell Chief Operating Officer, W.C. Smith
30. Yael Shafritz DC Director, Jews United for Justice
31. Allison Rosenberg Volunteer, Jews United for Justice
32. Michaela Friedman Volunteer, Jews United for Justice
33. Taylor Kahn-Perry Volunteer, Jews United for Justice
34. Amanda Liaw Volunteer, Jews United for Justice
35. Kim Perry Executive Director, DC Action
36. Bonnie Trein Vice President of Marketing and Chief of Staff, Capital Riverfront Business Improvement District
37. Elinor Hart Chair, DC for Democracy Affordable Housing Working Group
38. Judy Etsey Executive Director, The Platform of Hope
39. Judith Sandalow Executive Director, Children's Law Center
40. Robert J. Murphy Managing Principal, MRP Realty

41. Aakash Thakkar EYA LLC
42. Melody Webb Founder and Executive Director, Mother's Outreach Network/DC Guaranteed Income Coalition
43. Robert Harvey DC Guaranteed Income Coalition
44. Tangela Hicks Public Witness
45. Sharece Crawford President and CEO, District Influencers
46. Eric Jones Vice President of Government Affairs for Commercial Properties, Apartment and Office Building Association of Metropolitan Washington
47. Angela Franco President and CEO, DC Chamber of Commerce
48. Jesse Rabinowitz Senior Manager for Advocacy and Policy, Miriam's Kitchen
49. Nancy Drane Executive Director, Access to Justice
50. Kirra Jarett CEO, District of Columbia Bar Foundation
51. Seannieace Bamiro Policy Analyst, Fair Budget Coalition
52. Travis Ballie Assistant Treasurer, DC for Democracy
53. Andrew Cheyene Managing Director of Public Policy, GRACE/End Child Poverty California
54. Shira Markoff Senior Policy Fellow, Prosperity Now
55. Claudia Schlosberg Convener, Coalition on Long Term Care
56. Joshua Davis Student, Education Reform Now DC
57. Sherri Daniels Civic Leader, Education Reform Now DC
58. Elizabeth Falcon Executive Director, DC Jobs with Justice

59. Chibundo Anwuli Egwuatu Advocacy Coordinator, HIPS
60. Sara Tennen Executive Director, DC Volunteer Lawyers Project
61. Marla Spindel Co-Founder and Executive Director, DC KinCare Alliance
62. Reana Kovalcik Policy Director, DC Greens
63. David Radcliffe State and Local Policy Director, The New School's Institute on Race, Power, and Political Economy
64. Cynthia Smith Survivor's Advisory Board/Sisters of Hope
65. Antonia Pena Co-Director, DC Chapter of the National Domestic Workers Alliance
66. Meredith Fascett Board Member, Capital Riverfront Business Improvement District
67. Sue Udry Executive Committee Member, DC Chapter of the National Lawyers Guild
68. Koube Ngaaje President and CEO, District Alliance for Safe Housing
69. William Jarvis Managing Principal, The Jarvis Company LLC
70. Kymone Freeman Co-Founder, We Act Radio
71. Rodriguez Norman Versa Traffic Management
72. Shane Sullivan Harm Reduction Coordinator, HIPS
73. Ronald Moten Don't Mute DC
74. Samantha Davis Executive Director, Black Swan Academy
75. Susan Sedgewick Capitol Hill Village

76. Alfredo Castro
Labor Organizer, DC Jobs with Justice
77. Maura Brophy
President and CEO, NoMa Business Improvement District
78. Michael Stevens
President, Capital Riverfront Business Improvement District
79. Kristin Connall
Vice President of Development, Akridge
80. Drew Turner
Development and Project Manager, Douglas Development
81. Shimica Gaskins
President and CEO, GRACE/End Child Poverty California
82. Andrew Christopher
Development Assistant and Manager, Akridge
83. Dr. Vinu Ilakkuvan
The DC School Behavioral Health Stakeholder Learning Community, George Washington University
84. Socorro Crespo
Excluded Worker Coalition
85. Francisca Tejada
Excluded Worker Coalition
86. Laura Ramirez
Excluded Worker Coalition
87. Norma Castillo
Excluded Worker Coalition
88. Rodrigo Torres
Excluded Worker Coalition
89. Dia King
Restaurant Opportunities Center DC
90. Rachelle Ellison
Senior Mentor Advisor, People for Fairness Coalition
91. Robert Warren
Director, People for Fairness Coalition
92. Sela Gebrechirstos
Student, Black Swan Academy
93. Sophie Miyoshi
Leader Organizer, Restaurant Opportunities Center DC
94. Norma Chavez
Restaurant Opportunities Center DC

95. Migeul Castro Restaurant Opportunities Center DC
96. Germaine Williams Student, Black Swan Academy
97. Candace Cunningham Organizer and Programs Manager,
Restaurant Opportunities Center DC
98. Marcus Williams Student, Black Swan Academy
99. Venorica Tucker Restaurant Opportunities Center DC
100. La'Georgia Callaham Student
101. Annisha Marie Perry Student, Black Swan Academy
102. Tendani Mpulubusi Director, DC Community Development
Consortium
103. Jazzmen Graham Student
104. Kamara Crawford Student, Black Swan Academy
105. Artemis Whyte Excluded Worker Coalition
106. Silvia Hernandez Excluded Worker Coalition
107. Marilu Nava Excluded Worker Coalition
108. Mary Pinzon Excluded Worker Coalition
109. Tenika McEachin Outreach and Advocacy Fellow, Mother's
Outreach Network/DC Guaranteed Income
Coalition
110. Bill Mefford Executive Director, The Festival Center
111. Estefani Iglesias Member, DC Chapter of the National
Domestic Workers Alliance
112. Abele Amene Public Witness
113. Beatriz Pacheco Vidal Excluded Worker Coalition
114. Jamal Jones Restorative Justice Training Facilitator,
Academy of Hope

115. Madeline Brown

Senior Policy Associate, Urban Institute

VII. IMPACT ON EXISTING LAW

Bill 25-202 is a substantial and wide-ranging piece of legislation that will have a significant impact on existing law, as reviewed in the subtitle-by-subtitle analysis, *infra*.

VIII. FISCAL IMPACT

Bill 25-202 will have a significant and complex fiscal impact on the District and is necessary to balance and implement the FY 2024 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 2023 Revised Local Budget Adjustment Emergency Act (Bill 25-205) and the Fiscal Year 2024 Local Budget Act (Bill 25-203), this bill – Bill 25-202 – is fiscally balanced.⁵

IX. SUBTITLE-BY-SUBTITLE ANALYSIS⁶

TITLE I. GOVERNMENT DIRECTION AND SUPPORT

Subtitle A. Office of the Attorney General Funds Amendment Act of 2023. This subtitle amends Section 106b of the “Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010” (D.C. Law 18-160; D.C. Official Code § § 1–301.86b) to make three changes to the Litigation Support Fund (LSF). First, the subtitle increases the overall balance cap on LSF funds from \$19 million to \$23.5 million. Second, the subtitle increases the cap on the amount of LSF funds that the OAG is authorized to spend on violence interruption from \$7 million to \$9 million. Third, the subtitle increases the cap on the amount of LSF funds that the OAG is allowed to spend on personnel costs from \$6 million to \$7 million. Additionally, the subtitle allows the OAG to spend funds not designated for specific, named individuals in the Restitution Fund on any currently authorized uses. (JPS)

Subtitle B. Advisory Neighborhood Commission Support Flexibility Amendment Act of 2023. This subtitle amends Section 16a of the “Advisory Neighborhood Commissions Act of 1975” (D.C. Law 23-14; D.C. Official Code § 1-309.13a) to provide greater flexibility to the Office of Advisory Neighborhood Commissions to spend funds in the Advisory Neighborhood Commissions Technical Support and Assistance Fund. (Housing)

Subtitle C. School and Park Facilities and Grounds 311 Expansion Amendment Act of 2023. This subtitle requires the 311 system to accept three new types of service requests for

⁵ The Chief Financial Officer will provide a fiscal impact statement to the Council before the second reading of the FY 2024 BSA.

⁶ Due to the size and complexity of the committee print of Bill 25-202, 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, available at <https://lims.dccouncil.gov/Legislation/B25-0203>.

DGS-maintained facilities: 1) broken equipment, 2) grounds maintenance, and 3) overflow recycling cans at a school, park, or playground. (FFS)

Subtitle D. School Security and Transparency Amendment Act of 2023. This subtitle amends Section 1028e of the Department of General Services Establishment Act of 2011 (D.C. Law 24-167; D.C. Official Code § 10-551.07e) to require the Department of General Services to perform an annual comprehensive security assessment of all D.C. Public School (DCPS) facilities, including a check of specific security-related components in schools. (FFS)

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

Subtitle A. Securities and Banking Regulatory Trust Fund Amendment Act of 2023. This subtitle amends Section 8 of the Department of Insurance and Securities Regulation Establishment Act of 1996 (D.C. Law 11-268; D.C. Official Code 31-107) to increase the amount of funds in the Securities and Banking Regulatory Trust Fund converts to local funds revenue by \$530,000 annually. (CBED)

Subtitle B. Columbia Heights, Mount Pleasant, Lower Georgia Avenue, and U Street Main Street Targeted Outreach Grant Act of 2023. This subtitle directs the Department of Small and Local Business Development to award a grant to an organization to support engagement, relationship development, and resource brokering to address challenges faced by Ward 1 residents experiencing substance use disorder and homelessness. (PWO)

Subtitle C. Home Purchase Assistance Program Amendment Act of 2023. This subtitle amends Section 3a of the “Home Purchase Assistance Fund Act of 1978” (D.C. Law 2-103; D.C. Official Code § 42-2602.01) to clarify that applicants approved for Home Purchase Assistance Program funding may receive less than the \$70,000 in authorized assistance and removes a requirement in the law that contract administrators of the program must receive equal funding.

Subtitle D. Great Streets Amendment Act of 2023. This subtitle amends Section 4 of the Retail Incentive Act of 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73) to include portions of the Trinidad neighborhood within the boundaries of the New York Avenue N.E. corridor of the Great Streets Program. (CBED)

Subtitle E. Tax Abatements for Affordable Housing in High-Need Areas Amendment Act of 2023. This subtitle amends the “Tax Abatements for Affordable Housing in High-Need Areas Amendment Act of 2021” (D.C. Official Code § 47-860) to increase the cap on property tax abatements for eligible projects from \$4 million per fiscal year starting in FY 2025 to \$5 million a year. (Housing)

Subtitle F. Deputy Mayor for Planning and Economic Development Grant Program Amendment Act of 2023. This subtitle amends Section 2032 of the “Deputy Mayor for Planning and Economic Development Limited Grant Making Authority Act of 2012” (D.C. Law 19-168; D.C. Official Code § 1-328.04) to give the Office of the Deputy Mayor for Planning and Economic

Development an additional year of grantmaking authority to expand direct cash assistance programs or pilots and to direct a grant to the Ford's Theatre. The subtitle also establishes a new Retail Recovery grant program for FY 2024 to support businesses located in the Downtown Business Improvement District and the Golden Triangle Business Improvement District that are opening or expanding into a retail or commercial space that has been vacant for at least six months. Finally, the subtitle updates the business location of a current grantee. (CBED)

Subtitle G. Housing in Downtown Abatement Amendment Act of 2023. This subtitle amends the "Tax Abatements for Housing in Downtown Act of 2022" (D.C. Official Code § 47-860.01 *et seq.*) to eliminate certain requirements for qualifying office-to-residential conversion projects. Specifically, the subtitle eliminates First Source requirements for the development and construction of qualifying projects and tolls Tenant Opportunity to Purchase requirements for properties receiving a tax abatement for 10 years. The subtitle also modifies the affordable housing requirements for developments such that a qualifying project must have at least 10 percent of units affordable to households earning 60 percent or less of median family income or at least 15 percent of units affordable to households earning 80 percent or less of median family income. (CBED)

Subtitle H. Creative and Open Space Modernization Amendment Act of 2023. This subtitle amends the "Creative and Open Space Modernization Amendment Act of 2015" (D.C. Official Code § 47-860) to expand the sectors eligible for Creative and Open Space Modernization tax rebates. New sectors include education and research, consulting services, communications and design, hospitality, tourism, and entertainment, life sciences and health technology, and technology. (CBED)

Subtitle I. Office of Public-Private Partnerships Fund and Budget Amendment Act of 2023. This subtitle amends the "Public-Private Partnership Act of 2014" (D.C. Law 20-228; D.C. Official Code § 2-272.01 *et seq.*) to eliminate the Public-Private Partnership Administration Fund and strikes language requiring a request for information prior to a bid solicitation.

Subtitle J. Tourism Recovery Tax Amendment Act of 2023. On December 20, 2022, the Council approved a one percent increase in the transient lodging tax to provide more funding to Destination D.C. to promote the District as a travel destination and support tourism more generally (D.C. Act 24-703). This subtitle makes the tax increase permanent and requires Destination D.C. to consult with and enter into a memorandum of understanding with the Mayor regarding the use of the tax revenue. The increase in tax revenue was assumed in the February 2023 revenue estimate.

Subtitle K. Office of Cable Television, Film, Music, and Entertainment Act of 2023. This subtitle amends Section 201 of the "Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2015" (D.C. Law 14-193; D.C. Official Code § 34-1252.01) to expand the role and duties of the Office of Cable Television, Film, Music, and Entertainment to include producing content on other platforms, such as radio, and supporting, preserving, and archiving go-go music and its history.

Subtitle L. Emergency Housing Assistance Program Financial Responsibility Amendment Act of 2023. This subtitle amends Section 2068c of the Office of the Chief Tenant Advocate Establishment Act of 2005 (D.C. Law 21-211; D.C. Official Code § 42-3531.11) to allow the Office of Tenant Advocate to recoup the costs of up to 180 days of hotel stays and personal property storage from housing providers for emergency situations covered by the Emergency Housing Assistance Program. (Housing)

Subtitle M. Emergency Rental Assistance Funds Reporting and Notice Requirements Amendment Act of 2023. This subtitle requires the Mayor to transmit a monthly report to the Council that provides specific budgetary information on the Emergency Rental Assistance Program. (Housing)

Subtitle N. Housing Authority Accountability Amendment Act of 2023. This subtitle amends the “District of Columbia Housing Authority Act of 1999” (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*) to require the District of Columbia Housing Authority (DCHA) to provide a monthly report to the Mayor, Attorney General, and the Council that includes the amount of operating reserves, the number of vacant units by repair status, and a detailed accounting of expenses paid for by District funds. The subtitle also requires the Board of Commissioners and the Executive Director to complete initial and annual training and subjects DCHA to the District’s consumer protection law. Finally, the subtitle restricts compensation agreements with the Executive Director. (Housing)

Subtitle O. Housing Authority Financial Reporting Amendment Act of 2023. This subtitle amends the “District of Columbia Housing Authority Act of 1999” (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*) to direct DCHA to prepare a comprehensive financial statement and report each year. The subtitle also requires the Housing Authority to submit to an annual financial audit conducted by the Office of the Inspector General. (Housing)

Subtitle P. Targeted Historic Preservation Assistance Amendment of 2023. This subtitle amends Section 11b of the Historic Landmark and Historic District Protection Act of 1978 (D.C. Law 16-189; D.C. Official Code § 6-1110.02) to expand eligibility for the Historic Homeowner Grant Program at the Office of Planning to structures that are historic landmarks and structures in any historic district. The subtitle also raises the maximum grant award from \$25,000 to \$50,000, eliminates a special matching requirement for structure in the Anacostia Historic District, and increases the covenant with the Historic Preservation Office from five years to ten years. (COW)

Subtitle Q. Commission on the Arts and Humanities Allotment Adjustment and Large Capital Grants Amendment Act of 2023. This subtitle amends the Commission on the Arts and Humanities Act (D.C. Law 1-22; D.C. Official Code § 39-201 *et seq.*) to create a new large capital grant program to be administered by the Commission on the Arts and Humanities (Commission). The grant program must be funded at a level of at least 9 percent of the

Commission’s budget each fiscal year. The subtitle also sets a lower ceiling on administrative costs for the Commission and requires that existing small capital and general operating support grants cannot exceed 50 percent of an organizations operating budget. (COW)

Subtitle R. Historic Preservation of District Properties Extension Amendment Act of 2023. In 2016, the Council adopted legislation to transfer four historic properties held by the District to the L’Enfant Trust for rehabilitation and resale. As of March 2023, three of these properties have been renovated and two have been sold. This subtitle extends the deadline for the L’Enfant Trust to complete renovations on the fourth property and obtain the necessary certificates of occupancy.

Subtitle S. Public Housing Stability Amendment Act of 2023. This subtitle directs 15 percent of the funds collected from the deed and recordation tax into the DCHA Rehabilitation and Maintenance activity line item within the Housing Authority Subsidy budget beginning in FY 2028.

TITLE III. PUBLIC SAFETY AND JUSTICE

Subtitle A. Fire and Emergency Medical Services Department Employee Presumptive Disability Eligibility Expansion Amendment Act of 2023. This subtitle amends the Fire and Police Medical Leave and Limited Duty Act of 2004 to expand the types of cancer covered as occupational cancers for Fire and Emergency Medical Services employees. As of October 1, 2023, the list expands beyond leukemia or breast, ovarian, pancreatic, prostate, rectal, colon, colorectal, liver, testicular, or respiratory cancer to include multiple myeloma, brain, non-Hodgkin’s, or throat cancer. Beginning October 1, 2027, the covered cancers will also include kidney, thyroid, or bladder cancer. (JPS)

Subtitle B. School Resource Officers Amendment Act of 2023. This subtitle amends Section 102 of the School Safety and Security Contracting Procedures Act of 2004 (D.C. Law 15-350; D.C. Official Code § 5–132.02) to strike language requiring the Metropolitan Police Department (MPD) to dissolve MPD’s School Safety Division by July 1, 2025. It also requires MPD to publish its planned deployment of school resources online by the beginning of each school year. (JPS)

Subtitle C. Public Safety Grants Act of 2023. This subtitle gives the Deputy Mayor for Public Safety limited grantmaking authority to establish a “Safe Commercial Corridors Grant Program,” to provide flexible funds to organizations engaged in maintaining commercial and public spaces. The subtitle also directs the Office of Victim Services and Justice Grants to award a competitive grant to a community-based organization to provide support for the Violence Prevention and Response Team. Finally, the subtitle directs the Office of Neighborhood Safety and Engagement to award three grants to local organizations engaged in violence prevention efforts. (JPS)

TITLE IV. PUBLIC EDUCATION

Subtitle A. Funding for Public Schools and Public Charter Schools Increase Amendment Act of 2023. This subtitle amends the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*) to set base level funding for the Uniform Per Student Funding Formula (UPSFF) at \$13,046 in FY 2024, a five percent increase from FY 2023. It also increases the at-risk concentration. The subtitle also requires \$19.84 million be deposited into the Pandemic Transition Fund and specifies how those funds must be used in FY 2024. The fund sunsets at the end of FY 2024. (COW)

Subtitle B. Education to Employment Data System Act of 2023. This subtitle amends Section 202 of the Department of Education Establishment Act of 2007 (D.C. Law 17-9; D.C. Code § 38-191) to create a centralized data system called the P20W System in the Office of the Deputy Mayor for Education that will be used to collect, analyze, and publicize data on how well District education agencies are serving District residents.

Subtitle C. Universal Paid Leave Implementation Fund Amendment Act of 2023. This subtitle amends the Universal Paid Leave Implementation Fund Act of 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01 *et seq.*) to increase the statutory cap on the Department of Employment Services' administrative costs for the Universal Paid Leave program from 8.75 percent to 15 percent.

Subtitle D. Enhancing Child Care Access for Children with Disabilities Act of 2023. This subtitle allows the Office of the State Superintendent for Education (OSSE) to make grants to child development facilities to support out of school time programming for school-aged children with disabilities and for the costs of maintaining slots for infants, toddlers, and school-age children with disabilities. The subtitle also establishes a referral program to place children with disabilities in dedicated grant-funded slots.

Subtitle E. State Board of Education Compensation Amendment Act of 2023. This subtitle amends Section 1110 of the "Comprehensive Merit Personnel Act of 1978" (D.C. Law 2-139; D.C. Official Code § 1-611.10) to increase the salary of each member of the State Board of Education from \$15,000 to \$20,000 and the salary of the Board President from \$16,000 to \$21,000. Additionally, the subtitle indexes the salary of members to the Consumer Price Index for all Urban Consumers published on January 1st of each year.

Subtitle F. Library Collections Account Amendment Act of 2023. This subtitle amends Section 14 of An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia (D.C. Law 19-168; D.C. Official Code § 39-114) to expand the allowable uses of the District of Columbia Public Library's (DCPL) Library Collections Account to include purchasing equipment, supplies, and platforms that will assist with processing and cataloging of library materials.

Subtitle G. Public Charter School Teacher Compensation Act of 2023. This subtitle directs OSSE to issue direct payments to public charter schools for the purpose of increasing compensation for public charter schoolteachers.

Subtitle H. Ward 4 Library Site Acquisition Amendment Act of 2023. This subtitle prohibits the use of public funding to relocate or close the Shepherd Park/Juanita E. Thornton Library and authorizes the Mayor to acquire real property that is suitable for the development of a new full-service branch library to address a library service gap in Brightwood Park and Manor Park, as identified in the DCPL's facilities master plan for 2021-2030.

Subtitle I. Community Access to Recreational Space Pilot Program Act of 2023. This subtitle creates a pilot program to provide security and custodial personnel and services at the recreational facilities serving Garrison Elementary School and Banneker High School during non-school hours in which the facilities are open to the public, as agreed upon by the principal and the Department of Parks and Recreation (DPR). (RLYA)

Subtitle J. Department of Parks and Recreation Grants. This subtitle directs DPR to issue two grants: \$250,000 to Georgetown Heritage to complete design planning for a new educational and cultural center along the C&O Canal; and \$100,000 to Horton's Kids to support the organization's work in Ward 8. (RLYA)

Subtitle K. University of the District of Columbia Fundraising Match Act of 2023. This subtitle directs up to \$1 million in non-departmental funds to the University of the District of Columbia, contingent upon the University raising matching funds by April 1, 2024. Of the funds transferred to the University, no less than one-third must be deposited into the endowment fund. Additionally, the subtitle requires the University to use funds transferred from the Workforce Investment Account for faculty and staff salary raises to support competitive compensation and pay equity. The University must submit a report detailing how funds from the Workforce Investment Account were used by September 1, 2024. (COW)

Subtitle L. Public School Healthy Food Curriculum Grants Amendment Act of 2023. This subtitle amends Section 302 of the Health Schools Act of 2010 (D.C. Law 18-209; D.C. Official Code § 38-823.02) to direct OSSE to award a \$1.9 million grant to a not-for-profit organization that currently partners with the DCPS to integrate health food programming into core academics. (COW)

Subtitle M. Special Needs Public Charter School Funding Authorization Act of 2023. This subtitle directs \$1 million in funding to the Public Charter School Board to transmit to St. Coletta Special Education Public Charter School. (COW)

Subtitle N. Out of School Time Office Grant Authority Expansion Amendment Act of 2023. This subtitle amends the Office of Out of School Time Grants and Youth Outcomes

Establishment Act of 2016 (D.C. Law 21-261; D.C. Official Code § 2-1555.01 *et seq.*) to allow for Out of School Time grants to be awarded to public charter schools. (COW)

Subtitle O. Early Childhood Educator Pay Equity Increase Amendment Act of 2023.

This subtitle amends Section 11b of the Day Care Policy Act of 1979 (D.C. Law 24-167; D.C. Official Code § 4-410.02) to increase minimum salaries for early childhood educators.

Subtitle P. Office of the State Superintendent of Education Repeal of Special Funds of 2023. This subtitle repeals special purpose revenue fund language for the Healthy Tots Fund, the Statewide Special Education Compliance Fund, the Student Residency Verification Fund, the Child Development Facilities Fund, and the School Technology Fund under OSSE. The amounts previously budgeted as special purpose funds are now budgeted as local funds.

Subtitle Q. DCPS Educator Exit Survey Report Amendment Act of 2023. This subtitle amends the District of Columbia Public Schools Agency Establishment Act of 2007 (D.C. Law 17-9; D.C. Official Code § 38-171 *et seq.*) to require the DCPS Chancellor to publish an Educator Exit Survey Report annually that includes specific demographic and contextual information on educators who left the employ of their school or the employ of DCPS.

Subtitle R. Workforce Development Participant Food Purchase Authorization Amendment Act of 2023. This subtitle allows the Department of Employment Services to purchase food and non-alcoholic beverages for transitional employment program participants, summer youth program participants, and Infrastructure Academy participants where the purchase is reasonably necessary to assist in the achievement of a statutory goal, objective, or responsibility.

Subtitle S. Flexible Schedule Amendment Act of 2023. This subtitle directs OSSE to create a flexible school day pilot program for DCPS and Public Charter School teachers in the 2024-2025 school year. Up to six D.C. Public Schools and six Public Charter Schools will participate in the pilot. Pursuant to the subtitle, OSSE must establish eligibility criteria, application procedures, and administer a survey to educators and students to measure the impact of the pilot program. OSSE must issue a call for applicants and select participating schools by December 31, 2023. By February 1, 2026, OSSE must submit to the Mayor, Council, and the Public Charter School Board a report that analyzes the impact of the pilot program.

TITLE V. HEALTH AND HUMAN SERVICES

Subtitle A. Public Health Laboratory Amendment Act of 2023. This subtitle transfers the authority, responsibilities, duties, and assets of the Public Health Laboratory from the Department of Forensic Sciences to the Department of Health (DOH). The subtitle also requires DOH to submit an organizational assessment of the Public Health Laboratory to the Council by December 31, 2023. The budget includes a transfer of \$4.69 million and 31 full-time equivalent positions from the Department of Forensic Sciences to DOH to implement this subtitle. (Health)

Subtitle B. Medicaid Hospital Provider Reimbursement Act of 2023. This subtitle requires the Department of Healthcare Finance (DHCF) to fund capitation rates for each managed care organization at a level that complies with the minimum reimbursement levels established in section 5066(b-1) of the Medicaid Hospital Outpatient Supplemental Payment Act of 2017 and ensures that each covered hospital receives reimbursements for certain services that are equal to a percentage of fee-for-service rates set forth in the State Plan. It also includes phased rates to a nonprofit pediatric acute care hospital. The subtitle has a sunset date of September 30, 2027.

Subtitle C. Grandparent and Caregiver Subsidy Eligibility Expansion Amendment Act of 2023. This subtitle makes two changes to the Child and Family Services Agency's Grandparent Caregiver and Close Relative Caregiver programs. First, it would exclude Supplemental Security Income (SSI) from household income calculations. Second, it would remove SSI benefits from subsidy calculations for eligible participants. (FFS)

Subtitle D. Department of Health Care Finance Reporting Requirements Amendment Act of 2023. This subtitle amends the Department of Healthcare Finance Establishment Act of 2007 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*) to require the Director of DHCF to file reports to the Council regarding payment pathways for certain services under Medicaid. The required reports include one on payment pathways for medical respite care for individuals experiencing homelessness, one on value-based purchasing under Medicaid Managed Care Organizations (MCO), and quarterly reporting of certain MCO metrics including enrolled beneficiaries, number of beneficiaries without a primary care physician, and utilization Metrics. (Health)

Subtitle E. First-Time Mothers Home Visiting Program Amendment Act of 2023. This subtitle amends Section 105a of the Birth-to-Three for All D.C. Amendment Act of 2018 (D.C. Law 23-16; D.C. Official Code § 4-651.05a) to transfer the First-Time Mothers Home Visiting Program from DOH to the DHCF. Additionally, this subtitle increases the maximum grant amount to \$225,000. (Health)

Subtitle F. School-Based Behavioral Health Student Peer Educator Pilot Amendment Act of 2023. This subtitle amends the Early Childhood and School-Based Behavioral Health Infrastructure Act of 2012 (D.C. Law 19-141; D.C. Official Code § 2-1517.31 *et seq.*) to create a peer educator internship program for 100 high school students in D.C. Public or Charter schools. The program will be administered by the Department of Behavioral Health (DBH) through a grant to one or two community-based organizations. (Health)

Subtitle G. Substance Abuse and Behavioral Health Targeted Outreach Pilot Act of 2023. This subtitle requires DBH to provide grant funding to a 501(c)(3) by October 31, 2023, to provide direct support, relationship development, and resource brokering to individuals in need of substance abuse and behavioral health services at three specific sites with high levels of drug use. The subtitle requires the grantee to provide DBH with a report on outreach, engagement, overdose reversals, and harm reduction supply distribution by November 30, 2024. (Health)

Subtitle H. D.C. Health Grant-Making Act of 2023. This subtitle directs D.C. Health to issue a grant of \$250,000 to Joseph’s House to support the organizations’ work in providing comprehensive nursing and support services to homeless men and women with advanced HIV disease or terminal cancer.

TITLE VI. OPERATIONS AND INFRASTRUCTURE

Subtitle A. Alcoholic Beverage and Cannabis Board Stipend Amendment Act of 2023. This subtitle amends Section 1108 of the “Comprehensive Merit Personnel Act of 1978” (D.C. Law 2-139; D.C. Official Code § 1-611.08) to add a weekly stipend payment of \$250 for members of the Alcoholic Beverage and Cannabis Board and \$350 for the Chairperson. (CBED)

Subtitle B. DC Water Facility Work Fund Amendment Act of 2023. This subtitle amends the Department of Transportation (DDOT) Establishment Act of 2002 (D.C. Law 14–137; D.C. Official Code § 50-921.01 *et seq.*) to establish the DC Water Facility Work Fund to deposit reimbursement funds DDOT receives from DC Water for work on DC Water Facilities. (T&E)

Subtitle C. Public Service Commission Members Compensation Amendment Act of 2023. This subtitle amends Section 8 of An Act Making appropriation to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen and for other purposes (37 Stat. 995; D.C. Official Code § 34-801) to increase the compensation for members of the Public Service Commission. (CBED)

Subtitle D. Motor Vehicle Registration Fee Abatement for Certain Disability Tags Amendment Act of 2023. In FY 2023, the Council approved a subtitle increasing vehicle registration fees so that heavier vehicles would pay higher fees. This subtitle establishes two new classes of vehicles for purposes of registration. First, it establishes a new Class V for electric vehicles that weigh less than 5,000 pounds. Second, it establishes a new Class VI for any vehicle 3,500 pounds or greater that has a disability accommodation and sets the registration fee for this class at \$72. (T&E)

Subtitle E. Congestion Pricing Study Update Amendment Act of 2023. This subtitle amends Section 9m of the Department of Transportation Establishment Act of 2002 (D.C. Law 21-36; D.C. Official Code § 50-921.21) to require DDOT to conduct a congestion pricing study update in consultation with an organization with expertise in transportation and to make the study publicly available. The study must use the same methodology as the prior unreleased congestion pricing study except for any updates necessary to account for changes in commuting patterns since completion of the prior study. The new study must be transmitted to the Committee on Transportation and the Environment by March 31, 2024. (T&E)

Subtitle F. Sustainable Energy Trust Fund Rightsizing Amendment Act of 2023. This subtitle amends Section 210 of the Clean and Affordable Energy Act of 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10) to increase assessments levied on the sale of natural gas and electricity by natural gas and electricity companies. The subtitle specifically increases the

assessment on natural gas sales by \$0.03 per therm in FY 2024 and increases the assessment on electricity sales by \$0.0017 per-kilowatt hour in FY 2024. This subtitle generates \$25.1 million in revenue in FY 2024 and \$132.7 million over the financial plan. The revenue generated by this subtitle will be deposited into the Sustainable Energy Trust Fund, where it may be used for statutorily authorized expenditures, including replacement of all appliances or other systems that combust fossil fuels with other systems powered by electricity. The subtitle also directs the first \$2 million available for this use to be used for homes in the River Terrace and Deanwood neighborhoods in Ward 7. (T&E)

Subtitle G. Clean Curbs Pilot Program Act of 2023. This subtitle creates a pilot program administered by the Department of Public Works (DPW) to provide solid waste collections services through shared containers to residential homes currently serviced by DPW via front-of-home pick up. (PWO)

Subtitle H. For-Hire Vehicle Congestion Management Amendment Act of 2023. This subtitle amends Section 201 of the Department of Fore-Hire Vehicles Establishment Act of 1985 (D.C. Law 6-97; D.C. Official Code § 50-301.311) to levy a small fee on private and public for-hire-vehicle trips that originate in the District and are booked via digital dispatch. For fully gas-powered vehicles, the fee will be 25 cents. For hybrid vehicles, the fee will be 15 cents. For zero-emission vehicles, the fee will be 10 cents. The fee will not apply to rides transporting a passenger in a wheelchair or personal mobility device. Revenue generated by the fee will be used to support the costs of overnight service of high-use Washington Metropolitan Area Transit Authority (WMATA) bus lines.

Subtitle I. K Street Transitway Oversight Act of 2023. This subtitle prohibits the Mayor from spending any funding, District, federal, or otherwise, on construction work for the K Street Transitway project without Council approval of a project plan accompanied by design documents, a list of public comments received, a description of public comments incorporated into the design, and a detailed cost estimate for the construction work. If Council does not pass an act disapproving of the plan within 60 days after its submission, the plan will be deemed approved.

Subtitle J. Foundry Branch Trestle Bridge Plan Act of 2023. This subtitle prohibits the Mayor from spending any funding, District, federal, or otherwise, to purchase the Foundry Branch Trestle Bridge without Council approval of a plan for the use of the Trestle Bridge with design drawings and cost estimates. If Council does not pass an act disapproving of the plan within 60 days after its submission, the plan will be deemed approved.

TITLE VII. FINANCE AND REVENUE

Subtitle A. 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. Section 3 of the Opioid Overdose Treatment and Prevention Omnibus Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-182; 68 DCR 8).
3. Section 201 of the Performance Parking and RPP Exclusion Amendment Act of 2020, effective March 15, 2021 (D.C. Law 23-230; 68 DCR 1122).

Subtitle B. Use of Excess Ballpark Fund Revenue Amendment Act of 2023. This subtitle amends Section 102 of the Ballpark Omnibus Financing and Revenue Act of 2004 (D.C. Law 15-320; D.C. Official Code § 10-1601.02) to provide that the first \$20 million of any excess revenue collected in the Ballpark Revenue Fund that bond financing documents do not require to be used to pay debt service may be transferred to the District's General Fund in each of fiscal years 2023, 2026, and 2027; and the first \$21 million of any excess revenue in FY 2024 and 2025.

Subtitle C. Dedicated Revenue Adjustments Amendment Act of 2023. This subtitle eliminates dedications of revenue from sports gaming; limits the growth in dedicated revenue to the Housing Production Trust Fund to 2 percent annually through FY 2027; repeals the dedication of certain excess amounts of automated traffic enforcement (ATE) revenue to the Vision Zero Enhancement Omnibus Amendment Act and requires the Chief Financial Officer to make monthly reports on ATE revenue projections; limits the growth in dedicated taxes from parking sales or services to WMATA to 2 percent annually through FY 2027; limits the growth of dedicated sales tax revenue to the Commission on Arts and Humanities to 2 percent annually through FY 2027; right sizes the required deposits of local funds to the Early Childhood Educator Pay Equity Fund; and makes a conforming amendment to D.C. Official Code § 47-362 to reflect changes made in the FY 2024 budget to the structure of DDOT's capital budget for street paving projects.

Subtitle D. Fiscal Stabilization Reserve Amendment Act of 2023. This subtitle authorizes the Mayor to use the Fiscal Stabilization Reserve Account to fund any locally appropriated expenditures in FY 2023. The budget and financial plan uses \$215.4 million to support spending in FY 2023. The subtitle will become applicable as of the effective date of the FY 2023 Revised Local Budget Adjustment Emergency Act of 2023.

Subtitle E. Designated Fund Transfer Act of 2023. This subtitle authorizes the District to use specified amounts available in special purpose, dedicated tax, and segregated local funds in Subtitle C, as well as other special purpose, dedicated tax, and segregated local funds, for funding in the FY 2024 budget and financial plan.

Subtitle F. New Howard University Hospital Tax Abatement Amendment Act of 2023.

This subtitle amends D.C. Code § 47–4673 to adjust provisions of this tax abatement. It sets a new date (October 1, 2028) at which the new Howard University Hospital must be open and operating to receive the abatement, extends the term of the abatement for the Howard University Hospital two years (from tax year 2048 to 2050), and provides an operating subsidy of \$5 million to the hospital from FY 2028 through FY 2032.

Subtitle G. Alcoholic Beverage and Cannabis Administration Dedicated Tax Revenue Reduction Amendment Act of 2023. This subtitle amends D.C. Official Code § 47-2002 to reduce the amount of sales tax revenue dedicated to the Reimbursable Detail Subsidy Program administered by the Alcoholic Beverage and Cannabis Administration by \$100,000, from \$1.17 million to \$1.07 million. (CBED)

Subtitle H. Events DC Grant-Making Act of 2023. This subtitle directs Events DC to issue three grants: 1) A \$300,000 grant to a nonprofit organization occupying space in the Carnegie Library building that is engaged in collecting, interpreting, and sharing the history of the District, 2) A grant of up to \$1 million to support the Cherry Blossom Festival, matched at a rate of \$2 for every dollar raised in corporate donations, and 3) A grant of \$2 million to the Nationals Youth Baseball Academy for grounds maintenance. 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 I. Subject to Appropriations Repeals and Modifications Amendment Act of 2023. 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 25-203, the Fiscal Year 2024 Local Budget Act of 2023:

1. Local Resident Voting Rights Act of 2022, effective February 23, 2023 (D.C. Law 24-242; 70 DCR 2914).
2. Period Equity Righting an Injustice of District Residents Act of 2022, effective February 23, 2023 (D.C. Law 24-250; 70 DCR 2922).⁷
3. Condominium Warrant Claims Clarification Amendment Act of 2022, effective February 23, 2023 (D.C. Law 24-262; 70 DCR 2934).
4. Automatic Voter Registration Expansion Amendment Act of 2022, effective February 23, 2023 (D.C. Law 24-265; 70 DCR 2937)

⁷ The FY 2024 budget and financial plan covers the cost of providing period products in District of Columbia Public Library facilities; expansion to other District facilities remains subject to funding

5. Second Chance Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-284; 70 DCR 913).⁸
6. Safe Streets for Students Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-285; 70 DCR 3516).⁹
7. Elimination of Discrimination Against Women Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-303; 70 DCR 3534).
8. Domestic Worker Employments Rights Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-305; 70 DCR 3536).
9. Greener Government Buildings Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-306; 70 DCR 3537).
10. Preserving Our Kids' Equity Through Trusts (POKETT) Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-309; 70 DCR 3540).
11. High Need Healthcare Career Scholarship and Health Professional Loan Repayment Program Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-313; 70 DCR 3544).
12. Educator Background Check Streamlining Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-317; 70 DCR 3548).
13. Automated Traffic Enforcement System Revenue Designation Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-321; 70 DCR 615).¹⁰
14. District Waterways Management Authority Establishment Act of 2022, effective March 22, 2023 (D.C. Law 24-336; 70 DCR 4307).
15. Street Vendor Advancement Amendment Act of 2023 (Act 25-94).

In addition, the budget reflects continued funding for two bills passed subject to funding where no applicability provision was included:

1. Underground Facilities Protection Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-186; 68 DCR 3402).¹¹

⁸ Funding for this law will begin in Fiscal Year 2025.

⁹ This law is partially funded in the FY 2024 budget and financial plan. Amendatory sections 2a, 2b, 2c, 2d(5), 2g, 2h, 2i(b)(2), 2i(b)(2) and (3), and 2j(a) within section 2(b) remain subject to funding.

¹⁰ This law was incorrectly written as being subject to appropriations when funds were sufficient. It included in this list to make it clear that the law is not subject to appropriations.

¹¹ This law was funded in a prior budget but was enrolled without a subject to appropriations clause.

2. Selective Service Federal Benefits Awareness Amendment Act of 2022, effective June 30, 2022 (D.C. Law 24-128; 69 DCR 8333).¹²

The FY 2024 budget and financial plan includes funding for several measures pending before the Council, including:

1. Expanding Access to Fertility Treatment Amendment Act of 2023 (Bill 25-34).
2. Pathways to Behavioral Health Degrees Act of 2023 (Bill 25-55).
3. Electric Bicycle Rebate Program Amendment Act of 2023 (Bill 25-115).
4. Grace Church D.C. Real Property Tax Forgiveness Act of 2023 (Bill 25-281).

TITLE VIII. TECHNICAL CORRECTIONS. This section amends various acts to correct technical errors, provide clarifications, or make conforming amendments. The changes are technical or clarifying, but not substantive, changes to law.

TITLE IX. 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, 2023.

X. COMMITTEE ACTION


XI. ATTACHMENTS

1. Bill 25-202 as introduced.
2. Mayor's April 28, 2023 errata letter.
3. Fiscal Impact Statement for Bill 25-202 as introduced.
4. Legal Sufficiency Determination for Bill 25-202.
5. Committee Print for Bill 25-202.

¹² This law was funded last year but was enrolled without a subject to appropriations provision.

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: April 3, 2023
Subject: Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on March 22, 2023. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Fiscal Year 2024 Budget Support Act of 2023", B25-202

INTRODUCED BY: Chairman Mendelson at the request of the Mayor

The Chairman is referring this legislation to the Committee of the Whole with comments from standing committees on specific subtitles as indicated below:

COMMITTEE LEGEND

BED BUSINESS AND ECONOMIC DEVELOPMENT
COW COMMITTEE OF THE WHOLE
EAL EXECUTIVE ADMINISTRATION AND LABOR
FFS FACILITIES AND FAMILY SERVICES
H HEALTH
HHE HOSPITAL AND HEALTH EQUITY
HS HOUSING
JPS JUDICIARY AND PUBLIC SAFETY
PWO PUBLIC WORKS AND OPERATIONS
RLYA RECREATION, LIBRARIES AND YOUTH AFFAIRS
TE TRANSPORTATION AND THE ENVIRONMENT

TITLE I. GOVERNMENT DIRECTION AND SUPPORT
SUBTITLE A. TECHNOLOGY GRANTS, PROGRAMS, AND SECURITY.....PWO
SUBTITLE B. RETURN-TO-THE-OFFICE AND TELEWORK POLICIES.....EAL

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION
SUBTITLE A. LAND PURCHASES FOR AFFORDABLE HOUSINGHS, FFS, BED
SUBTITLE B. DISTRICT OF COLUMBIA LOW-INCOME HOUSING TAX CREDIT...BED, HS
SUBTITLE C. HOME PURCHASE ASSISTANCE PROGRAM AMENDMENT.....HS
SUBTITLE D. HOUSING PRODUCTION TRUST FUND.....HS
SUBTITLE E. TAX ABATEMENTS FOR AFFORDABLE HOUSING IN HIGH-NEED
AREAS.....BED, HS
SUBTITLE F. DIRECT CASH ASSISTANCE PROGRAM.....BED
SUBTITLE G. DOWNTOWN HOUSING.....BED, HS
SUBTITLE H. CREATIVE AND OPEN SPACE MODERNIZATION.....BED
SUBTITLE I. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS FUND AND BUDGET.....EAL
SUBTITLE J. TOURISM RECOVERY TAX.....BED
SUBTITLE K. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND
ENTERTAINMENT.....RLYA

TITLE III. PUBLIC SAFETY AND JUSTICE
SUBTITLE A. CRIMINAL INVESTIGATION FUNCTIONS.....JPS
SUBTITLE B. TRANSFER OF SAFE PASSAGE PROGRAM.....JPS, COW
SUBTITLE C. FORENSIC SCIENCE LABORATORY REPORTING STRUCTURE.....JPS
SUBTITLE D. CRIMINAL CODE REFORM COMMISSION SUNSET.....JPS
SUBTITLE E. SCHOOL RESOURCE OFFICERS.....JPS
SUBTITLE F. CONCEALED PISTOL LICENSE APPEALS.....JPS, PWO

TITLE IV. PUBLIC EDUCATION SYSTEMS
SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA.....COW
SUBTITLE B. EDUCATION TO EMPLOYMENT DATA SYSTEM.....COW
SUBTITLE C. UNIVERSAL PAID LEAVE ADMINISTRATION FUND.....COW, EAL
SUBTITLE D. CHILD CARE SUBSIDIES FOR CHILDREN WITH DISABILITIES.....COW
SUBTITLE E. STATE BOARD OF EDUCATION COMPENSATION.....COW
SUBTITLE F. LIBRARY COLLECTIONS ACCOUNT.....RLYA
SUBTITLE G. PUBLIC CHARTER SCHOOL TEACHER COMPENSATION
GRANTS.....COW
SUBTITLE H. CHILDREN AND YOUTH MARIJUANA EDUCATION AND PREVENTION
GRANTS.....COW

TITLE V. HUMAN SUPPORT SERVICES
SUBTITLE A. PUBLIC HEALTH LABORATORY.....H, JPS
SUBTITLE B. MEDICAID HOSPITAL PROVIDER REIMBURSEMENT.....HHE, H
SUBTITLE C. CHILD WEALTH BUILDING ACT.....BED

TITLE VI. OPERATIONS AND INFRASTRUCTURE

SUBTITLE A. ALCOHOLIC BEVERAGE AND CANNABIS BOARD MEMBER

COMPENSATION.....BED

SUBTITLE B. DC WATER FACILITIES WORK FUND.....TE

SUBTITLE C. CRIAC ASSISTANCE FUND.....TE

SUBTITLE D. MOTOR VEHICLE REGISTRATION FEE.....TE

SUBTITLE E. BUILDING ENERGY PERFORMANCE STANDARDS.....TE

SUBTITLE F. PARKING BENEFIT EQUIVALENT.....TE

TITLE VII. FINANCE AND REVENUE

SUBTITLE A. POOLED AND MASTER CAPITAL PROJECT REALLOCATIONS..... COW

SUBTITLE B. BALLPARK FUND EXCESS REVENUECOW

SUBTITLE C. DEDICATED REVENUE ADJUSTMENTSTE, COW

SUBTITLE D. FISCAL STABILIZATION RESERVECOW

SUBTITLE E. DEDICATED FUND TRANSFERSCOW

SUBTITLE F. SUBJECT-TO-APPROPRIATION PROVISIONS.....COW

Attachment

cc: General Counsel
Budget Director
Legislative Services



MUJIB BOWSER
MAYOR

March 22, 2023

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 Washington, DC, I am pleased to submit to the Council of the District of Columbia my Fiscal Year 2024 Proposed Budget and Financial Plan, *A Fair Shot*.¹

The Fiscal Year 2024 Budget is being delivered at a critical juncture for our city. As most of our economy recovers from the pandemic, we are realizing, with more clarity and certainty, the ongoing and long-term impacts of telework on our commercial real estate sector and our downtown – the economic engine of DC. The latest forecasts from our Chief Financial Officer show a continued decline in this crucial area, leading to a significant drop in revenues over the next four years. At the same time, the historic influx of federal stimulus funding is ending and will, in large part, not be available after FY 2024. These are the sobering financial facts we are confronting. We cannot maintain the level of growth in new government spending that was spurred by temporary federal stimulus funds. We must also act with urgency to address the long-term health of our economy by bringing back our downtown.

This budget reflects many tough choices and it was formed with an eye towards how we get the best outcomes for our residents at this challenging time. Our FY 2024 investments are strategic, prudent, and focused on ensuring an equitable comeback for Washington, DC. We are fortunate that even in tight times, the District remains well-resourced and able to continue delivering world-class programs and services. The FY 2024 Fair Shot Budget focuses on making investments in these key areas:

- **Driving DC's comeback, downtown recovery, and long-term economic growth by maximizing investments to grow our population, our jobs, and our tax base.**

The FY 2024 Budget maintains our investments in business retention, expansion, and attraction, as well as expands incentives to convert more office buildings into residential units downtown. We are making significant investments to expand development through Fletcher Johnson (\$52 million) and Poplar Point (\$11 million), and the budget includes \$25 million in infrastructure improvements to bring a full-service grocery store to East Capitol Gateway.

- **Investing in our residents, families, and neighborhoods through programs that help residents grow their incomes.**

The FY 2024 Budget includes an \$8 million increase to support the Home Purchase Assistance Program, a \$13 million increase to help more residents grow their income and avoid benefit cliffs through Career MAP, \$6 million to support our commercial property acquisition fund, and \$1 million to expand Strong Families, Strong Futures and provide more residents with direct cash assistance.

- **Building a safer, stronger DC by reducing crime and increasing opportunities.**

The FY 2024 Budget includes \$3.4 million to help the Metropolitan Police Department (MPD) hire civilians to take the burden off sworn officers as well as expand diversity and wellbeing and support organizational change efforts. It also continues a \$5.4 million investment to provide recruitment and retention incentives to hire more MPD officers, along with \$1.2 million to stand up a new paramedic school to increase the pipeline of EMS first responders.

- **Addressing the spectrum of mental and behavioral health needs in the community through a whole-of-government approach to building a healthier DC.**

The FY 2024 Budget also recognizes the spectrum of mental and behavioral health needs in our community and includes \$2.5 million to establish a fund that will support the recruitment of hard-to-fill District government positions, including 911 call takers and social workers. The budget also includes \$9.5 million to open a second sobering center, \$24 million to increase the Medicaid reimbursement rates for behavioral health services, and \$1.7 million to stand up a new unit of case workers who will support residents living in scattered-site buildings.

- **Creating pathways to success for students by investing in childcare, out of school time programming, and in our extraordinary teacher workforce.**

The FY 2024 Budget includes \$5 million to expand free after-school opportunities, specifically for students with disabilities. It creates new pathways to teaching by establishing a \$1.6 million teacher apprenticeship program. It also increases eligibility for the childcare subsidy from 250% of the federal poverty line to 300%, which will allow more families to receive this critical service.

- **Getting back to basics by improving core government services and the customer experience.**

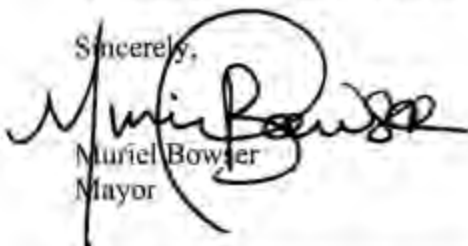
The FY 2024 Budget includes \$3.4 million to replace all supercan and recycling cans over the next eight years, \$4.5 million to modernize digital services (including overhauling the DC.gov website), and \$3.5 million for improving customer-facing IT services at the Department of Buildings and the Department of Licensing and Consumer Protection.

- **Building sustainability and resiliency into the budget by rightsizing our investments and eliminating low-return programs.**

The FY 2024 Budget eliminates 750 vacant government positions, funds most programs at their pre-pandemic levels, and streamlines programs that are not getting a significant return on investment. These changes build sustainability into our longer-term budgeting.


As I have said before, when we work together, there is nothing that we cannot take on. The FY 2024 Budget makes the necessary investments to promote and sustain the District's comeback by unlocking the full potential of our residents, our neighborhoods, and our businesses.

Sincerely,



Muriel Bowser
Mayor

¹ Included in this submission are the "Fiscal Year 2024 Local Budget Act of 2023," the "Fiscal Year 2024 Federal Portion Budget Request Act of 2023," and the "Fiscal Year 2024 Budget Support Act of 2023." In addition, I am submitting the following accompanying measures: the "Fiscal Year 2023 Revised Local Budget Emergency Act of 2023," the "Fiscal Year 2023 Revised Local Budget Temporary Act of 2023," and the "Fiscal Year 2023 Revised Local Budget Emergency Declaration Resolution of 2023."


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 2024 budget.

TABLE OF CONTENTS

TITLE I. GOVERNMENT DIRECTION AND SUPPORT 3

SUBTITLE A. TECHNOLOGY GRANTS, PROGRAMS, AND SECURITY 4

SUBTITLE B. RETURN-TO-THE-OFFICE AND TELEWORK POLICIES 6

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION 10

SUBTITLE A. LAND PURCHASES FOR AFFORDABLE HOUSING 10

SUBTITLE B. DISTRICT OF COLUMBIA LOW-INCOME HOUSING TAX CREDIT 11

SUBTITLE C. HOME PURCHASE ASSISTANCE PROGRAM AMENDMENT 15

SUBTITLE D. HOUSING PRODUCTION TRUST FUND 15

SUBTITLE E. TAX ABATEMENTS FOR AFFORDABLE HOUSING IN HIGH-NEED AREAS 17

SUBTITLE F. DIRECT CASH ASSISTANCE PROGRAM 18

SUBTITLE G. DOWNTOWN HOUSING 19

SUBTITLE H. CREATIVE AND OPEN SPACE MODERNIZATION 21

SUBTITLE I. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS FUND AND

32	BUDGET	21
33	SUBTITLE J. TOURISM RECOVERY TAX	21
34	SUBTITLE K. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND	
35	ENTERTAINMENT	24
36	TITLE III. PUBLIC SAFETY AND JUSTICE	25
37	SUBTITLE A. CRIMINAL INVESTIGATION FUNCTIONS	25
38	SUBTITLE B. TRANSFER OF SAFE PASSAGE PROGRAM	26
39	SUBTITLE C. FORENSIC SCIENCE LABORATORY REPORTING STRUCTURE	29
40	SUBTITLE D. CRIMINAL CODE REFORM COMMISSION SUNSET	31
41	SUBTITLE E. SCHOOL RESOURCE OFFICERS	32
42	SUBTITLE F. CONCEALED PISTOL LICENSE APPEALS	32
43	TITLE IV. PUBLIC EDUCATION SYSTEMS	36
44	SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA	36
45	SUBTITLE B. EDUCATION TO EMPLOYMENT DATA SYSTEM	43
46	SUBTITLE C. UNIVERSAL PAID LEAVE ADMINISTRATION FUND	46
47	SUBTITLE D. CHILD CARE SUBSIDIES FOR CHILDREN WITH DISABILITIES	48
48	SUBTITLE E. STATE BOARD OF EDUCATION COMPENSATION	49
49	SUBTITLE F. LIBRARY COLLECTIONS ACCOUNT	50
50	SUBTITLE G. PUBLIC CHARTER SCHOOL TEACHER COMPENSATION	
51	GRANTS	50
52	SUBTITLE H. CHILDREN AND YOUTH MARIJUANA EDUCATION AND	
53	PREVENTION GRANTS	51
54	TITLE V. HUMAN SUPPORT SERVICES	52

55 **SUBTITLE A. PUBLIC HEALTH LABORATORY..... 52**

56 **SUBTITLE B. MEDICAID HOSPITAL PROVIDER REIMBURSEMENT..... 59**

57 **SUBTITLE C. CHILD WEALTH BUILDING ACT..... 61**

58 **TITLE VI. OPERATIONS AND INFRASTRUCTURE 61**

59 **SUBTITLE A. ALCOHOLIC BEVERAGE AND CANNABIS BOARD MEMBER**

60 **COMPENSATION 61**

61 **SUBTITLE B. DC WATER FACILITY WORK FUND 62**

62 **SUBTITLE C. CRIAC ASSISTANCE FUND 63**

63 **SUBTITLE D. MOTOR VEHICLE REGISTRATION FEE..... 63**

64 **SUBTITLE E. BUILDING ENERGY PERFORMANCE STANDARDS 64**

65 **SUBTITLE F. PARKING BENEFIT EQUIVALENT..... 65**

66 **TITLE VII. FINANCE AND REVENUE 65**

67 **SUBTITLE A. POOLED AND MASTER CAPITAL PROJECT REALLOCATIONS**

68 **..... 65**

69 **SUBTITLE B. BALLPARK FUND EXCESS REVENUE 68**

70 **SUBTITLE C. DEDICATED REVENUE ADJUSTMENTS 68**

71 **SUBTITLE D. FISCAL STABILIZATION RESERVE 72**

72 **SUBTITLE E. DESIGNATED FUND TRANSFERS 72**

73 **SUBTITLE F. SUBJECT-TO-APPROPRIATION PROVISIONS..... 78**

74 **TITLE VIII. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE 78**

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

76 act may be cited as the “Fiscal Year 2024 Budget Support Act of 2023”.

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

78 **SUBTITLE A. TECHNOLOGY GRANTS, PROGRAMS, AND SECURITY**

79 Sec. 1001. Short title.

80 This subtitle may be cited as the “Office of the Chief Technology Officer Amendment
81 Act of 2023”.

82 Sec. 1002. The Office of the Chief Technology Officer Establishment Act of 1998,
83 effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 1-1401 *et seq.*), is amended as
84 follows:

85 (a) Section 1814 (D.C. Official Code § 1-1403) is amended as follows:

86 (1) Paragraph (1) is amended by striking the phrase “and management” and
87 inserting the phrase “management, and security” in its place.

88 (2) New paragraphs (7A), (7B), and (7C) are added to read as follows:

89 “(7A) Protect the confidentiality, integrity, and availability of the District
90 government’s information technology systems and assets;

91 “(7B) Protect the District government’s information technology systems and
92 assets, and the information on those systems and assets, from cyberattacks, breaches, theft,
93 damage, disruption, and misdirection;

94 “(7C) Detect, mitigate, defend, remediate, and respond to cybersecurity threats
95 and security vulnerabilities in the District government’s information technology systems and
96 assets;”.

97 (3) Paragraph (11) is amended by striking the phrase “services;” and inserting the
98 phrase “services, including by offering telecommunications services and infrastructure access,
99 for which the Office may charge a fee, to internet service providers and other entities;” in its
100 place.

101 (4) The lead-in text of paragraph (12) is amended by striking the phrase
102 “paragraph (10)” and inserting the phrase “paragraph (11)” in its place.

103 (5) Paragraph (13) is amended by striking the phrase “of funding Congress
104 granted to the District under the American Rescue Plan Act of 2021, approved March 11, 2021
105 (Pub. L. No. 117-2; 135 Stat. 4), and appropriated to the Office”.

106 (b) Section 1816 (D.C. Official Code § 1-1405) is amended as follows:

107 (1) The lead-in language to subsection (a) is amended by striking the number “3”
108 and inserting the number “4” in its place.

109 (2) Paragraph (2) is amended by striking the phrase “; and” and inserting a
110 semicolon in its place.

111 (3) Paragraph (3) is amended by striking the period and inserting the phrase “;
112 and” in its place.

113 (4) A new paragraph (4) is added to read as follows:

114 “(4) Security Services, which shall be headed by a Chief Information Security
115 Officer, appointed by the Chief Technology Officer, and which shall be responsible for:

116 “(A) Leading the District government’s cybersecurity efforts, including
117 managing the risk of cyberattacks and breaches, and detecting, mitigating, defending, and
118 responding to cybersecurity threats and security vulnerabilities in the District government’s
119 network and systems; and

120 “(B) Establishing an information technology risk management and
121 compliance program throughout the District government that may include governance,
122 development, implementation, and management of a formal process for systems authorization
123 that includes a risk assessment, categorization of information and systems, selection and

124 implementation of controls, assessment of controls, authorization to operate, and continuous
125 monitoring.”.

126 (c) Section 1816a (D.C. Official Code § 1-1406) is amended to read as follows:

127 “Sec. 1816a. Jurisdiction.

128 “(a) Except as provided in subsection (b) of this section, the authority of the Office shall
129 apply to all District government agencies, including independent agencies.

130 “(b)(1) The authority of the Office under sections 1813 and 1814 shall not apply to the
131 Council, the Office of the District of Columbia Auditor, or the Office of the Attorney General.

132 “(2) Notwithstanding paragraph (1) of this subsection, the Council, the Office of
133 the District of Columbia Auditor, and the Office of the Attorney General each may enter into
134 written agreements with the Office to manage, assist, or coordinate the operations of their
135 information and communications technologies and carry out any responsibility for the Council,
136 the Office of the District of Columbia Auditor, or the Office of the Attorney General that the
137 Office may carry out for other District government agencies.”.

138 **SUBTITLE B. RETURN-TO-THE-OFFICE AND TELEWORK POLICIES**

139 Sec. 1011. Short title.

140 This subtitle may be cited as the “Rollback of Pandemic-Related Situational Telework
141 Arrangements and Establishment of Standards for Post-Pandemic Telework Arrangements
142 Amendment Act of 2023”.

143 Sec. 1012. The District of Columbia Government Comprehensive Merit Personnel Act of
144 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is
145 amended by adding a new section 201a to read as follows:

146 “Sec. 201a. Telework.

147 “(a) Each agency may implement a telework policy that allows routine and situational
148 telework for its employees; provided, that:

149 “(1) Such policy:

150 “(A) Shall not allow routine telework of more than 2 days per week for an
151 employee if the employee’s regular workweek comprises 5 or more workdays;

152 “(B) Shall not allow routine telework of more than 1 day per week for an
153 employee if the employee’s regular workweek comprises 4 workdays;

154 “(C) Shall not allow any routine telework for an employee if the
155 employee’s regular workweek comprises 3 or fewer workdays; and

156 “(D) Shall not allow routine telework at a location other than the
157 employee’s home address of record or, to the extent not inconsistent with a rule promulgated
158 pursuant to subsection (i) of this section, another location approved by the personnel authority or
159 agency; and

160 “(2) Routine or situational telework by an employee under such policy shall be:

161 “(A) Subject to a written agreement between the employee and the
162 personnel authority or the employee’s agency, which agreement shall be entered into before the
163 employee engages in such telework;

164 “(B) Approved by the agency head and the employee’s direct supervisor
165 before the employee engages in such telework; and

166 “(C) Subject to rescission by the personnel authority or agency head, in
167 their sole discretion, at any time.”.

168 “(b) A telework policy authorized by subsection (a) of this section may include such
169 additional conditions, restrictions, and requirements as the relevant personnel authority or agency
170 may impose.

171 “(c) The restrictions set forth in subsection (a)(1) of this section shall not apply to an
172 employee if routine telework for a greater number of days per week than allowed under
173 subsection (a)(1) of this section is authorized as a reasonable accommodation for the employee
174 under the Americans with Disabilities Act.

175 “(d) The Mayor may authorize a personnel authority or agency to implement a telework
176 policy that allows an employee to telework for a greater number of days per week than allowed
177 under subsection (a)(1) of this section, or is otherwise inconsistent with this section, if:

178 “(1) The Mayor determines that unusual circumstances exist that warrant an
179 authorization and that such authorization is in the public interest;

180 “(2) The Mayor determines such authorization is necessary to attract or retain an
181 employee filling, or applying to fill, a hard-to-fill position;

182 “(3) The Mayor determines that such authorization is appropriate and in the public
183 interest due to the nature of the responsibilities of the position filled by the employee;

184 “(4) The personnel authority or agency proposes, and the Mayor approves, a pilot
185 telework policy that is inconsistent with subsection (a)(1) of this section but which the Mayor
186 determines is in the public interest to explore potential modifications to the District’s telework
187 standards.

188 “(e) By October 15 of each year, each personnel authority shall submit a report to the
189 Mayor and the Council that includes the following information:

190 “(1) The name, grade, step, position title, and salary of each employee approved
191 to engage in routine telework;

192 “(2) The total number of days each such employee is authorized to engage in
193 routine telework per workweek;

194 “(3) The total number of employees working under an approved routine telework
195 agreement; and

196 “(4) The total number of employees of the agency.

197 “(f) The Mayor may conduct periodic audits of agency telework programs for the purpose
198 of ensuring compliance with this section.

199 “(g) The Department of General Services (“DGS”) may analyze the impact of the use of
200 telework by employees of any agency on the space needs of the agency. Based on the results of
201 the analysis, DGS may reduce the amount of space allocated to the agency under a lease or other
202 arrangement and may reallocate to another agency the space made available by the reduction.

203 “(h) No personnel authority or agency head may enter into a collective bargaining
204 agreement that includes or requires a telework policy that is inconsistent with this section.

205 “(i) For the purposes of this section, the term:

206 “(1) “Agency” shall have the meaning set forth in section 301(1) and shall include
207 agencies not otherwise subject to this act, except for the Council and agencies of the legislative
208 branch of the District government.

209 “(2) “Routine telework” means a telework arrangement in which an employee is
210 authorized to telework on an ongoing basis.

211 “(3) “Situational telework” means a temporary telework arrangement in which the
212 employee is authorized to telework due to specific, temporary personal circumstances which

213 prevent the employee from working from a District government office or worksite or for another
214 specific, temporary circumstance approved by the personnel authority.

215 “(4) “Telework” means an arrangement in which an employee performs
216 employment duties at their home or other location that is not a District government office or
217 worksite during hours that constitute their official tour of duty.

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

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

222 **SUBTITLE A. LAND PURCHASES FOR AFFORDABLE HOUSING**

223 Sec. 2001. Short title.

224 This subtitle may be cited as the “Land Purchase Partnership Program Act of 2023”.

225 Sec. 2002. Land Purchase Partnership Program.

226 (a) There is hereby authorized the Land Purchase Partnership Program (“Program”).

227 (b) Under the Program, the Mayor may acquire land on which privately-owned rental or
228 homeownership housing is located, or on which privately-owned rental or homeownership
229 housing is to be constructed, and the Mayor may thereafter enter into a ground lease of the land
230 to the owner or developer of the rental or homeownership housing, subject to subsection (c) of
231 this section.

232 (c) As a condition of any ground lease of land entered into under subsection (b) of this
233 section, the Mayor shall require that the owner of the land file a covenant in the land records of
234 the District requiring that during the term of the ground lease at least 50% of the housing units on
235 the land shall be affordable to households earning 80% of the median family income or less.

236 (d) A lease entered into under this section shall not be subject to An Act Authorizing the
237 sale of certain real estate in the District of Columbia no longer required for public purposes,
238 approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801 *et seq.*).

239 (e) The Mayor may impose fees related to the administration of the Program, including
240 fees for application to, and participation in, the Program.

241 (f) For the purposes of this section, the term “median family income” means the median
242 family income for a household in the Washington Metropolitan Statistical Area as set forth in the
243 periodic calculation provided by the U.S. Department of Housing and Urban Development
244 (“HUD”), adjusted for family size, without regard to any adjustments made by HUD for the
245 purposes of the programs it administers.

246 (g) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
247 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
248 rules to implement the provisions of this subtitle.

249 **SUBTITLE B. DISTRICT OF COLUMBIA LOW-INCOME HOUSING TAX**
250 **CREDIT**

251 Sec. 2011. Short title.

252 This subtitle may be cited as the “District of Columbia Low-Income Housing Tax Credit
253 Amendment Act of 2023”.

254 Section 2012. Chapter 48 of Title 47 of the District of Columbia Official Code is
255 amended as follows:

256 (a) Section 47-4801 is amended as follows:

257 (1) A new paragraph (5A) is added to read as follows:

258 “(5A) “Eligible project” means a rental housing development in the District that
259 includes:

260 “(A) More than 5 housing units; and

261 “(B) Units that will be affordable to tenants at an income level no greater
262 than 80% of MFI.”.

263 (2) A new paragraph (6A) is added to read as follows:

264 “(6A) “MFI” means the median family income for a household in the Washington
265 Metropolitan Statistical Area as set forth in the periodic calculation provided by the U.S.
266 Department of Housing and Urban Development (“HUD”), adjusted for family size, without
267 regard to any adjustments made by HUD for the purposes of the programs it administers.”.

268 (2) Paragraph (8) is repealed.

269 (b) Section 47-4802 is amended as follows:

270 (1) Subsection (d) is amended to read as follows:

271 “(d) The Department may award District of Columbia low-income housing tax credits to
272 eligible projects in accordance with § 47-4803.”.

273 (2) A new subsection (e) is added to read as follows:

274 “(e) The total credits available for the Department to award are as follows:

275 “(1) In fiscal year 2024, \$7,800,000;

276 “(2) In fiscal year 2025, \$8,400,000;

277 “(3) In fiscal year 2026, \$8,820,000;

278 “(4) In fiscal year 2027, \$9,261,000; and

279 “(5) In each subsequent fiscal year, 105% of the total credits available for award
280 in the prior fiscal year.”.

281 (c) Section 47-4803 is amended as follows:

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

283 “(a)(1) An owner of an eligible project may be awarded a District of Columbia low-
284 income housing tax credit with respect to that eligible project. The amount of the credit shall not
285 exceed 9% of the project’s qualified basis, as determined in accordance with paragraph (3) of
286 this subsection.

287 “(2) Each District of Columbia low-income housing tax credit shall be awarded
288 on a competitive basis.

289 “(3) The qualified basis of a project shall be determined pursuant to the standards
290 set forth in section 42(c) of the Internal Revenue Code of 1986, approved October 22, 1986 (100
291 Stat. 2189; 26 U.S.C. § 42(c)).”.

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

293 “(1) If an owner of a project that was awarded or otherwise granted a District of
294 Columbia low-income housing tax credit transfers, sells, or assigns the credit to another
295 taxpayer, pursuant to § 47-4806, the District of Columbia low-income housing tax credit shall
296 not be taken, pursuant to subsection (c) of this section, against taxes imposed under this
297 title unless the owner has filed with the Department, in a form determined by the Department, an
298 affidavit certifying that the value received by the owner of the eligible project was used to ensure
299 financial feasibility of the eligible project.”.

300 (3) Subsection (d)(2) is amended by:

301 (A) Striking the phrase “An owner of a qualified project” and inserting the
302 phrase “An owner” in its place; and

303 (B) Striking the phrase “The owner of a qualified project” and inserting
304 the phrase “The owner” in its place.

305 (4) Subsection (f)(1) is amended by:

306 (A) Striking the phrase “qualified project” and inserting the phrase
307 “eligible project” in its place; and

308 (B) Striking the phrase “qualified District of Columbia project” and
309 inserting the phrase “eligible project” in its place.

310 (d) Section 47-4804 is amended as follows:

311 (1) Subsection (a) is amended by:

312 (A) Striking the phrase “The owner of a qualified project eligible for the”
313 and inserting the phrase “An owner of a project that claims a” in its place;

314 (B) Striking the phrase “eligibility statement” and inserting the word
315 “statement” in its place;

316 (C) Striking the phrase “with respect to the qualified project” and inserting
317 the phrase “with respect to the project” in its place; and

318 (D) Striking the phrase “with respect to such qualified project” and
319 inserting the phrase “with respect to the project” in its place.

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

321 (A) The existing text is designated as paragraph (1).

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

323 “(2) This subsection shall apply to District of Columbia low-income housing tax
324 credits awarded before October 1, 2024.”.

325 (3) A new subsection (c) is added to read as follows:

326 “(c)(1) If a project that claims a District of Columbia low-income tax credit, or the owner
327 of such a project, is found to be non-compliant pursuant to § 47-4807, the Department may
328 recapture credits held by the project or owner or impose a fine on the owner.

329 “(2) This subsection shall apply to District of Columbia low-income housing tax
330 credits awarded on or after October 1, 2024.”.

331 (e) Section 47-4806 is amended by striking the phrase “qualified project” wherever it
332 appears and inserting the word “project” in its place.

333 (f) Section 47-4808 is amended by striking the phrase “a qualified District of Columbia
334 project” and inserting the phrase “a project” in its place.

335 (g) Section 47-4810 is amended by striking the phrase “qualified project” and inserting
336 the word “project” in its place.

337 **SUBTITLE C. HOME PURCHASE ASSISTANCE PROGRAM AMENDMENT**

338 Sec. 2021. Short title.

339 This subtitle may be cited as the “Home Purchase Assistance Program Amendment Act
340 of 2023”.

341 Sec. 2022. Section 3a of the Home Purchase Assistance Fund Act of 1978, effective July
342 1, 2016 (D.C. Law 21-139; D.C. Official Code § 42-2602.01), is amended as follows:

343 (a) Subsection (a)(2) is amended by striking the phrase “no qualifying applicant shall
344 receive less than \$70,000” and inserting the phrase “no qualifying applicant shall be approved to
345 receive less than \$70,000” in its place.

346 (b) Subsection (e)(1)(B) is repealed.

347 **SUBTITLE D. HOUSING PRODUCTION TRUST FUND**

348 Sec. 2031. Short title.

349 This subtitle may be cited as the “Housing Production Trust Fund Amendment Act of
350 2023”.

351 Sec. 2032. The Housing Production Trust Fund Act of 1989, effective March 16, 1989
352 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*), is amended as follows:

353 (a) Section 2 (D.C. Official Code § 42-2801) is amended as follows:

354 (1) Paragraphs (1), (1A), and (1B) are redesignated as paragraphs (1A), (1B), and
355 (1C) respectively.

356 (2) A new paragraph (1) is added to read as follows:

357 “(1) “Affordable dwelling unit” means a dwelling that is offered for rent or for
358 sale for residential occupancy and is made available to, and affordable to, a household whose
359 income is equal to, or less than, 120% of area median income, as a result of a federal or District
360 requirement.”.

361 (3) Paragraph (5A) is redesignated as paragraph (5B).

362 (4) A new paragraph (5A) is added to read as follows:

363 “(5A) “Inclusionary unit” shall have the meaning set forth in section 101(3) of the
364 Inclusionary Zoning Implementation Amendment Act of 2006, effective March 14, 2007 (D.C.
365 Law 16-275; D.C. Official Code § 6-1041.01(3)).”.

366 (a) Section 3(b) (D.C. Official Code § 42-2802(b)) is amended by adding a new
367 paragraph (6A) to read as follows:

368 “(6A) Funds for the purchase by the Mayor of inclusionary units and affordable
369 dwelling units for the purpose of reselling such units to eligible households;”.

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

371 (A) Paragraph (17) is amended by striking the phrase “; and” and inserting
372 a semicolon in its place.

373 (B) Paragraph (18) is amended by striking the period at the end and
374 inserting the phrase “; and” in its place.

375 (C) A new paragraph (19) is added to read as follows:

376 “(19) Revenue received by the District from the resale by the District of
377 inclusionary units and affordable dwelling units previously purchased by the District with money
378 from the Fund.”.

379 **SUBTITLE E. TAX ABATEMENTS FOR AFFORDABLE HOUSING IN HIGH-**
380 **NEED AREAS**

381 Sec. 2041. Short title.

382 This subtitle may be cited as the “Tax Abatements for Affordable Housing in High-Need
383 Areas Amendment Act of 2023”.

384 Sec. 2042. Section 47-860 of the District of Columbia Official Code is amended as
385 follows:

386 (a) Subsection (a) is amended as follows:

387 (1) The lead-in language is amended by striking the phrase “abated for the period”
388 and inserting the phrase “abated each year by the amount certified by the Mayor for that year
389 during the period” in its place.

390 (2) Paragraph (1) is amended by striking the phrase “housing area;” and inserting
391 the phrase “housing area or, for competitive processes initiated by the Mayor pursuant to section
392 (b) of this section before January 1, 2023, is located in the Upper Northeast or Rock Creek East
393 planning areas identified in the District’s Housing Equity Report published in October 2019 or

394 within 1,000 feet in any direction beyond the Upper Northeast or Rock Creek East planning area
395 boundaries;” in its place.

396 (b) Subsection (b) is amended as follows:

397 (1) Paragraph (2) is amended by striking the phrase “\$4 million” and inserting the
398 phrase “\$6 million” in its place.

399 (2) Paragraph (3) is amended by striking the phrase “\$4 million” and inserting the
400 phrase “\$6 million” in its place.

401 (c) Subsection (g)(6) is amended to read as follows:

402 “(6) “High-need affordable housing area” means the Near Northwest, Rock Creek
403 West, and Capitol Hill planning areas identified in the District’s Housing Equity Report,
404 published in October 2019, plus 1,000 feet in any direction beyond any of those 3 planning area
405 boundaries.”.

406 **SUBTITLE F. DIRECT CASH ASSISTANCE PROGRAM**

407 Sec. 2051. Short title.

408 This subtitle may be cited as the “Direct Cash Assistance Program Amendment Act of
409 2023”.

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

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

414 “(1) Notwithstanding section 1094 of the Grant Administration Act of 2013,
415 effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), the Deputy
416 Mayor shall have grant-making authority for the purpose of providing funds to support District-

417 based direct cash assistance programs or pilot programs that provide unrestricted cash assistance
418 directly to individuals or households and that are administered by a nonprofit organization or
419 organizations.”.

420 (b) Paragraph (2) is amended by striking the phrase “By September 30, 2022,” and
421 inserting the phrase “By September 30 of each year in which a grant is awarded pursuant to
422 paragraph (1) of this subsection,” in its place.

423 (c) Paragraph (3) is amended by striking the phrase “By December 1, 2022,” and
424 inserting the phrase “By December 1 of each year in which a grant is awarded pursuant to
425 paragraph (1) of this subsection,” in its place.

426 **SUBTITLE G. DOWNTOWN HOUSING**

427 Sec. 2061. Short title.

428 This subtitle may be cited as the “Housing in Downtown Abatement Amendment Act of
429 2023”.

430 Sec. 2062. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as
431 follows:

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

434 “47-860.02a. Tax abatements for housing in downtown – Exemptions.”.

435 (b) Section 47-860.02(a) is amended as follows:

436 (1) Paragraph (2) is amended to read as follows:

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

440 “(ii) At least 15% of the affordable housing units developed or
441 redeveloped on the real property are affordable to households earning 80% or less of the median
442 family income for a period of at least 20 years.

443 (2) Paragraph (6) is repealed.

444 (c) A new section 47-860.02a is added to read as follows:

445 “47-860.02a. Tax abatements for housing in downtown – Exemptions.

446 “(a) Each property for which the Mayor has approved a tax abatement under § 47-
447 860.02(a)(8) shall be:

448 “(1) Exempt from the requirement to enter into a First Source Agreement; and

449 “(2) For the first 15 years after a certificate of occupancy has been issued for the
450 property, exempt from the requirements of the Tenant Opportunity to Purchase Act of 1980,
451 effective September 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3404.01 *et seq.*)
452 (“TOPA”).

453 “(b) Before an individual enters into a lease for a housing unit located on a property that
454 is exempt from TOPA under subsection (a)(2) of this section, the owner of the property shall
455 provide written notice to the individual of the property’s exemption from TOPA.”.

456 (d) Section 47-860.03(b) is amended as follows:

457 (1) Paragraph (2) is amended by striking the phrase “; and” and inserting a
458 semicolon in its place.

459 (2) Paragraph (3) is repealed.

460 (3) New paragraphs (4) and (5) are added to read as follows:

461 “(4) For Fiscal Year 2028, up to \$41 million; and

462 “(5) For each succeeding fiscal year after Fiscal Year 2028, up to an amount equal

463 to 104% of the prior year’s cap.”.

464 **SUBTITLE H. CREATIVE AND OPEN SPACE MODERNIZATION**

465 Sec. 2071. Short title.

466 This subtitle may be cited as the “Creative and Open Space Modernization Amendment
467 Act of 2023”.

468 Sec. 2072. Section 47-4665(a)(7)(A)(iii) of the District of Columbia Official Code is
469 amended to read as follows:

470 “(iii) Deriving at least 51% of its gross revenues earned in the
471 District from business operations in a sector identified as a priority industry in the District’s
472 Economic Development Strategy, as such strategy may be updated from time to time.”.

473 **SUBTITLE I. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS FUND AND**
474 **BUDGET**

475 Sec. 2081. Short title.

476 This subtitle may be cited as the “Office of Public-Private Partnerships Fund and Budget
477 Amendment Act of 2023”.

478 Sec. 2082. Sections 105 and 106 of the Public-Private Partnership Act of 2014, effective
479 March 11, 2015 (D.C. Law 20-228; D.C. Official Code §§ 2-272.03 and 2-272.04), are repealed.

480 **SUBTITLE J. TOURISM RECOVERY TAX**

481 Sec. 2091. Short title.

482 This subtitle may be cited as the “Tourism Recovery Tax Amendment Act of 2023”.

483 Sec. 2092. Title 47 of the District of Columbia Official Code is amended as follows:

484 (a) Section 47-2002.03a is amended as follows:

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

486 (A) The existing text is designated as paragraph (1).

487 (B) The newly designated paragraph (1) is amended by striking the phrase
488 “A tax,” and inserting the phrase “Except as provided in paragraph (2) of this subsection, a tax,”
489 in its place.

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

491 “(2) For the period of time beginning on April 1, 2023, through March 31, 2027,
492 the tax imposed by paragraph (1) of this subsection shall be at the rate of 1.3%.”.

493 (2) A new subsection (d) is added to read as follows:

494 “(d) With respect to the expenditure of any tax revenue received pursuant to subsection
495 (a)(2) of this section, Destination DC shall:

496 “(1) Comply with the requirements of section 2346 of the Small, Local, and
497 Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October
498 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.46);

499 “(2) Consult with the Deputy Mayor for Planning and Economic Development,
500 the Washington Convention and Sports Authority, the Restaurant Association Metropolitan
501 Washington, and the Hotel Association of Washington, DC with respect to the intended uses of
502 any such tax revenue received; and

503 “(3) Enter into a memorandum of understanding with the Mayor regarding the use
504 of any tax revenue received pursuant to subsection (a)(2) of this section incorporating such terms
505 and conditions that are deemed appropriate by the Mayor subsequent to the consultations
506 required by paragraph (2) of this subsection.”.

507 (b) Section 47-2202.03 is amended as follows:

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

509 (A) The existing text is designated as paragraph (1).

510 (B) The newly designated paragraph (1) is amended by striking the phrase
511 “A tax,” and inserting the phrase “Except as provided in paragraph (2) of this subsection, a tax”
512 in its place.

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

514 “(2) For the period of time beginning on April 1, 2023, through March 31, 2027,
515 the tax imposed by paragraph (1) subsection shall be at the rate of 1.3%.”.

516 (2) A new subsection (e) is added to read as follows:

517 “(e) With respect to the expenditure of any tax revenue received pursuant to subsection
518 (a)(2) of this section, Destination DC shall:

519 “(1) Comply with the requirements of section 2346 of the Small, Local, and
520 Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October
521 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.46);

522 “(2) Consult with the Deputy Mayor for Planning and Economic Development,
523 the Washington Convention and Sports Authority, the Restaurant Association Metropolitan
524 Washington, and the Hotel Association of Washington, DC with respect to the intended uses of
525 any such tax revenue received; and

526 “(3) Enter into a memorandum of understanding with the Mayor regarding the use
527 of any tax revenue received pursuant to subsection (a)(2) of this section incorporating such terms
528 and conditions that are deemed appropriate by the Mayor subsequent to the consultations
529 required by paragraph (2) of this subsection.”.

530 **SUBTITLE K. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND**
531 **ENTERTAINMENT**

532 Sec. 2101. Short title.

533 This subtitle may be cited as the “Office of Cable Television, Film, Music, and
534 Entertainment Amendment Act of 2023”.

535 Sec. 2102. Section 201(a) of the Office of Cable Television, Film, Music, and
536 Entertainment Amendment Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C.
537 Official Code § 34-1252.01(a)), is amended as follows:

538 (a) Paragraph (2) is amended to read as follows:

539 “(2) Managing and producing audio and video content for:

540 “(A) The government and educational channels;

541 “(B) Government-operated radio; and

542 “(C) Other government content distribution platforms;”

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

544 “(2A) Producing video and audio content for District government agencies and
545 residents;”.

546 (c) Paragraph 3 is amended as follows:

547 (1) Subparagraph (G) is amended by striking the phrase “; and” and inserting a
548 semicolon in its place.

549 (2) Subparagraph (H) is amended by striking the period at the end and inserting
550 the phrase “; and” in its place.

551 (3) A new subparagraph (I) is added to read as follows:

552 “(I) Implementing the plan to support, preserve, and archive go-go music
553 and its history created pursuant to section 3 of the Go-Go Official Music of the District of
554 Columbia Designation Act of 2020, effective April 11, 2020 (D.C. Law 23-71; D.C. Official
555 Code § 1-167.02).”

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

557 **SUBTITLE A. CRIMINAL INVESTIGATION FUNCTIONS**

558 Sec. 3001. Short title.

559 This subtitle may be cited as the “Criminal Investigation Functions Amendment Act of
560 2023”.

561 Sec. 3002. The Department of Forensic Sciences Establishment Act of 2011, effective
562 August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 *et seq.*), is amended as
563 follows:

564 (a) Section 9(a)(13) (D.C. Official Code § 5-1501.08(a)(13)) is amended by striking the
565 phrase “available or to be made available” and inserting the phrase “available” in its place.

566 (b) A new section 17a is added to read as follows:

567 “Sec. 17a. Functions of MPD.

568 “(a) Notwithstanding the provisions of this act, MPD may carry out the following
569 functions with respect to investigations and other activities under the jurisdiction of MPD and
570 with respect to investigations and other activities for which MPD has been requested to provide
571 assistance:

572 “(1) Crime scene investigations, including evidence gathering;

573 “(2) Training regarding the collection and preservation of forensic evidence;

574 “(3) Digital forensics, including computer forensics;

575 “(4) Firearms test fires and data entry; and

576 “(5) Forensic photography.

577 “(b) The Mayor may transfer to MPD records, equipment, and other assets of DFS
578 pertaining to the functions listed in subsection (a) of this section.

579 Sec. 3003. Applicability.

580 Section 3002(a) shall apply as of the effective date of the Department of Forensic
581 Sciences Establishment Act of 2011, effective August 17, 2011 (D.C. Law 19-18; D.C. Official
582 Code § 5-1501.01 *et seq.*).

583 **SUBTITLE B. TRANSFER OF SAFE PASSAGE PROGRAM**

584 Sec. 3011. Short title.

585 This subtitle may be cited as the “Safe Passages Implementation Amendment Act of
586 2023”.

587 Sec. 3012. The School Proximity Traffic Calming Act of 2000, effective May 23, 2000
588 (D.C. Law 13-111; D.C. Official Code § 38-3101 *et seq.*), is amended as follows:

589 (a) Section 2 (D.C. Official Code § 38-3101) is amended as follows:

590 (1) A new paragraph (5A) is added to read as follows:

591 “(5) “DMPSJ” means the Deputy Mayor for Public Safety and Justice.”.

592 (2) Paragraph (9) is amended by striking the phrase “overseen by the DME” and
593 inserting the phrase “overseen by the DMPSJ” in its place.

594 (b) Section 2a(a) (not yet codified) is amended as follows:

595 (1) Paragraph (1) is amended by striking the phrase “within the Office of the
596 DME” and inserting the phrase “within the Office of the DMPSJ” in its place.

597 (2) Paragraph (2)(F) is amended by striking the phrase “with the DDOT” and
598 inserting the phrase “with the Office of the DME, DDOT” in its place.

599 (c) Section 2b (not yet codified) is amended as follows:

600 (1) Subsection (a) is amended by:

601 (A) Striking the phrase “The DME or the DME’s designee” and inserting
602 the phrase “The DMPSJ or the DMPSJ’s designee” in its place; and

603 (B) Striking the phrase “DME shall” and inserting the phrase “DMPSJ
604 shall” in its place.

605 (2) Subsection (b)(1) is amended by striking the phrase “The DME shall” and
606 inserting the phrase “The DMPSJ shall” in its place.

607 (3) Subsection (c)(2) is amended by striking the phrase “by the DME” and
608 inserting the phrase “by the DMPSJ” in its place.

609 (4) Subsection (d)(2)(B) is amended by striking the phrase “by the DME” and
610 inserting the phrase “by the DMPSJ” in its place.

611 (5) The lead-in text of subsection (e) is amended by:

612 (A) Striking the phrase “DME shall” and inserting the phrase “DMPSJ
613 shall” in its place; and

614 (B) Striking the phrase “of DME” and inserting the phrase “of DMPSJ” in
615 its place.

616 (5) The lead-in text of subsection (f) is amended by striking the phrase “The
617 DME” both places it appears and inserting the phrase “The DMPSJ” in its place.

618 (6) Subsection (g) is amended by striking the phrase “The DME” and inserting the
619 phrase “The DMPSJ” in its place.

620 (d) Section 2c (not yet codified) is amended as follows:

621 (1) Subsection (a) is amended by striking the phrase “The DME” and inserting the
622 phrase “The DMPSJ” in its place.

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

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

625 “(1) The DMPSJ;”

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

627 “(1A) The DME;”

628 (3) Subsection (c) is amended by striking the phrase “the Deputy Mayor shall post
629 on DME’s website” and inserting the phrase “the DMPSJ shall post on the Office of the
630 DMPSJ’s website” in its place.

631 (e) Section 2d(7) (not yet codified) is amended by striking the phrase “with DME” and
632 inserting the phrase “with DMPSJ, DME” in its place.

633 (f) Section 2h (c)(1)(A) (not yet codified) is amended by striking the phrase “by the
634 DME” and inserting the phrase “by the DMPSJ” in its place.

635 (g) Section 2i (not yet codified) is amended as follows:

636 (1) Subsection (b) is amended as follows:

637 (A) Paragraph (2) is amended by:

638 (i) Striking the phrase “by DME” and inserting the phrase “by
639 DMPSJ” in its place; and

640 (ii) Striking the phrase “the DME’s” and inserting the phrase “the
641 DMPSJ’s” in its place.

642 (B) Paragraph (3) is amended as follows:

643 (i) The lead-in text is amended by striking the phrase “by DME”
644 and inserting the phrase “by DMPSJ” in its place.

645 (ii) Subparagraph (A) is amended by striking the phrase “by DME”
646 and inserting the phrase “by DMPSJ” in its place.

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

648 (1) Paragraph (1) is amended by striking the phrase “DME and” and
649 inserting the phrase “The Office of the DMPSJ and” in its place.

650 (2) Paragraph (2)(E) is amended to read as follows:

651 “(E) The Office of the DME;”

652 (h) Section 2j(a) (not yet codified) is amended as follows:

653 (1) The lead-in text is amended by striking the phrase “DME shall publicly post
654 on the DME’s website” and inserting the phrase “the DMPSJ shall publicly post on the Office of
655 the DMPSJ’s website” in its place.

656 (2) Paragraph (3) is amended by:

657 (A) Striking the phrase “by DME” and inserting the phrase “by the Office
658 of the DMPSJ” in its place; and

659 (B) Striking the phrase “to DME” and inserting the phrase “to the Office
660 of the DMPSJ” in its place.

661 **SUBTITLE C. FORENSIC SCIENCE LABORATORY REPORTING**

662 **STRUCTURE**

663 Sec. 3021. Short title.

664 This subtitle may be cited as the “Forensic Science Laboratory Reporting Structure
665 Amendment Act of 2023”.

666 Sec. 3022. The Department of Forensic Sciences Establishment Act of 2011, effective
667 August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 *et seq.*), is amended as
668 follows:

669 (a) Section 3(a-1) (D.C. Official Code § 5-1501.02(a-1)) is amended by striking the
670 phrase “There is established as an independent agency within the executive branch” and inserting
671 the phrase “There is established as a subordinate agency within the executive branch” in its
672 place.

673 (b) Section 4a (not yet codified) is amended as follows:

674 (1) Subsection (a)(2) is amended by striking the phrase “deemed disapproved”
675 and inserting the phrase “deemed approved” in its place.

676 (2) Subsections (c) and (d) are repealed.

677 (c) Section 5a (not yet codified) is repealed.

678 Sec. 3023. The District of Columbia Government Comprehensive Merit Personnel Act of
679 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is
680 amended as follows:

681 (a) Section 406(b) (D.C. Official Code § 1-604.06(b)) is amended as follows:

682 (1) Paragraph (30) is amended by striking the semicolon at the end and inserting
683 the phrase “; and” in its place.

684 (2) Paragraph (31) is repealed.

685 (b) Section 908 (D.C. Official Code § 1-609.08) is amended as follows:

686 (1) Paragraph (18) is amended by striking the semicolon at the end and inserting
687 the phrase “; and” in its place.

688 (2) Paragraph (19) is amended by striking the phrase “; and” and inserting a
689 period in its place.

690 (3) Paragraph (20) is repealed.

691 (c) Section 1052a(g) (D.C. Official Code § 1-610.52a(g)) is amended by adding a new
692 paragraph (1A) to read as follows:

693 “(1A) Forensic Science Laboratory;”.

694 Sec. 3024. Applicability.

695 This subtitle shall apply on the date of applicability of the Restoring Trust and Credibility
696 to Forensic Sciences Amendment Act of 2022, enacted without the Mayor’s signature on January
697 19, 2023 (D.C. Act 24-780; 70 DCR 937).

698 **SUBTITLE D. CRIMINAL CODE REFORM COMMISSION SUNSET**

699 Sec. 3031. Short title.

700 This subtitle may be cited as the “Sunset of the Criminal Code Reform Commission
701 Amendment Act of 2023”.

702 Sec. 3032. The Criminal Code Reform Commission Establishment Act of 2016, effective
703 October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 *et seq.*), is amended as follows:

704 (a) Section 3122(c)(1) (D.C. Official Code § 3-151(c)(1)) is amended by striking the
705 phrase “for a term of 3 years” and inserting the phrase “for a term of 3 years or until the
706 Commission is dissolved pursuant to section 3127a, whichever comes first” in its place.

707 (b) Section 3125 (D.C. Official Code § 3-154) is amended by striking the phrase
708 “annually thereafter” and inserting the phrase “annually thereafter until the Commission is
709 dissolved pursuant to section 3127a” in its place.

710 (c) A new section 3127a is added to read as follows:

711 “Sec. 3127a. Sunset.

712 “This part shall expire on September 30, 2023.”.

713 **SUBTITLE E. SCHOOL RESOURCE OFFICERS**

714 Sec. 3041. Short title.

715 This subtitle may be cited as the “School Resource Officers Amendment Act of 2023”.

716 Sec. 3042. Section 102 of the School Safety and Security Contracting Procedures Act of
717 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.02), is amended as
718 follows:

719 (a) Subsection (d) is amended to read as follows:

720 “(d) The Metropolitan Police Department shall publish on its website by the beginning of
721 each school year a description of the School Safety Division’s planned deployment of school
722 resource officers.”.

723 (b) Subsection (e) is repealed.

724 **SUBTITLE F. CONCEALED PISTOL LICENSE APPEALS**

725 Sec. 3051. Short title.

726 This subtitle may be cited as the “Concealed Pistol License Appeals Amendment Act of
727 2023”.

728 Sec. 3052. Section 6 of the Office of Administrative Hearings Establishment Act of 2001,
729 effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03), is amended as
730 follows:

731 (a) Subsection (b-2) is amended as follows:

732 (1) Paragraph (4) is repealed.

733 (2) A new paragraph (5) is added to read as follows:

734 “(5) Adjudicated cases pursuant to section 908 of the Firearms Control
735 Regulations Act of 1975, effective June 16, 2015 (D.C. Law 20-279; D.C. Official Code § 7-
736 2509.08), including:

737 “(A) Any appeal pending at the Concealed Pistol Licensing Review Board
738 as of October 1, 2023; provided, that each such pending appeal shall be transferred to the Office
739 for adjudication and re-docketed in accordance with the procedures of the Office; and

740 “(B) Any motion for reconsideration of a decision issued by the Concealed
741 Pistol Licensing Review Board prior to October 1, 2023, that is pending on or filed after October
742 1, 2023; provided that:

743 (i) Each such motion filed before October 1, 2023, with the
744 Concealed Pistol Licensing Review Board shall be transferred to and adjudicated by the Office
745 of Administrative Hearings; and

746 “(ii) Each such motion filed on or after October 1, 2023, shall be
747 filed with and adjudicated by the Office of Administrative Hearings.

748 (b) A new subsection (b-31) is added to read as follows:

749 “(b-31) This act shall apply to all adjudicated cases involving imposition of a civil fine
750 for violations of An Act To enable the blind and the otherwise physically disabled to participate
751 fully in the social and economic life of the District of Columbia, approved October 21, 1972 (86
752 Stat. 972; D.C. Official Code § 7-1001 *et seq.*) (“Act”), pursuant to section 6 of the Act.”.

753 Sec. 3053. The Firearms Control Regulations Act of 1975, effective September 24, 1976
754 (D.C. Law 1-85; D.C. Official Code § 7-2501.01 *et seq.*), is amended as follows:

755 (a) Section 902(g) (D.C. Official Code § 7-2509.02(g)) is amended by striking the phrase
756 “Concealed Pistol Licensing Review Board established pursuant to section 908” and inserting the
757 phrase “Office of Administrative Hearings pursuant to section 908” in its place.

758 (b) Section 903(c) (D.C. Official Code § 7-2509.03(c)) is amended by striking the phrase
759 “Concealed Pistol Licensing Review Board established pursuant to section 908” and inserting the
760 phrase “Office of Administrative Hearings pursuant to section 908” in its place.

761 (c) Section 905 (D.C. Official Code § 7-2509.05) is amended as follows:

762 (1) Subsection (a)(4) is amended by striking the phrase “Concealed Pistol
763 Licensing Review Board established pursuant to section 908” and inserting the phrase “Office of
764 Administrative Hearings pursuant to section 908” in its place.

765 (2) Subsection (b)(3) is amended by striking the phrase “Concealed Pistol
766 Licensing Review Board” and inserting the phrase “Office of Administrative Hearings” in its
767 place.

768 (d) Section 908 (D.C. Official Code § 7-2509.08) is amended as follows:

769 (1) The heading is amended to read as follows:

770 “Sec. 908. Concealed pistol licensing appeals.”.

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

772 “(a) The Office of Administrative Hearings shall hear appeals from:”.

773 (3) Subsection (b) is repealed.

774 (4) Subsection (c) is repealed.

775 (5) Subsection (d) is amended to read as follows:

776 “(d)(1) Notwithstanding any other provision of law, the procedures for appeals under this
777 section shall be governed by 1 DCMR § 1200 *et seq.* until such time as the Chief Administrative

778 Law Judge may repeal them and re-establish procedures by rule pursuant to section 8 of the
779 Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C.
780 Law 14-76; D.C. Official Code § 2-1831.05).

781 “(2) Rules adopted by the Chief Administrative Law Judge to govern the
782 procedures for appeals under this section shall include the manner and time of appeals, and that
783 the burden of production of evidence, and the burden of persuasion, shall be upon the applicant
784 or licensee that is challenging a denial of an application or renewal application or limitation or
785 revocation of a license.”.

786 (5) Subsection (e) is amended to read as follows:

787 “(e) Hearings conducted pursuant to this section shall be confidential and not open to the
788 public.”.

789 (6) Subsection (f) is repealed.

790 Sec. 3054. Section 6(e) of An Act To Control the possession sale, transfer, and use of
791 pistols and other dangerous weapons in the District of Columbia, to provide penalties, to
792 prescribes rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat. 651; D.C.
793 Official Code § 22-4506(e)), is amended by striking the phrase “Concealed Pistol Licensing
794 Review Board established pursuant to section 908 of the Firearms Control Regulations Act of
795 1975, passed on 2nd reading on December 17, 2014 (Enrolled version of Bill 20-930)” and
796 inserting the phrase “Office of Administrative Hearings pursuant to section 908 of the Firearms
797 Control Regulations Act of 1975, effective June 16, 2015 (D.C. Law 20-279; D.C. Official Code
798 § 7-2509.08)” in its place.

799 Sec. 3055. Section 1108(c-2)(7) of the District of Columbia Comprehensive Merit
800 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
801 611.08(c-2)(7)), is repealed.

802 Sec. 3056. The Mayor shall provide for the orderly transfer of all records of pending and
803 adjudicated appeals of the Concealed Pistol Licensing Review Board to the Office of
804 Administrative Hearings.

805 **TITLE IV. PUBLIC EDUCATION SYSTEMS**

806 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA**

807 Sec. 4001. Short title.

808 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools
809 Increase Amendment Act of 2024”.

810 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
811 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
812 38-2901 *et seq.*), is amended as follows:

813 (a) Section 103(b)(1) (D.C. Official Code § 38-2902(b)(1)) is amended by striking the
814 phrase “For Fiscal Year 2022 and 2023” and inserting the phrase “For Fiscal Years 2022, 2023,
815 and 2024” in its place.

816 (b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase
817 “\$12,419 per student for Fiscal Year 2023” and inserting the phrase “\$13,046 per student for
818 Fiscal Year 2024” in its place.

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

“Grade Level	Weighting	Per Pupil Allocation in FY 2024
“Pre-Kindergarten 3	1.34	\$17,482
“Pre-Kindergarten 4	1.30	\$16,960
“Kindergarten	1.30	\$16,960
“Grades 1-5	1.00	\$13,046
“Grades 6-8	1.08	\$14,090
“Grades 9-12	1.22	\$15,916
“Alternative program	1.52	\$19,830
“Special education school	1.17	\$15,264
“Adult	0.91	\$11,872

821 ”.

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

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

824 foundation level as follows:

825 “Special Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Allocation in FY 2024
“Level 1: Special Education	Eight hours or less per week of specialized services	0.97	\$12,655

“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$15,655
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$25,701
“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	\$45,531
“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	\$1,292
“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	\$1,161
“Residential	District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$21,787

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“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2024
“Elementary ELL	Additional funding for English language learners in grades PK3-5	0.50	\$6,523
“Secondary ELL	Additional funding for English language learners in grades 6-12, alternative students, adult students, and students in special education schools	0.75	\$9,785
“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	\$3,131
“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	\$783
“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	\$652
“At-risk > 70%	Weighting provided in addition to at-risk weight for the percentage of at-risk students	0.05	\$652

Concentration Supplement	above 70% where at least 70% of the student population is at-risk		
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“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Allocation in FY 2024
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	0.37	\$4,827
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	1.34	\$17,482
“Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides	2.89	\$37,703

	students with room and board in a residential setting		
“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 District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	2.89	\$37,703
“LEP/NEP - Residential	Additional funding to support the after-hours limited and non-English proficiency needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	0.668	\$8,715

830
831 “Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated
832 in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Allocation in FY 2024
“Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who	0.063	\$822

	require extended school year (ESY) services in their IEPs.		
“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	\$2,961
“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	\$6,406
“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	\$6,406

833 ”.

834 (e) Section 106a(c-2)(1) (D.C. Official Code § 38-2905.01(c-2)(1) is amended by striking
835 the phrase “based on projected enrollments” and inserting the phrase “based on actual audited
836 enrollments for public charter schools and projected enrollments for DCPS schools” in its place.

837 (f) Section 106b (D.C. Official Code § 38-2905.02) is amended as follows:

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

839 “(b) There shall be deposited into the Fund \$18,164,919 in Fiscal Year 2023. Of the
840 amount deposited into the Fund in Fiscal Year 2023, 52.62%, equivalent to \$9,559,091, shall be

841 transferred to the DCPS and 47.38%, equivalent to \$8,605,828 (“FY23 PCS Amount”), shall be
842 allocated to public charter schools pursuant to subsection (d) of this section.”.

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

844 “(b-1) There shall be deposited into the Fund \$19,835,082 in Fiscal Year 2024. Of the
845 amount deposited into the Fund in Fiscal Year 2024, 52.62%, equivalent to \$10,437,996, shall be
846 transferred to the DCPS and 47.38%, equivalent to \$9,397,086 (“FY24 PCS Amount”), shall be
847 allocated to public charter schools pursuant to subsection (d) of this section.”.

848 (3) Subsection (c) is amended by striking the sentence “Of the amounts deposited
849 into the Fund, 52.62%, equivalent to \$9,559,091, shall be transferred to the DCPS and 47.38%,
850 equivalent to \$8,605,828 (“PCS Amount”), shall be allocated to public charter schools pursuant
851 to subsection (d) of this section.”.

852 (4) Subsection (d) is amended by striking the phrase “PCS Amount” and inserting
853 the phrase “FY23 PCS Amount” in its place.

854 (5) A new subsection (d-1) is added to read as follows:

855 “(d-1) From the FY24 PCS Amount, in School Year 2023-2024, the Mayor shall award
856 each public charter school \$196.11 per enrolled pupil, which the Mayor shall pay in quarterly
857 installments throughout Fiscal Year 2024 according to the schedule and enrollment figures the
858 Mayor uses to make Formula payments pursuant to section 107b(b); provided, that the first
859 quarterly payment may be paid by October 15, 2023.”.

860 **SUBTITLE B. EDUCATION TO EMPLOYMENT DATA SYSTEM**

861 Sec. 4011. Short title.

862 This title may be cited as the “Education to Employment Data System Act of 2023”.

863 Sec. 4012. Section 202 of the Department of Education Establishment Act of 2007,
864 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-191), is amended by adding
865 new subsections (b-1) and (b-2) to read as follows.

866 “(b-1)(1) The Deputy Mayor for Education may implement a centralized data system to
867 collect, analyze, and publish data on how and how well the District’s education and workforce-
868 related programs, and the agencies and entities implementing those programs, are serving
869 District residents throughout their lifetimes, with the goal of enabling the linkage, management,
870 and monitoring of information on individuals’ progress through education, workforce training,
871 and employment.

872 “(2) Each agency of the District government, including independent agencies,
873 shall cooperate with the Deputy Mayor for Education in the implementation of the centralized
874 data system, including by sharing k-12 education data, higher education data, adult education
875 data, and workforce data with the Deputy Mayor for Education to the maximum extent allowed
876 by federal law and notwithstanding the provisions of any District law otherwise limiting the
877 sharing of such information.

878 “(3) For the purposes of this subsection, the term:

879 (A) “Education data” means data relating to individual and aggregate
880 student performance, including, as applicable:

881 “(i) Student progress information, including enrollment, retention,
882 attendance, credit hours earned, graduation status, graduation rate, and time to degree;

883 “(ii) Academic performance data, including grade point average,
884 state assessment results, major selected, courses taken, and degree earned;

885 “(iii) Financial aid status, including amount and type of financial
886 aid awarded;

887 “(iv) College and career preparedness data, including:
888 “(I) Participation in career and technical education, work-
889 based learning programs, early college, and dual enrollment programs; and
890 “(II) Free Application for Federal Student Aid completion
891 status; and

892 “(v) Student demographics and data by special population statuses,
893 including status as:
894 “(I) Eligible for English learner and special education
895 services;
896 “(II) A recipient of assistance under the Supplemental
897 Nutrition Assistance Program, Temporary Assistance for Needy Families program, or Pell
898 grants;
899 “(III) Under the legal responsibility of a foster care agency
900 or court; and
901 “(IV) Experiencing homelessness.

902 “(B) “Workforce data” means data relating to participation in workforce
903 programs and workforce outcomes, including:
904 “(i) Employment information, including type of employment,
905 employer name, location of employment, wage, number of hours worked, and length of
906 employment;

907 “(ii) Employment-related benefits data and status, including
908 unemployment status and data; and

909 “(iii) Workforce program participation data, including program
910 enrollment, program completion status, and credentials earned.

911 “(C) “Workforce program” includes apprenticeship programs, subsidized
912 employment programs, occupational skills training, on-the-job training, internships, and job
913 readiness programs.”.

914 “(b-2) The Department of Education shall be considered an authorized representative of
915 the Office of the State Superintendent of Education and the Higher Education Licensure
916 Commission under applicable federal, District, and state statutes for the purpose of accessing and
917 compiling student record data for research purposes.”.

918 Sec. 4013. Section 13(f)(3) of the District of Columbia Unemployment Compensation
919 Act, approved August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-113(f)(3)), is amended by
920 striking the phrase “system of public employment offices” and inserting the phrase “system of
921 public employment offices or with responsibility or authority for the evaluation of workforce or
922 education programs” in its place.

923 **SUBTITLE C. UNIVERSAL PAID LEAVE ADMINISTRATION FUND**

924 Sec. 4021. Short title.

925 This subtitle may be cited as the “Universal Paid Leave Implementation Fund
926 Amendment Act of 2023”.

927 Sec. 4022. The Universal Paid Leave Implementation Fund Act of 2016, effective
928 October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01 *et seq.*), is amended as
929 follows:

930 (a) Section 1152 (D.C. Official Code § 32-551.01) is amended as follows:

931 (1) Subsection (b)(2) is amended as follows:

932 (A) The lead-in language is amended by striking the phrase “Fund the”
933 and inserting the phrase “Fund each fiscal year the” in its place.

934 (B) Paragraph (A) is amended by striking the phrase “No more than 8.75%
935 of money in the Fund” and inserting the phrase “No more than 15% of money deposited in the
936 Fund” in its place.

937 (C) Paragraph (B) is amended by striking the phrase “money in the Fund”
938 and inserting the phrase “money deposited in the Fund” in its place.

939 (D) Paragraph (C) is amended by striking the phrase “money in the Fund”
940 and inserting the phrase “money deposited in the Fund” in its place.

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

942 “(b-1) For the purposes of subsection (b) of this section, the phrase “money deposited in
943 the Fund” means the amount of revenue that the Chief Financial Officer estimates will be
944 deposited in the Fund, as indicated in the certification provided by the Chief Financial Officer
945 pursuant to section 104a(b) of the Universal Paid Leave Amendment Act of 2016, effective
946 November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 32-541.04a(b)), during the fiscal
947 year in which the money in the Fund will be used to Fund the Universal Paid Leave
948 Administration Fund.”.

949 (b) Section 1152(c) (D.C. Official Code § 32-551.02(c)) is amended by striking the
950 phrase “provided, that no more than 6% of the money appropriated annually for administration
951 may be used for public education;”.

952 **SUBTITLE D. CHILD CARE SUBSIDIES FOR CHILDREN WITH**
953 **DISABILITIES**

954 Sec. 4031. Short title.

955 This subtitle may be cited as the “Enhancing Child Care Access for Children with
956 Disabilities Act of 2023”.

957 Sec. 4032. Section 3 of the Day Care Policy Act of 1979, effective September 19, 1979
958 (D.C. Law 3-16; D.C. Official Code § 4-402(a)) is amended as follows:

959 (a) Subsection (a) is amended as follows:

960 (1) Paragraph (5) is amended by striking the period at the end and inserting the
961 phrase “; and” in its place.

962 (2) A new paragraph (6) is added to read as follows:

963 “(6) Provide a program which supports the child care needs of children with
964 disabilities and their families.”.

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

966 “(b-1) The Department is further authorized to:

967 “(1) Make grants, as authorized by section 7g(c)(5) of the State Education Office
968 Establishment Act of 2000, effective March 10, 2015 (D.C. Law 20-196; D.C. Official Code §
969 38-2613(c)(5)), to child development facilities to support the costs of maintaining dedicated slots
970 for infants, toddlers, and school-aged children with disabilities; and

971 “(2) Establish a referral program to place children with disabilities in dedicated
972 grant-funded slots.”.

973 Sec. 4033. Section 7g(c) of the State Education Office Establishment Act of 2000,
974 effective March 10, 2015 (D.C. Law 20-196; D.C. Official Code § 38-2613(c)), is amended as
975 follows:

976 (a) Paragraph (3)(C) is amended by striking the phrase “; and” and inserting a semicolon
977 in its place.

978 (b) Paragraph (4) is amended by striking the period at the end and inserting the phrase “;
979 and” in its place.

980 (c) A new paragraph (5) is added to read as follows:

981 “(5) Make grants to child development facilities to support the costs of
982 maintaining dedicated slots for infants, toddlers, and school-aged children with disabilities and to
983 implement a referral program to place children with disabilities in dedicated grant-funded slots.”.

984 **SUBTITLE E. STATE BOARD OF EDUCATION COMPENSATION**

985 Sec. 4041. Short title.

986 This subtitle may be cited as the “State Board of Education Compensation Amendment
987 Act of 2023”.

988 Sec. 4042. Section 1110 of the District of Columbia Government Comprehensive Merit
989 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
990 611.10), is amended to read as follows:

991 “Sec. 1110. Compensation — Members of the State Board of Education.

992

993 “(a) Notwithstanding any other provision of law, each member of the State Board of
994 Education shall, in 2024, receive an annual salary of \$20,000; except, the President of the Board
995 of Education shall, in 2024, receive an annual salary of \$21,000. In each subsequent year, the

996 annual salary of each member and the President of the State Board of Education shall be
997 increased by a percentage equal to the percentage by which the consumer price index increased
998 in the prior calendar year.

999 “(b) The salaries of the members and President of the State Board of Education shall not
1000 be subject to step increases or any other increase not provided for by this section.

1001 “(c) For the purposes of this section, the term “consumer price index” means the
1002 Consumer Price Index for All Urban Consumers (index for all items in the Washington-
1003 Arlington-Alexandria area), or its successor.”.

1004 Sec. 4043. Applicability.

1005 This subtitle shall apply as of January 1, 2024.

1006 **SUBTITLE F. LIBRARY COLLECTIONS ACCOUNT**

1007 Sec. 4051. Short title.

1008 This subtitle may be cited as the “Library Collections Account Amendment Act of 2023”.

1009 Sec. 4052. Section 14(b) of An Act To establish and provide for the maintenance of a free
1010 public library and reading room in the District of Columbia, effective September 20, 2012 (D.C.
1011 Law 19-168; D.C. Official Code § 39-114(b)), is amended by striking the phrase “Public
1012 Library” and inserting the phrase “Public Library, and to support the procurement, processing,
1013 and cataloging of library materials” in its place.

1014 **SUBTITLE G. PUBLIC CHARTER SCHOOL TEACHER COMPENSATION**

1015 **GRANTS**

1016 Sec. 4061. Short title.

1017 This subtitle may be cited as the “Public Charter School Teacher Compensation Grants
1018 Amendment Act of 2023”.

1019 Sec. 4062. Section 3(b) of the State Education Office Establishment Act of 2000,
1020 effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended by
1021 adding a new paragraph (18A) to read as follows:

1022 “(18A) Have the authority to issue grants to public charter schools for the
1023 provision of direct compensation payments to teachers employed by the public charter school
1024 after September 30, 2023, to support the recruitment and retention of teachers by the public
1025 charter school;”.

1026 **SUBTITLE H. CHILDREN AND YOUTH MARIJUANA EDUCATION AND**
1027 **PREVENTION GRANTS**

1028 Sec. 4071. Short title.

1029 This subtitle may be cited as the “Children and Youth Marijuana Education Grants
1030 Amendment Act of 2023”.

1031 Sec. 4072. Section 3(b) of the State Education Office Establishment Act of 2000,
1032 effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended as
1033 follows:

1034 (a) Paragraph (31C) is amended by striking the phrase “; and” and inserting a semicolon
1035 in its place.

1036 (b) Paragraph (32) is amended by striking the period at the end and inserting the phrase “;
1037 and” in its place.

1038 (c) A new paragraph (33) is added to read as follows:

1039 “(33) Issue grants to local education agencies and non-profit organizations to
1040 provide education to children and youth on the impacts and risks of marijuana use and to support
1041 marijuana use prevention and intervention programs.”.

1042 **TITLE V. HUMAN SUPPORT SERVICES**

1043 **SUBTITLE A. PUBLIC HEALTH LABORATORY**

1044 Sec. 5001. Short title.

1045 This subtitle may be cited as the “Public Health Laboratory Act of 2023”.

1046 Sec. 5002. Establishment of Public Health Laboratory within the Department of Health.

1047 (a) There is hereby established within the Department of Health the Public Health
1048 Laboratory.

1049 (b) The Public Health Laboratory shall provide public health laboratory services for the
1050 District of Columbia, including services in the following functional areas:

1051 (1) Disease prevention, control, and surveillance:

1052 (2) Public health preparedness and response;

1053 (3) Food safety and surveillance;

1054 (4) Reference and specialized testing;

1055 (5) Monitoring and detection of health threats:

1056 (6) Clinical diagnostic testing;

1057 (7) Environmental testing;

1058 (8) Other services to monitor and detect health threats; and

1059 (9) Public health related research.

1060 (b) The Department may provide public health laboratory services to the federal
1061 government, state and local jurisdictions, academic institutions, nonprofit organizations, and
1062 hospitals and other health-related entities.

1063 Sec. 3003. Fees.

1064 The Mayor may establish fees, pursuant to section 3004, for the provision of services by
1065 the Public Health Laboratory and may impose charges for reasonable costs related to expert
1066 witness testimony provided by employees of the Public Health Laboratory, including the cost of
1067 any preparation, travel, and related administrative functions.

1068 Sec. 3004. Rules.

1069 The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,
1070 approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules
1071 to implement this subtitle.

1072 Sec. 3005. Transfer of public health laboratory services and functions from the
1073 Department of Forensic Sciences.

1074 The Mayor shall provide for the orderly transfer to the Department of Health of all of the
1075 authority, responsibilities, duties, assets, and functions of the Department of Forensic Sciences
1076 pertaining to public health laboratory services and functions by October 1, 2023.

1077 Sec. 3006. Continuity of rules and regulations.

1078 Rules and regulations relating to a function which is transferred by this subtitle to the
1079 Department of Health, and any Mayor's order or administrative order not in conflict with this
1080 subtitle and relating to a function transferred by this subtitle, shall continue in force until such
1081 time as new rules, regulations, or orders governing the subject thereof are issued.

1082 Sec. 3007. Conforming amendments.

1083 (a) The Department of Forensic Sciences Establishment Act of 2011, effective August 17,
1084 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 *et seq.*), is amended as follows:

1085 (1) Section 2 (D.C. Official Code § 5-1501.01) is amended as follows:

1086 (A) Paragraph (3) is amended by striking the phrase “Forensic Sciences
1087 and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory” in its
1088 place.

1089 (B) Paragraph (4A) is amended by striking the phrase “Forensic Sciences
1090 and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory” in its
1091 place.

1092 (C) Paragraph (6) is repealed.

1093 (2) Section 3 (D.C. Official Code § 5-1501.02) is amended as follows:

1094 (A) The section heading is amended by striking the phrase “Forensic
1095 Sciences and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory”
1096 in its place.

1097 (B) Subsection (a-1) is amended by striking the phrase “Forensic Sciences
1098 and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory” in its
1099 place.

1100 (C) The lead-in language of section 3(b) (D.C. Official Code § 5-
1101 1501.02(b)) is amended by striking the phrase “forensic science services and public health
1102 laboratory services” and inserting the phrase “forensic science services” in its place.

1103 (3) Section 5(a)(4) (D.C. Official Code § 5-1501.04(a)(4)) is amended by striking
1104 the phrase “forensic science services and public health laboratory services” and inserting the
1105 phrase “forensic science services” in its place.

1106 (4) The section heading of section 5a is amended by striking the phrase “Forensic
1107 Sciences and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory”
1108 in its place.

1109 (5) Section 7(c-1), (c-2), and (c-3) (D.C. Official Code § 5-1501.06(c-1), (c-2),
1110 and (c-3)) are repealed.

1111 (6) Section 7a (D.C. Official Code § 5-1501.06a) is amended as follows:

1112 (A) Subsection (a) is amended by striking the phrase “Forensic Sciences
1113 and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory” in its
1114 place.

1115 (B) Subsection (b) is amended to read as follows:

1116 “(b) Fees collected for forensic science services provided by the Department shall be
1117 deposited into the Fund.”.

1118 (7) Section 9 (D.C. Official Code § 5-1501.08) is amended as follows:

1119 (A) Subsection (a-1) is repealed.

1120 (B) Subsection (b) is amended by striking the phrase “subsections (a) and
1121 (a-1)” and inserting the phrase “subsection (a)” in its place.

1122 (8) The lead-in language of section 11(a) (D.C. Official Code § 5-1501.10(a)) is
1123 amended by striking the phrase “forensic science services and public health laboratory services”
1124 and inserting the phrase “forensic science services” in its place.

1125 (9) Section 12(a-1) (D.C. Official Code § 5-1501.10(a-1)) is amended as follows:

1126 (A) Paragraph (1) is amended by striking the phrase “forensic science
1127 discipline or public health laboratory” and inserting the phrase “forensic science discipline” in its
1128 place.

1129 (B) Paragraph (3) is amended by striking the semicolon at the end and
1130 inserting the phrase “; and” in its place.

1131 (C) Paragraph (4) is amended by striking the semicolon at the end and
1132 inserting a period in its place.

1133 (D) Paragraphs (5) and (6) are repealed.

1134 (10) Section 13 (D.C. Official Code § 5-1501.12) is amended as follows:

1135 (A) Paragraph (1) is amended by striking the phrase “forensic science
1136 services or public health laboratory services” and inserting the phrase “forensic science services”
1137 in its place.

1138 (B) Paragraph (4A) is amended by striking the phrase “forensic science
1139 services and public health laboratory services” and inserting the phrase “forensic science
1140 services” in its place.

1141 (C) Paragraph (5) is amended by striking the phrase “the Department,
1142 forensic sciences services, or public health laboratory services” and inserting the phrase “the
1143 Department or forensic science services” in its place.

1144 (11) Section 13a(a) (not yet codified) is amended as follows:

1145 (A) Paragraph (1) is amended by striking the phrase “forensic science
1146 services or public health laboratory services” and inserting the phrase “forensic science services”
1147 in its place.

1148 (B) Paragraph (2) is amended by striking the phrase “forensic science
1149 services or public health laboratory services” and inserting the phrase “forensic science services”
1150 in its place.

1151 (12) Section 14(a)(11) (D.C. Official Code § 5-1501.14) is amended by striking
1152 the phrase “forensic science services or public health laboratory services” and inserting the
1153 phrase “forensic science services” in its place.

1154 (13) Section 15 (D.C. Official Code § 5-1501.14) is amended as follows:

1155 (A) Paragraph (1)(A) is amended by striking the phrase “forensic science
1156 services or public health laboratory services” and inserting the phrase “forensic science services”
1157 in its place.

1158 (B) Paragraph (2) is amended by striking the phrase “the Department,
1159 forensic sciences services, or public health laboratory services” and inserting the phrase “the
1160 Department or forensic science services” in its place.

1161 (14) Section 16(a)(1)(A) (D.C. Official Code § 5-1501.15(a)(1)(A)) is amended
1162 by striking the phrase “forensic science services and public health laboratory services” and
1163 inserting the phrase “forensic science services” in its place.

1164 (b) Section 2(f)(48) of the Confirmation Act of 1978, effective May 3, 1979 (D.C. Law 2-
1165 142; D.C. Official Code § 1-523.01(f)(48)) is amended by striking the phrase “Forensic Sciences
1166 and Public Health Laboratory” and inserting the phrase “Forensic Sciences Laboratory” in its
1167 place.

1168 (c) The District of Columbia Government Comprehensive Merit Personnel Act of 1978,
1169 effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as
1170 follows:

1171 (1) Section 406(b)(31) (D.C. Official Code § 1-604.06(b)(31)) is amended by
1172 striking the phrase “Forensic Sciences and Public Health Laboratory” both places it appears and
1173 inserting the phrase “Forensic Sciences Laboratory” in its place.

1174 (2) Section 908(20) (D.C. Official Code § 1-609.08(20)) is amended by striking
1175 the phrase “Forensic Sciences and Public Health Laboratory” and inserting the phrase “Forensic
1176 Sciences Laboratory” in its place.

1177 (d) Section 101(10) of the Address Confidentiality Act of 2018, effective July 3, 2018
1178 (D.C. Law 22-118; D.C. Official Code § 4-555.01(10)), is amended by striking the phrase
1179 “Forensic Sciences and Public Health Laboratory” and inserting the phrase “Forensic Sciences
1180 Laboratory” in its place.

1181 (e) Section 201(6A) of the Sexual Assault Victim’s Rights Act of 2014, effective
1182 November 20, 2014 (D.C. Law 20-139; D.C. Official Code § 4-561.01(6A)), is amended by
1183 striking the phrase “Forensic Sciences and Public Health Laboratory” and inserting the phrase
1184 “Forensic Sciences Laboratory” in its place.

1185 (f) Section 2(f) of the Retired Police Officer Redeployment Amendment Act of 1992,
1186 effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761(f)), is amended by
1187 striking the phrase “Forensic Sciences and Public Health Laboratory” and inserting the phrase
1188 “Forensic Sciences Laboratory” in its place.

1189 (g) Section 1013(a)(1)(J) of the Firearms Control Regulations Act of 1975, effective
1190 April 27, 2021 (D.C. Law 23-274; D.C. Official Code § 7-2510.13(a)(1)(J)), is amended by
1191 striking the phrase “Forensic Sciences and Public Health Laboratory” and inserting the phrase
1192 “Forensic Sciences Laboratory” in its place.

1193 (h) Section 23-1910(b)(3) of the District of Columbia Official Code is amended by by
1194 striking the phrase “Forensic Sciences and Public Health Laboratory” both times it appears and
1195 inserting the phrase “Forensic Sciences Laboratory” in its place.

1196 Sec. 3008. Applicability.

1197 Section 3007(a)(1)(A) and (B), (a)(2)(A) and (B), (a)(4), (a)(6)(A), (b), (c), (d), (e), (f),
1198 (g), and (h) shall apply on the date of applicability of the Restoring Trust and Credibility to

1199 Forensic Sciences Amendment Act of 2022, enacted without the Mayor’s signature on January
1200 19, 2023 (D.C. Act 24-780; 70 DCR 937).

1201 **SUBTITLE B. MEDICAID HOSPITAL PROVIDER REIMBURSEMENT**

1202 Sec. 3011. Short title.

1203 This subtitle may be cited as the “Medicaid Hospital Provider Reimbursement Act of
1204 2023”.

1205 Sec. 3012. Definitions

1206 For the purposes of this subtitle, the term:

1207 (1) “Department” means the Department of Health Care Finance.

1208 (2) “Hospital” shall have the same meaning as provided in section 2(a)(1) of the
1209 Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of
1210 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), except as
1211 provided in subparagraph (B) of this paragraph.

1212 (B) The term “hospital” shall not include:

1213 (i) Any hospital operated by the federal government;

1214 (ii) Any specialty hospital, as defined by the State Plan;

1215 (iii) Any hospital that is reimbursed under a specialty hospital

1216 reimbursement methodology under the State Plan; or

1217 (iv) Any hospital that serves an economically underserved area, as
1218 defined in the State Plan or as defined by the Department in the managed care directed payment
1219 proposal.

1220 (3) “Medicaid” means the medical assistance programs authorized by Title XIX
1221 of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*)

1222 (“Social Security Act”), and by section 1 of An Act To enable the District of Columbia to receive
1223 Federal financial assistance under title XIX of the Social Security Act for a medical assistance
1224 program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code
1225 §§ 1-307.02)), and administered by the Department.

1226 (4) “State Plan” means the District’s Medicaid State Plan.

1227 Sec. 3013. Medicaid hospital provider reimbursement.

1228 (a) Effective October 1, 2023, the Department shall fund capitation rates for each
1229 managed care organization at a level that ensures:

1230 (1) Minimum outpatient hospital reimbursement at a level that is in accordance
1231 with the Medicaid Hospital Outpatient Supplemental Payment Act of 2017, effective December
1232 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.03);

1233 (2) Minimum inpatient hospital reimbursement at a level that is in accordance
1234 with the Medicaid Hospital Inpatient Rate Supplement Act of 2017, effective December 13, 2017
1235 (D.C. Law 22-33; D.C. Official Code § 44-664.13 *et seq.*);

1236 (3) Maximum outpatient hospital reimbursement of 110% of the fee-for-service
1237 rate methodology set forth in the State Plan; and

1238 (4) Maximum inpatient hospital reimbursement equal to the negotiated managed
1239 care hospital rates that were in effect on March 31, 2023 for the managed care organization for
1240 inpatient hospital services.

1241 (b) If necessary to ensure federal concurrence with the provisions of this section, the
1242 Department shall, by September 30, 2023, submit a managed care directed payment proposal to
1243 the Center for Medicare and Medicaid Services.

1244 Sec. 3014. Annual hospital costs reporting.

1245 By December 31, 2023, and by December 31 of each year thereafter, the Department
1246 shall publish on its website a report on District all-payer hospital costs.

1247 **SUBTITLE C. CHILD WEALTH BUILDING ACT**

1248 Sec. 3021. Short title.

1249 This subtitle may be cited as the “Child Wealth Building Amendment Act of 2023”.

1250 Sec. 3022. The Child Wealth Building Act of 2021, effective February 18, 2022 (D.C.
1251 Law 24-53; D.C. Official Code § 4-681.01 *et seq.*), is amended by adding a new section 10a to
1252 read as follows:

1253 Sec. 10a. Applicability.

1254 “(a) This act shall apply upon the date of inclusion of its fiscal effect in an approved
1255 budget and financial plan.

1256 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
1257 in an approved budget and financial plan and provide notice to the Budget Director of the
1258 Council of the certification.

1259 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
1260 the District of Columbia Register.

1261 “(2) The date of publication of the notice of the certification shall not affect the
1262 applicability of this act.”.

1263 **TITLE VI. OPERATIONS AND INFRASTRUCTURE**

1264 **SUBTITLE A. ALCOHOLIC BEVERAGE AND CANNABIS BOARD MEMBER**
1265 **COMPENSATION**

1266 Sec. 6001. Short title.

1267 This subtitle may be cited as the “Alcoholic Beverage and Cannabis Board Stipend
1268 Amendment Act of 2023”.

1269 Sec. 6002. Section 1108(c-1)(8) of the District of Columbia Government Comprehensive
1270 Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
1271 611.08(c-1)(8)), is amended to read as follows:

1272 “(8) Alcoholic Beverage and Cannabis Board members shall be entitled to:

1273 “(A) Compensation at the hourly rate of \$50 for time spent in performance
1274 of duties at meetings, not to exceed \$18,000 for each board member per year; and

1275 “(B) A stipend of \$250 per week for their service on the board, except for
1276 the Chairperson, who shall be entitled to a stipend of \$350 per week.”.

1277 **SUBTITLE B. DC WATER FACILITY WORK FUND**

1278 Sec. 6011. Short title.

1279 This subtitle may be cited as the “DC Water Facility Work Fund Amendment Act of
1280 2023”.

1281 Sec. 6012. The Department of Transportation Establishment Act of 2002, effective May
1282 21, 2002 (D.C. Law 14–137; D.C. Official Code § 50-921.01 *et seq.*), is amended by adding a
1283 new section 9r to read as follows:

1284 “Sec. 9r. DC Water Facility Work Fund.

1285 “(a) There is established as a special fund the DC Water Facility Work Fund (“Fund”),
1286 which shall be administered by the Mayor in accordance with subsection (c) of this section.

1287 “(b) All revenue received by the District government from the District of Columbia
1288 Water and Sewer Authority pursuant to the Memorandum of Agreement between the District

1289 Department of Transportation and the District of Columbia Water and Sewer Authority, dated
1290 October 4, 2002 (“Agreement”), shall be deposited in the Fund.

1291 “(c) Money in the Fund shall be used to pay for or reimburse costs incurred by the
1292 District government for the design, construction, inspection, and administration of DC Water
1293 facility work covered by the Agreement.

1294 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
1295 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
1296 of a fiscal year, or at any other time.

1297 “(2) Subject to authorization in an approved budget and financial plan, any funds
1298 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

1299 **SUBTITLE C. CRIAC ASSISTANCE FUND**

1300 Sec. 6021. Short title.

1301 This subtitle may be cited as the “CRIAC Assistance Fund Amendment Act of 2023”.

1302 Sec. 6022. Section 113a(d) of the District Department of the Environment Establishment
1303 Act of 2005, effective September 11, 2019 (D.C. Law 23-16, D.C. Official Code § 8-151.13a), is
1304 amended to read as follows:

1305 “(d) Money remaining in the Fund at the end of a fiscal year shall revert to the
1306 unrestricted fund balance of the General Fund of the District of Columbia.”

1307 **SUBTITLE D. MOTOR VEHICLE REGISTRATION FEE**

1308 Sec. 6031. Short title.

1309 This subtitle may be cited as the “Motor Vehicle Registration Fee Abatement for Certain
1310 Disability Tags Amendment Act of 2023”.

1311 Sec. 6032. Section 3(b)(1) of Title IV of the District of Columbia Revenue Act of 1937,
1312 approved August 17, 1937 (50 Stat. 681; D.C. Official Code § 50-1501.03(b)(1)), is amended as
1313 follows:

1314 (a) The tabular array in subparagraph (A) is amended by adding the following row at the
1315 end:

1316 “Class VI (vehicles 3,500 pounds or greater that have been issued a disability license tag by the
1317 Department of Motor Vehicles pursuant to 18 DCMR § 2704, if the vehicle weight above 3,499
1318 pounds is due to the accommodation of a disability).....\$72”.

1319 (b) A new subparagraph (D) is added to read as follows:

1320 “(D) Class VI shall only apply after September 30, 2023.”.

1321 **SUBTITLE E. BUILDING ENERGY PERFORMANCE STANDARDS**

1322 Sec. 6041. Short title.

1323 This subtitle may be cited as the “Pandemic Impacts on Building Energy Performance
1324 Investments Amendment Act of 2023”.

1325 Sec. 6042. Section 301 of the CleanEnergy DC Omnibus Amendment Act of 2018,
1326 effective March 22, 2019 (D.C. Law 22-257; D.C. Official Code § 8-1772.21), is amended as
1327 follows:

1328 (a) Subsection (a) is amended as follows:

1329 (1) Paragraph (1) is amended by striking the phrase “Beginning January 1, 2021”
1330 and inserting the phrase “Beginning January 1, 2024” in its place

1331 (2) Paragraph (2) is amended by striking the phrase “Beginning January 1, 2027”
1332 and inserting the phrase “Beginning January 1, 2030” in its place.

1333 (3) Paragraph (3) is amended by striking the phrase “Beginning January 1, 2033”
1334 and inserting the phrase “Beginning January 1, 2036” in its place.

1335 (b) Subsection (b)(1)(A) is amended by striking the phrase “No later than January 1,
1336 2021” and inserting the phrase “No later than January 1, 2024” in its place.

1337 **SUBTITLE F. PARKING BENEFIT EQUIVALENT**

1338 Sec. 6051. Short title.

1339 This subtitle may be cited as the “Parking Benefit Equivalent Amendment Act of 2023”.

1340 Sec. 6052. Section 302a of the Sustainable DC Omnibus Amendment Act of 2014,
1341 effective June 24, 2020 (D.C. Law 23-113; D.C. Official Code § 32-152.01), is amended as
1342 follows:

1343 (a) Subsection (b) is amended by striking the word “If” and inserting the phrase “Starting
1344 on January 1, 2026, if” in its place.

1345 (b) Subsection (f) is amended by striking the phrase “October 1, 2020” and inserting the
1346 phrase “October 1, 2026” in its place.

1347 (c) Subsection (g) is amended by striking the phrase “October 1, 2022” and inserting the
1348 phrase “October 1, 2027” in its place.

1349 **TITLE VII. FINANCE AND REVENUE**

1350 **SUBTITLE A. POOLED AND MASTER CAPITAL PROJECT**

1351 **REALLOCATIONS**

1352 Sec. 7001. Short title.

1353 This subtitle may be cited as the “Pooled and Master Capital Project Reallocations Act of
1354 2023”.

1355 Sec. 7002. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as
1356 follows:

1357 (a) The table of contents is amended by:

1358 (1) Adding a new section designation to read as follows:

1359 “47-312. Pooled capital project reallocations.”; and

1360 (2) Striking the phrase “47-312, 47-313. [Reserved]” and inserting the phrase “47-
1361 313. [Reserved]” in its place.

1362 (b) Section 47-310 is amended as follows:

1363 (1) Subsection (a) is amended as follows:

1364 (A) Paragraph (2) is amended by striking the phrase “; or” and inserting a
1365 semicolon in its place.

1366 (B) Paragraph (3) is amended by striking the phrase “sub-project;” and
1367 inserting the phrase “sub-project; or” in its place.

1368 (C) A new paragraph (4) is added to read as follows:

1369 “(4) Reallocate funds from the master capital project or a sub-project to a new or
1370 existing capital project that is implemented by the requesting agency but owned by another
1371 agency; provided, that the scope of the new or existing capital project shall not be inconsistent
1372 with the scope of the master capital project or sub-project from which the funds are to be
1373 reallocated.”.

1374 (2) A new subsection (b-1) is added to read as follows:

1375 “(b-1) An agency director may include as part of a request submitted under subsection (a)
1376 of this section a request that a new capital project be established, to which funds will be
1377 reallocated pursuant to subsection (a)(4) of this section, and the Office of the Chief Financial

1378 Officer shall, as part of the process of reallocating the funds, establish a new capital project
1379 pursuant to the agency director’s request.”.

1380 (3) Subsection (c) is amended by striking the phrase “pursuant to subsections (a)
1381 and (b) of this section” and inserting the phrase “pursuant to this section” in its place.

1382 (4) Subsection (e) is amended by striking the word “reallocations” and inserting
1383 the phrase “reallocations, including the establishment of any new capital projects associated with
1384 the reallocation,” in its place.

1385 (c) A new section 47-312 is added to read as follows:

1386 “§ 47-312. Pooled capital project reallocations.

1387 “(a) For any pooled capital project that is included in an approved budget and financial
1388 plan and is owned and implemented by the same agency (the “implementing agency”), the
1389 Mayor may submit requests to the Office of Budget and Planning (“OBP”) of the Office of the
1390 Chief Financial Officer to reallocate funds from the pooled capital project to a new or existing
1391 capital project that is implemented by the implementing agency and owned either by the
1392 implementing agency or another agency; provided, that the scope of the new or existing capital
1393 project shall not be inconsistent with the scope of the pooled capital project from which the funds
1394 are to be reallocated.

1395 “(b) Upon receiving a request under subsection (a) of this section, OBP shall reallocate
1396 the funds as requested, unless OBP determines that the funds are not available for reallocation.

1397 “(c) The Mayor may include as part of a request submitted under subsection (a) of this
1398 section a request that a new capital project be established, to which funds will be reallocated
1399 pursuant to subsection (a) of this section, and the Office of the Chief Financial Officer shall, as

1400 part of the process of reallocating the funds, establish a new capital project pursuant to the
1401 Mayor’s request.

1402 “(d) After funds are reallocated pursuant to this section, the reallocated funds may
1403 obligated and expended.

1404 “(e) Subchapter IV of this chapter of Title 47 of the District of Columbia Official Code
1405 shall not apply to reallocations, including the establishment of any new capital projects
1406 associated with the reallocation, made pursuant to this section.”.

1407 **SUBTITLE B. BALLPARK FUND EXCESS REVENUE**

1408 Sec. 7011. Short title.

1409 This subtitle may be referred to as the “Use of Excess Ballpark Fund Revenue
1410 Amendment Act of 2023”.

1411 Sec. 7012. Section 102(d) of the Ballpark Omnibus Financing and Revenue Act of 2004,
1412 effective April 8, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.02(d)), is amended by
1413 striking the phrase “in which it accrues” and inserting the phrase “in which it accrues; provided
1414 further, that the first \$20 million of any excess that accrues during Fiscal Year 2023, Fiscal Year
1415 2024, Fiscal Year 2025, Fiscal Year 2026, or Fiscal Year 2027 shall be deposited in the
1416 unrestricted fund balance of the General Fund during the fiscal year in which it accrues” in its
1417 place.

1418 Sec. 7013. Applicability.

1419 This subtitle shall apply as of September 1, 2023.

1420 **SUBTITLE C. DEDICATED REVENUE ADJUSTMENTS**

1421 Sec. 7021. Short title.

1422 This subtitle may be referred to as the “Dedicated Revenue Adjustments Amendment Act
1423 of 2023”.

1424 Sec. 7022. Title III of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo
1425 and Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019 (D.C.
1426 Law 22-312; D.C. Official Code § 36-621.01 *et seq.*), is amended as follows:

1427 (a) Section 311(a)(3) (D.C. Official Code § 36-621.11(a)(3)) is repealed.

1428 (b) Section 315(c) (D.C. Official Code § 36-621.15(c)) is repealed.

1429 Sec. 7023. Section 9q(b) of the Department of Transportation Establishment Act of 2002,
1430 effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 50-921.25), is amended to
1431 read as follows:

1432 “(b) There shall be deposited into the Fund such amounts as may be appropriated to the
1433 Fund.”.

1434 Sec. 7024. (a) Section 4 of the West End Parcels Development Omnibus Act of 2010,
1435 effective April 8, 2011 (D.C. Law 18-368; D.C. Official Code § 1-325.181), is repealed.

1436 (b) Any funds remaining in the West End Library and Fire Station Maintenance Fund,
1437 established by section 4 of the West End Parcels Development Omnibus Act of 2010, effective
1438 April 8, 2011 (D.C. Law 18-368; D.C. Official Code § 1-325.181), at the end of Fiscal Year
1439 2023 shall revert to the unrestricted fund balance of the General Fund of the District of
1440 Columbia.

1441 Sec. 7025. Section 3(c) of the Housing Production Trust Fund Act of 1989, effective
1442 March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(c)), is amended as follows:

1443 (a) Paragraph (16) is amended by striking the phrase “Beginning October 1, 2003” and
1444 inserting the phrase “Beginning October 1, 2003, and ending September 30, 2023” in its place.

1445 (b) A new paragraph (16B) is added to read as follows:

1446 “(16B)(A) In Fiscal Year 2024, the lesser of:

1447 “(i) 15% of the real property transfer tax imposed by D.C. Official

1448 Code § 47-903 and 15% of the deed recordation tax imposed by D.C. Official Code § 42-1103;

1449 and

1450 “(ii) 102% of the amount deposited into the Fund in Fiscal Year

1451 2023 pursuant to paragraph (16) of this subsection;

1452 “(B) In Fiscal Year 2025 and each subsequent fiscal year, the lesser of:

1453 “(i) 15% of the real property transfer tax imposed by D.C. Official

1454 Code § 47-903 and 15% of the deed recordation tax imposed by D.C. Official Code § 42-1103;

1455 and

1456 “(ii) 102% of the amount deposited into the Fund in the prior fiscal

1457 year pursuant to this paragraph;”.

1458 Sec. 7026. Section 47-2002(d) is amended as follows:

1459 (a) The existing text is designated as paragraph (1).

1460 (b) The newly designated paragraph (1) is amended by striking the phrase “5% of the

1461 sales tax revenue” and inserting the phrase “In Fiscal Year 2023, 5% of the sales tax revenue” in

1462 its place.

1463 (c) A new paragraph (2) is added to read as follows:

1464 “(2) In Fiscal Year 2024 and each subsequent fiscal year, there shall be dedicated

1465 to the Arts and Humanities Fund, from the sales tax revenue collected at the rate provided by the

1466 lead-in language of subsection (a) of this section, the lesser of:

1467 “(A) 5% of the sales tax revenue collected at the rate provided by the lead-
1468 in language of subsection (a) of this section that is not dedicated to legislatively proposed or
1469 existing tax increment financing districts or pledged to the benefit of holders of District bonds or
1470 notes existing on or before October 30, 2018; or

1471 “(B) An amount equal to 102% of the amount dedicated to the Arts and
1472 Humanities Fund in the prior fiscal year pursuant to this subsection.”.

1473 Sec. 7027. Section 47-2002.07 of the District of Columbia Official Code is amended as
1474 follows:

1475 (a) The existing text is designated as subsection (a).

1476 (b) The newly designated subsection (a) is amended by striking the phrase “All of the
1477 revenue” and inserting the phrase “In Fiscal Year 2023, all of the revenue” in its place.

1478 (c) A new subsection (b) is added to read as follows:

1479 “(b) In Fiscal Year 2024 and each subsequent fiscal year, from the revenue described in
1480 subsection (a) of this section there shall be dedicated annually to paying the District’s annual
1481 operating subsidies to WMATA the lesser of:

1482 “(1) All of such revenue; or

1483 “(2) An amount equal to 102% of the amount dedicated pursuant to this
1484 subsection from such revenue in the prior fiscal year to paying the District’s annual operating
1485 subsidies to WMATA.”.

1486 Sec. 7028. Section 5102(b) of the Early Childhood Educator Pay Equity Fund
1487 Establishment Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code §
1488 1-325.431(b)), is amended as follows:

1489 (a) Paragraph (3) is amended by striking the phrase “\$73,883,680 in local funds” and
1490 inserting the phrase “\$69,508,332 in local funds” in its place.

1491 (b) Paragraph (4) is amended by striking the phrase “\$74,878,268 in local funds” and
1492 inserting the phrase “\$70,502,920 in local funds” in its place.

1493 **SUBTITLE D. FISCAL STABILIZATION RESERVE**

1494 Sec. 7031. Short title.

1495 This subtitle may be referred to as the “Fiscal Stabilization Reserve Amendment Act of
1496 2023”.

1497 Sec. 7032. Section 47-392.02(j-1)(2) of the District of Columbia Official Code is
1498 amended as follows:

1499 (a) Subparagraph (B) is amended by striking the phrase “; and” and inserting a semicolon
1500 in its place.

1501 (b) Subparagraph (C) is amended by striking the period at the end and inserting the phrase
1502 “; and” in its place.

1503 (c) A new subparagraph (D) is added to read as follows:

1504 “(D) To fund locally appropriated expenditures in Fiscal Year 2023.”.

1505 **SUBTITLE E. DESIGNATED FUND TRANSFERS**

1506 Sec. 7041. Short title.

1507 This title may be cited as the “Designated Fund Transfer Act of 2023”.

1508 Sec. 7042. (a) Notwithstanding any provision of law limiting the use of funds in the
1509 accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year
1510 2023 the following amounts from certified fund balances and other revenue in the identified
1511 accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency Code	Fund Number	Fund Name	Amount
Local Funds			
BG0	1010094	Employees' Compensation Fund Agency Balance	\$3,586,302
CJ0	1010015	Fair Elections Fund	\$1,054,052
JA0	1010100	SNAP Reinvestment Fund	\$850,936
GC0	1010106	Student Enrollment Fund	\$112,512
GD0	1010118	Special Education Enhancement Fund	\$3,291,246
GD0	1010112	Community Schools Fund	\$872,867
GD0	1010213	School Safety and Positive Climate	\$602,606
KG0	1010206	Clean Rivers Impervious Area Charge Assistance Fund	\$1,417,016
GD0	1010161	Early Childhood Educator Pay Equity Fund	\$5,396,000
Special Purpose Revenue Funds			
AE0	1243	Public-Private Partnership Administration Fund	\$8,735
AM0	1460	Eastern Market Enterprise Fund	\$168,795
AT0	606	Recorder of Deeds Surcharge	\$1,278,435
BD0	2001	Historic Landmark and Historic District Filing Fees	\$41,851
BX0	600	Arts and Humanities Enterprise Fund	\$755,656
CB0	616	Litigation Support Fund	\$3,054,000
CE0	6160	Revenue Generating Activities	\$433,410

CE0	6170	Library Collections - Online Book Sales	\$30,447
CE0	6108	Copies and Printing	\$2,945
CF0	619	DC Jobs Trust Fund	\$365,815
CF0	625	Apprenticeship Fees	\$243,469
CF0	618	Wage Theft Fund	\$65,766
CI0	600	OCTFME Special Purpose Revenue Fund	\$24,950
CQ0	6000	Rental Unit Fee Fund	\$11,701
CR0	6013	Basic Business License Fund	\$3,083,619
CR0	6008	Real Estate Guarantee and Education Fund	\$766,140
CR0	6040	Corporate Recordation Fund	\$647,789
CR0	6009	Real Estate Appraisal Fee	\$59,321
CR0	6010	OPLA - Special Account	\$1,491
CU0	6030	Green Building Fund	\$79,801
DB0	610	DHCD Unified Fund	\$70,390
EB0	609	Industrial Revenue Bond Program Fund	\$554,001
EB0	632	AWC and NCRC Development (Economic Development Special Account)	\$2,061,753
EN0	6160	Streetscape Loan Relief Fund	\$5,094
EN0	632	Small Business Capital Access Fund	\$320
FB0	601	FEMS Reform Fund	\$8,963,038
FB0	1200	Automated External Defibrillator Regulatory Fee Fund	\$5,044
FL0	600	Corrections Trustee Reimbursement	\$3,907,406

FL0	605	Correction Reimbursement - Juveniles	\$20
FX0	610	Medical Examiner Pathology and Toxicology	\$322,033
GA0	633	DHHS Afterschool Program - Copayment	\$164,074
GD0	618	Student Residency Verification Fund	\$368,456
GD0	620	Child Development Facilities Fund	\$221,709
GL0	619	State Athletic Acts Program and Office Fund	\$110,840
HA0	602	Enterprise Fund Account	\$1,103,210
HC0	643	Board of Medicine	\$4,702,061
HC0	679	Opioid Abatement Fund	\$2,082,410
HC0	632	Pharmacy Protection	\$1,597,891
HC0	605	SHPDA Fees	\$1,220,612
HC0	655	SHPDA Admission Fee	\$82,961
HC0	673	DOH - Regulatory Enforcement Fund	\$20,170
HC0	661	ICF/MR Fees and Fines	\$18,205
HC0	644	Non-Lapsing Spay and Neutering Fund	\$696
HT0	635	Individual Insurance Market Affordability and Stability	\$2,979,384
HT0	633	Medicaid Recovery Audit Contractor	\$1,401
JA0	603	SSI Payback	\$389,552
KA0	6140	Tree Fund	\$2,006,598
KA0	6910	Vision Zero Pedestrian and Bicycle Safety	\$1,468,853

KA0	6901	DDOT Enterprise Fund – Non-Tax Revenues	\$738,532
KA0	6031	DC Circulator Bus System - NPS Mall Route	\$651,776
KA0	6030	DC Circulator Bus System	\$609,979
KE0	601	Parking Meter WMATA	\$3,331,803
KG0	6700	Sustainable Energy Trust Fund	\$3,000,000
KG0	645	Pesticide Product Registration	\$394,654
KG0	607	Underground Storage Tank Fine	\$199,436
KG0	668	Lead Poisoning Prevention Fund	\$135,000
KG0	646	Storm Water Fees	\$54,935
KG0	655	Storm Water In Lieu Fee	\$45,418
KG0	6500	Benchmarking Enforcement Fund	\$23,627
KG0	634	Soil Erosion/Sediment Control	\$12,674
KT0	6082	Solid Waste Disposal Fee Fund	\$4,352,582
KT0	6010	Super Can Program	\$21,746
KT0	6052	Solid Waste Diversion Fund	\$20,082
KV0	6258	Motor Vehicle Inspection Station	\$196,545
LQ0	6017	ABC - Import and Class License Fees	\$524,029
RJ0	640	Subrogation Fund	\$444,387
RJ0	1240	Captive Insurance Fund	\$248,048
RM0	629	Agreements with Independent Agencies	\$44,208
SR0	2910	Foreclosure Mediation Fund	\$3,700

SR0	2100	HMO Assessment	\$2,662
TC0	2400	Public Vehicles for Hire Consumer Service	\$137,037
UC0	1631	Prepaid Wireless 911 Charges	\$600,275
UC0	1630	911 and 311 Assessments	\$41,016
VA0	600	Office of Veterans Affairs Fund	\$15,000
Dedicated Tax Funds			
AM0	2225	West End Library / Firehouse Maintenance Fund	\$2,129,112
EB0	6603	St Elizabeths East Campus Redevelopment	\$444,165
GD0	0111	Healthy Schools Fund	\$181,021
RM0	1118	Gambling Addiction Treatment & Research	\$600,000
KE0	0110	WMATA Operating	\$739,138
LQ0	0110	Alcoholic Beverage Regulation Administration	\$366,728
BK0	0610, 6111, 6114	Ballpark Fund	\$24,834,000

1512

1513

(c) The amounts identified in subsection (a) of this section shall be made available as set

1514

forth in the approved Fiscal Year 2024 Budget and Financial Plan.

1515

Sec. 7043. Applicability.

1516

This subtitle shall apply as of September 1, 2023.

1517 **SUBTITLE F. SUBJECT-TO-APPROPRIATION PROVISIONS**

1518 Sec. 7051. Section 301 of the Second Chance Amendment Act of 2022, effective March
1519 10, 2023 (D.C. Law 24-284; 70 DCR 913), is repealed.

1520 Sec. 7052. The Public Restroom Facilities Installation and Promotion Act of 2018,
1521 effective April 11, 2019 (D.C. Law 22-280; D.C. Official Code § 10-1051 *et seq.*), is amended
1522 by adding a new section 5a to read as follows:

1523 “Sec. 5a. Applicability.

1524 “(a) Section 3(d)–(g) of this act shall apply upon the date of inclusion of their fiscal effect
1525 in an approved budget and financial plan.

1526 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
1527 in an approved budget and financial plan and provide notice to the Budget Director of the
1528 Council of the certification.

1529 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
1530 the District of Columbia Register.

1531 “(2) The date of publication of the notice of the certification shall not affect the
1532 applicability of this act.”.

1533 **TITLE VIII. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

1534 Sec. 8001. Applicability.

1535 Except as otherwise provided, this act shall apply as of October 1, 2023.

1536 Sec. 8002. Fiscal impact statement.

1537 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
1538 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
1539 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

1540 Sec. 8003. Effective date.

1541 This act shall take effect following approval by the Mayor (or in the event of veto by the
1542 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
1543 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
1544 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
1545 Columbia Register.

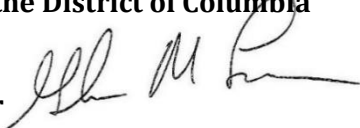
Government of the District of Columbia
Office of the Chief Financial Officer



Glen Lee
Chief Financial Officer

MEMORANDUM

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

FROM: Glen Lee
Chief Financial Officer 

DATE: March 23, 2023

SUBJECT: Fiscal Impact Statement – “Fiscal Year 2024 Budget Support Act of 2023”

REFERENCE: Draft Bill as provided to Office of Revenue Analysis, March 22, 2023

Conclusion

Funds are sufficient in the proposed fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the Fiscal Year 2024 Budget Support Act of 2023.

The District’s proposed fiscal year 2024 budget includes \$10.6 billion in Local fund spending supported by \$10.6 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 billion.

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

The bill, the “Fiscal Year 2024 Budget Support Act of 2023,” is the legislative vehicle for adopting statutory changes needed to implement the District’s proposed budget and financial plan for the fiscal years 2024 through 2027. The following pages summarize the purpose and the impact of each subtitle.

Contents

TITLE I – GOVERNMENT DIRECTION AND SUPPORT 4

 Subtitle (I)(A) – Office of the Chief Technology Officer Amendment Act of 2023 4

 Subtitle (I)(B) – Rollback of Pandemic-Related Situational Telework Arrangements and
 Establishment of Standards for Post-Pandemic Telework Arrangements Amendment Act of 2023
 4

TITLE II – ECONOMIC DEVELOPMENT AND REGULATION 6

 Subtitle (II)(A) – Land Purchase Partnership Program Act of 2023 6

 Subtitle (II)(B) – District of Columbia Low-Income Housing Tax Credit Amendment Act of 2023. 6

 Subtitle (II)(C) – Home Purchase Assistance Program Amendment Act of 2023..... 7

 Subtitle (II)(D) – Housing Production Trust Fund Amendment Act of 2023 8

 Subtitle (II)(E) – Tax Abatements for Affordable Housing in High-Need Areas Amendment Act of
 2023 8

 Subtitle (II)(F) – Direct Cash Assistance Program Amendment Act of 2023 8

 Subtitle (II)(G) – Housing in Downtown Abatement Amendment Act of 2023..... 9

 Subtitle (II)(H) – Creative and Open Space Modernization Amendment Act of 2023 10

 Subtitle (II) (I) – Office of Public-Private Partnerships Fund and Budget Amendment Act of 2023
 10

 Subtitle (II) (J) – Tourism Recovery Tax Amendment Act of 2023 11

 Subtitle (II) (K) – Office of Cable Television, Film, Music and Entertainment Act of 2023 11

TITLE III – PUBLIC SAFETY AND JUSTICE 13

 Subtitle (III)(A) – Criminal Investigation Functions Amendment Act of 2023..... 13

 Subtitle (III)(B) – Safe Passages Implementation Amendment Act of 2023..... 13

 Subtitle (III)(C) – Forensic Science Laboratory Reporting Structure Amendment Act of 2023..... 14

 Subtitle (III)(D) – Sunset of the Criminal Code Reform Commission Amendment Act of 2023 14

 Subtitle (III)(E) - School Resource Officers Amendment Act of 2023 15

 Subtitle (III)(F) - Concealed Pistol License Appeals Amendment Act of 2023 15

TITLE IV – PUBLIC EDUCATION SYSTEMS 17

 Subtitle (IV)(A) – Funding for Public Schools and Public Charter Schools Increase Amendment
 Act of 2023 17

 Subtitle (IV)(B) – Education to Employment Data System Act of 2023 20

 Subtitle (IV)(C) – Universal Paid Leave Implementation Fund Amendment Act of 2023 21

 Subtitle (IV)(D) – Enhancing Child Care Access for Children with Disabilities Act of 2023 21

 Subtitle (IV)(E) – State Board of Education Compensation Amendment Act of 2023..... 21

 Subtitle (IV)(F) – Library Collections Account Amendment Act of 2023..... 22

 Subtitle (IV)(G) - Public Charter School Teacher Compensation Grants Amendment Act of 2023 22

 Subtitle (IV)(H) - Children and Youth Marijuana Education Grants Amendment Act of 2023..... 22

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

TITLE V – HUMAN SUPPORT SERVICES	23
Subtitle (V)(A) – Public Health Laboratory Amendment Act of 2023	23
Subtitle (V)(B) – Medicaid Hospital Provider Reimbursement Act of 2023	23
Subtitle (V)(C) – Child Wealth Building Amendment Act of 2023	24
TITLE VI – OPERATIONS AND INFRASTRUCTURE	25
Subtitle (VI)(A) – Alcoholic Beverage and Cannabis Board Member Compensation.....	25
Subtitle (VI)(B) – DC Water Facility Work Fund Amendment Act of 2023	25
Subtitle (VI)(C) – CRIAC Assistance Fund Amendment Act of 2023	26
Subtitle (VI)(D) – Motor Vehicle Registration Fee Abatement for Certain Disability Tags Amendment Act of 2023.....	26
Subtitle (VI)(E) – Pandemic Impacts on Building Energy Performance Investments Amendment Act of 2023	27
Subtitle (VI)(F) – Parking Benefit Equivalent Amendment Act of 2023	27
TITLE VII – FINANCE AND REVENUE	29
Subtitle (VII)(A) – Pooled and Master Capital Project Reallocations Act of 2023.....	29
Subtitle (VII)(B) – Use of Excess Ballpark Fund Revenue Amendment Act of 2023	29
Subtitle (VII)(C) – Dedicated Revenue Adjustments Amendment Act of 2023	29
Subtitle (VII)(D) – Fiscal Stabilization Reserve Amendment Act of 2023	30
Subtitle (VII)(E) – Designated Fund Transfer Act of 2023.....	31
Subtitle (VII)(F) – Subject to Appropriations Repeals.....	35

TITLE I – GOVERNMENT DIRECTION AND SUPPORT

Subtitle (I)(A) – Office of the Chief Technology Officer Amendment Act of 2023

Background

The Office of the Chief Technology Officer (OCTO) directs the District government’s information technology strategies and the implementation of technology services for District agencies. OCTO also leads programs to expand access to high-speed internet throughout the District.

The subtitle expands OCTO’s statutory functions to include protecting the confidentiality, integrity, and availability of the District government’s information technology systems, assets, and related information. OCTO should protect these resources from cyberattacks and breaches and detect, mitigate, defend, remediate, and respond to these attacks. The subtitle requires OCTO to appoint a Chief Information Security Officer to lead these efforts and to develop District government-wide risk management and compliance program.

The subtitle authorizes OCTO to charge fees to providers in support of OCTO’s efforts to expand high-speed internet access to all residents and visitors. The subtitle also allows OCTO to continue its efforts to promote innovative technologies and technology-enabled solutions in the District beyond efforts that were funded by the federal American Rescue Plan Act.¹

The subtitle clarifies that OCTO’s authorities extend to all District government agencies, including independent agencies, except for the existing exceptions for the Council, District of Columbia Auditor, and Office of the Attorney General. The subtitle maintains an allowance for these entities to enter into agreements with OCTO as needed.

Financial Plan Impact

OCTO implements security measures for the District’s information technology systems, assets, and related information and there are no costs to making these efforts part of OCTO’s statutory functions. OCTO has a Chief Information Security Officer that is funded in the fiscal year 2024 through fiscal year 2027 budget and financial plan.

The subtitle gives OCTO the authority to charge fees to third parties to utilize OCTO infrastructure. OCTO does not have agreements in place and is not currently charging fees and the fiscal year 2024 through fiscal year 2027 budget and financial plan does not recognize any revenues for these potential activities.

Subtitle (I)(B) – Rollback of Pandemic-Related Situational Telework Arrangements and Establishment of Standards for Post-Pandemic Telework Arrangements Amendment Act of 2023

Background

The subtitle amends the District of Columbia Government Comprehensive Merit Personnel Act of 1978² (CMPA) to authorize each agency and personnel authority to implement telework policies, but requires that the agency’s policy allow no more than 2 days of telework per workweek (with lower

¹ Approved March 11, 2021 (Public Law 117-2; 135 Stat. 4).

² Effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01).

The Honorable Phil Mendelson

Fiscal Impact Statement for the "Fiscal Year 2024 Budget Support Act of 2023," Draft bill as provided to Office of Revenue Analysis, March 22, 2023

amounts required if the employee's workweek is fewer than 5 days). In certain circumstances that the Mayor deems are in the public interest, the Mayor may authorize a greater number of telework days, such as for specific pilot programs and to attract employees for hard-to-fill positions. The subtitle would also impose administrative requirements for an employee to engage in telework, including that the employee enter into a written telework agreement with the agency. In addition, each personnel authority would be required to submit an annual telework report to the Mayor and the Council. Further, the Department of General Services (DGS) would be authorized to reallocate agency space allocations based on an analysis showing a reduced need for space due to employee teleworking.

Financial Plan Impact

The subtitle has no impact on the proposed budget and financial plan. There is no cost to the subtitle's administrative requirements around telework.

TITLE II – ECONOMIC DEVELOPMENT AND REGULATION

Subtitle (II)(A) – Land Purchase Partnership Program Act of 2023

Background

The subtitle creates a new program called the Land Purchase Partnership Program, which is expected to be managed through the Department of Housing and Community Development. The subtitle authorizes the Mayor to purchase real property for affordable housing, using funds separate from the Housing Production Trust Fund, and to enter into a ground lease with an owner or developer of residential housing on the land, provided that at least 50 percent of the housing units on the land are affordable to households earning 80 percent or less of the median family income. A ground lease through the program would not be subject to the standard approval process³ for disposition of District property. The subtitle authorizes the Mayor to establish rules for the program and impose fees for administration of the program, but does not set specific fees.

Financial Plan Impact

The subtitle authorizes the Mayor to purchase real property under the new program, but there is no funding in the proposed budget and financial plan for the program.

Subtitle (II)(B) – District of Columbia Low-Income Housing Tax Credit Amendment Act of 2023

Background

The District of Columbia Low-Income Housing Tax Credit (DC LIHTC) Clarification Amendment Act of 2020 permanently established a DC LIHTC to support the development and preservation of affordable housing. The DC LIHTC is set equal to 25 percent of the federal LIHTC and the credit can be applied against either District franchise taxes or insurance taxes.

The DC LIHTC can be claimed against taxes as soon as a development property is placed in service (and meet certain other criteria), and the credit can be claimed for 10 years. The federal LIHTC, established in the Tax Reform Act of 1986, is provided to state and District housing agencies (DCHD and the District of Columbia Housing Finance Agency) which allot it to developers of eligible properties. The total amount of federal LIHTC to DC is based on the Federal statutory minimum for LIHTC (9 percent LIHTC), plus an additional amount (4 percent LIHTC) that varies based on eligible developments covered by the private activity bond cap.⁴

The subtitle delinks the DC LIHTC from the federal LIHTC and creates separate criteria for the DC LIHTC. Properties under the new DC LIHTC standard would be required to have more than five units and make units affordable to tenants at an income level no greater than 80 percent of Median Family

³ An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801 *et seq.*)

⁴ The private sector bond cap is a limit set in the Internal Revenue Code on the total of private-sector projects that a state or municipality can finance with tax-exempt bonds. DC’s cap amount is set at the statutory minimum, which is updated each year by the Chained Consumer Price Index for All Urban Consumers (Chained CPI) and national population. DC receives the statutory minimum for 9 percent LIHTC, which is also updated each year by Chained CPI and national population.

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Income (MFI). DHCD intends to operate the new DC LIHTC as a competitive award and would apply requirements regarding affordability durations and income limits through the award process.

The February revenue estimates⁵ incorporate the effect of the existing DC LIHTC provision. The revenue effect is based on assumptions regarding the specific funded projects, construction and rehabilitation timelines, actual costs, and investor claiming behavior. The revenue estimates assume that credits available each year will start affecting the revenue estimates three years later, and that filers will claim the credits for 10 years.

The subtitle sets the amount of DC LIHTC the DHCD may award in 2024 equal to \$7.8 million, the same amount that developers are projected to have available under existing law. The amount available for DHCD to award would increase to \$8.4 million in FY 2025, \$8.8 million in FY 2026, \$9.3 million in FY 2027, and grow by 5% in 2028 and later.

Financial Plan Impact

Because the subtitle sets the 2024 DC LIHTC award amounts equal to the projected amount available to developers under current law, there is no cost to the subtitle. Credits made available in FY 2025 and later will affect the revenue estimates starting in FY 2028, outside the budget and financial plan.

Subtitle (II)(C) – Home Purchase Assistance Program Amendment Act of 2023

Background

The Home Purchase Assistance Program (HPAP)⁶ provides interest free loans and closing cost assistance to eligible homebuyers in the District. The subtitle makes two technical changes to HPAP laws. The first change clarifies that approved applicants may be given less than the maximum \$70,000 in authorized assistance. Current law⁷ does not authorize less than the maximum in assistance. The second change removes a requirement⁸ that contract administrators of the program must receive equal funding. The Department of Housing and Community Development indicates the nature of the assistance program is such that different amounts are granted to individuals, and this makes it difficult to ensure equal funding is provided to all contractors managing the funds. Removing the requirement will allow some administrative flexibility.

Financial Plan Impact

The subtitle does not have an impact on the budget and financial plan. Allowing less than the maximum assistance to applicants does not have an impact on the budget and financial plan, and could free up funding for additional applicants. Removing the requirement that all contract administrators of the program manage the same level of funding does not affect the amount of funding spent overall, so has no impact on the budget and financial plan.

⁵ [02.28.23 February 2023 Revised Estimates for FY 2023 - 2027 | ocfo \(dc.gov\)](https://ocfo.dc.gov)

⁶ <https://dhcd.dc.gov/service/home-purchase-assistance-program>

⁷ D.C. Official Code § 42-2602.01(a)(2).

⁸ D.C. Official Code § 42-2602.01(e)(1)(b).

Subtitle (II)(D) – Housing Production Trust Fund Amendment Act of 2023

Background

The subtitle authorizes purchase of property containing (or planned to contain) affordable⁹ or inclusionary¹⁰ residential units, using Housing Production Trust Fund (“HPTF”) funding. The Department of Housing and Community Development (DHCD) intends to use the authority to purchase properties that might otherwise revert to market rate units, helping to preserve their affordability. Once a property is purchased, DHCD will resell the properties to qualified individuals. The subtitle directs proceeds from the sale to be deposited into the HPTF.

Financial Plan Impact

The subtitle does not have an impact on the budget and financial plan. The subtitle authorizes purchases using the Housing Production Trust Fund, but purchases cannot exceed available funds. Revenues from any resale of properties must be deposited into the HPTF.

Subtitle (II)(E) – Tax Abatements for Affordable Housing in High-Need Areas Amendment Act of 2023

Background

The Mayor is authorized to certify property tax abatements for qualifying housing developments in areas designated as having a high need for affordable housing and that meet certain conditions, including setting rents for one-third of the units to be affordable to renters earning up to 80% of the median family income¹¹. The subtitle increases, beginning in fiscal year 2025, the amount of tax abatements the Mayor is authorized to provide through a competitive process from \$4 million in current law to \$6 million. The subtitle also amends the high-need areas so that the Upper Northeast and Rock Creek East planning areas may only qualify through the competitive process.

Financial Plan Impact

The fiscal year 2024 through fiscal year 2027 financial plan includes the following revenue loss associated with the subtitle’s increased tax abatement authorization:

Tax Abatements for Affordable Housing in High-Need Areas Amendment Act					
(\$ thousands)					
	FY 2024	FY 2025	FY 2026	FY 2027	Total
Property Tax Revenue (Loss)	0	(\$2,000)	(\$2,000)	(\$2,080)	(\$6,080)

Subtitle (II)(F) – Direct Cash Assistance Program Amendment Act of 2023

Background

The Fiscal Year 2022 Budget Support Act of 2021¹² amended the grantmaking authority and provided \$1.5 million in one-time funds for the Office of the Deputy Mayor for Planning and Economic

⁹ The subtitle defines affordable as a dwelling offered for rent or sale for residential occupancy and is available to those with household income equal to or less than 120 percent of area median income.

¹⁰ D.C. Official Code § 6-1041.01(3).

¹¹ D.C. Official Code § 47-860

¹² D.C. Law 24-0045, 68 DCR 12567.

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Development (DMPED)¹³ to issue grants to a nonprofit entity (or entities) for the purpose of running a direct, unrestricted cash assistance pilot or program. DMPED has used these funds for an initiative—Strong Families, Strong Future DC—that provides direct cash payments to new and expectant mothers in certain areas of the District to support economic mobility and maternal health.¹⁴

The subtitle gives DMPED permanent grantmaking authority to expand direct cash assistance programs or pilots.

Financial Plan Impact

The budget and financial plan for DMPED includes a one-time enhancement of \$1 million in FY 2024 to implement the subtitle. There is no cost to excluding the payments for determining recipient eligibility for public assistance.

Subtitle (II)(G) – Housing in Downtown Abatement Amendment Act of 2023

Background

The Tax Abatements for Housing in Downtown Act of 2022 allows the Mayor to approve tax abatements for certain real property that is undergoing a change in use from commercial to residential (that results in at least 10 residential units). Properties eligible for the tax abatements must set aside at least 15 percent of units be affordable to households earning 60 percent or less of the median family income (MFI) for a period of 20 years. Eligible properties must be in a geographic area defined in law and guidance and generally corresponding to the NW central business district bordered by Massachusetts Ave NW and Constitution Ave NW.¹⁵

Other requirements for applicable developments include using a First Source Agreement (which sets certain thresholds of District employment for development and construction projects), meeting Inclusionary Zoning requirements for affordable housing and bringing the property online in specific timeframes. The total amount of the abatements that the Mayor may approve in the current law, across all sites is capped, set at \$2.5 million for each of years 2024-2026, \$6.8 million in 2027, and growing by 4 percent in 2028 and later.

This subtitle changes the minimum affordability requirements to:

- At least 8 percent of the housing units are affordable to households earning 60 percent or less of median family income; or
- At least 15 percent of the housing units are affordable to households earning 80 percent or less of median family income.

The subtitle eliminates the First Source Agreement requirement and suspends the Tenant Opportunity to Purchase Act (TOPA)¹⁶ for these properties for 15 years. The subtitle increases the annual 2028 cap for tax abatements under this section to \$41 million. Each subsequent year (2029 and later) would grow from the previous year’s level by 4 percent.

¹³ D.C. Law 19-168, D.C. Official Code § 1-328.04.

¹⁴ Strong Families, Strong Future DC is administered via a grant to Martha’s Table and provides \$900 per month to enrolled new and expectant mothers in Wards 5, 7, and 8.

¹⁵ <https://dmped.dc.gov/page/housing-downtown-tax-abatement-overview-%E2%80%93-january-2023>

¹⁶ Effective September 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3404.01 et seq.).

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Financial Plan Impact

There is no impact of the subtitle on the budget and during the financial plan period (fiscal year 2024-fiscal year 2027). The subtitle makes no changes to the annual cap on tax abatements for downtown housing for 2024 (\$2.5 million), 2025 (\$2.5 million), 2026 (\$2.5 million) and 2027 (\$6.8 million). Outside of the financial plan, the subtitle increases the annual cap for 2028 from \$7.072 million under current law to \$41 million. The annual cap would grow by 4 percent each year thereafter.

Subtitle (II)(H) – Creative and Open Space Modernization Amendment Act of 2023

Background

Since 2017¹⁷, companies operating in the District in certain industries may apply for and be awarded tax rebates for Creative and Open Space Modernization investments, such as property improvements, purchase of heavy equipment to be used on-site, or other enhancements. The Office of the Deputy Mayor for Public and Economic Development (DMPED) administers this program through a competitive award process. Qualifying investments must provide a tangible public benefit to the District, such as educational or training opportunities, free- or reduced-price services or products to eligible District residents, or employment opportunities for District residents. Eligible companies are those that meet the criteria of a Qualified High Technology Company.¹⁸

This subtitle expands the sectors that are eligible for Creative and Open Space Modernization tax rebates to sectors identified as priority industries in the District’s Economic Development Strategy.¹⁹ Those target sectors are: 1) education and research, 2) consulting services, 3) communications and design, 4) hospitality, tourism and entertainment, 5) life sciences and health tech, and 6) technology.²⁰

Financial Plan Impact

The proposed budget and financial plan includes one-time funding in fiscal year 2024 of \$1.5 million for Creative and Open Space Modernization rebates.

Subtitle (II) (I) – Office of Public-Private Partnerships Fund and Budget Amendment Act of 2023

Background

The Office of Public Private Partnerships (the Office) was established in 2014 to develop and facilitate partnerships between District agencies and private-sector entities to build and deliver projects that meet infrastructure needs or address other public priorities. The Office is under the jurisdiction of the Office of the Deputy Mayor for Public and Economic Development.

¹⁷ Creative and Open Space Modernization Amendment Act of 2016, D.C. Official Code § 47-4665.

¹⁸ QHTCs must be for-profit entities with two or more employees and have 51% of their revenues in one of 5 broad categories of high technology services. The Creative and Open Space modernization rebates are also available to companies with 51% of their revenues in the sale or advertising of original media content.

¹⁹ [DMPED – 2023-27 Economic Strategy \(dc.gov\)](https://dmped.dc.gov/sites/default/files/dc/sites/dmped/page_content/attachments/DC%27s%20Comeback%20Plan_Full1923.pdf)

²⁰DC’s Comeback Plan:

https://dmped.dc.gov/sites/default/files/dc/sites/dmped/page_content/attachments/DC%27s%20Comeback%20Plan_Full1923.pdf

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

The subtitle removes²¹ the language establishing a special fund for the Office’s operations and deletes a section on issuing a request for information (RFI) prior to a bid solicitation.

Financial Plan Impact

There is no impact from the subtitle on the budget and financial plan.

Subtitle (II) (I) – Tourism Recovery Tax Amendment Act of 2023

Background

Since 2017²², gross receipts from transient lodgings or accommodations have been subject to a dedicated tax of 0.3 percent, which is transferred to Destination DC to fund marketing and promotion activities. On Jan 19, 2023, a temporary bill was enacted that would increase this tax to 1.3 percent between April 1, 2023 through March 31, 2027. Like the existing 0.3 percent tax, the increment would be dedicated to Destination DC to promote the District as a travel destination and to support tourism recovery.

The subtitle would make permanent the changes to the law to increase the tourism recovery tax to 1.3 percent from April 1, 2023, through March 31, 2027. The subtitle would also require Destination DC to consult with and enter into a memorandum of understanding with the Mayor regarding the use of the tax revenue.

Financial Plan Impact

The estimated collections from the 1% increase in the lodging tax increase are shown below. These collections were assumed in the February 2023 revenue estimate, per the temporary law. Thus, the proposed budget incorporates no additional revenue from the subtitle.

Tourism Recovery Tax Dedicated Sales Tax (\$ thousands)					
	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Revenue Impact	\$11,152 ¹	\$21,305	\$23,487	\$24,526	\$11,489 ¹

Table notes:

1. The tax is only in effect for half of the fiscal years 2023 and 2027.

Subtitle (II) (K) – Office of Cable Television, Film, Music and Entertainment Act of 2023

Background

The Office of Cable Television, Film, Music and Entertainment (OCTFME) produces and broadcasts programming for public and government access channels and media platforms; regulates cable service providers in the District; and promotes and markets the District as a location for creative business development and commercial production activity. The subtitle expands OCTFME’s role to include other content platforms and would add implementing the plan to support, preserve and archive go-go music and its history²³ to their statute.

²¹ By amending Sections 105 and 106 of the Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C. Law 20-228; D.C. Official Code §§ 2-272.03 and 2-272.04)

²² Dec. 13, 2017, D.C. Law 22-33, § 7242(b), 64 DCR 7652.

²³ As required by section 3 of the Go-Go Official Music of the District of Columbia Designation Act of 2020, effective April 11, 2020 (D.C. Law 23-71; D.C. Official Code § 1-167.02).

The Honorable Phil Mendelson
Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office
of Revenue Analysis, March 22, 2023

Financial Plan Impact

The subtitle clarifies the scope of OCTFME’s authority. There is no impact from the subtitle on the budget and financial plan.

TITLE III – PUBLIC SAFETY AND JUSTICE

Subtitle (III)(A) – Criminal Investigation Functions Amendment Act of 2023

Background

The Department of Forensic Sciences (DFS) provides forensic and crime scene services for agencies located in the District of Columbia, including the Metropolitan Police Department (MPD), the Office of the Chief Medical Examiner, the Fire and Emergency Medical Services Department, and other investigative or public health agencies upon request. DFS has not been able to conduct certain services—including firearm, DNA, and fingerprint analyses—since the American National Standards Institute National Accreditation Board suspended the accreditation of all DFS forensic units. Without accreditation, DFS contracts with other labs to provide such services and MPD conducts crime scene and forensic technology services that fall under their jurisdiction.

The subtitle²⁴ adds language that defines the specific crime scene activities performed by MPD to include:

- Crime scene investigations, including evidence gathering;
- Training regarding the collection and preservation of forensic evidence;
- Digital forensics, including computer forensics;
- Firearms test fires and data entry; and
- Forensic photography.

The subtitle provides authority for DFS to transfer relevant materials, assets, or equipment to MPD to carry out these activities.

Financial Plan Impact

The budget and financial plan includes a transfer from DFS to MPD of \$10,086,679 and 82 full time equivalent positions in fiscal year 2024 to carry out the subtitle.

Subtitle (III)(B) – Safe Passages Implementation Amendment Act of 2023

Background

The Safe Passage Program works toward ensuring students can travel to and from school safe from threats of violence, intimidation, and other public safety concerns. The Deputy Mayor for Education (DME) manages the program, gathers relevant data, supports the development of the Safe Streets for Students Master Plan, manages the School Safety and Safe Passage Working Group, and issues grants for the Safe Blocks Program. DME must coordinate with various agencies across the District on these efforts and annually report to Council on its safe passage efforts and grant programs.²⁵

The subtitle transfers oversight and management of the Safe Passage Program from DME to the Deputy Mayor for Public Safety and Justice (DMPSJ). The subtitle maintains DME’s expert involvement in planning and working group efforts, but otherwise establishes DMPSJ as the lead entity for all efforts.

²⁴ By amending The Department of Forensic Sciences Establishment Act of 2011, effective August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 et seq.).

²⁵ The Safe Passage Program was recently codified through the Safe Streets for Students Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-285; 70 DCR 998).

Financial Plan Impact

The fiscal year 2024 budget contains approximately \$3.8 million for DMPSJ to manage the Safe Passage Program and issue grants under the Safe Blocks Program.

Subtitle (III)(C) – Forensic Science Laboratory Reporting Structure Amendment Act of 2023

Background

After the Department of Forensic Sciences (DFS) forensic units lost accreditation in April 2021, the Mayor retained SNA International to conduct a study of DFS operations and propose a path for DFS to regain accreditation. The SNA report²⁶ made recommendations regarding DFS’s processes, policies, and organizational structure.

The Restoring Trust and Credibility to Forensic Sciences Amendment Act of 2022²⁷ made changes to DFS to effectuate many of the recommendations in SNA’s report. The Act would rename DFS as the Forensic Sciences and Public Health Laboratory and establish it as an independent agency within the executive branch. The Act is projected to become law on May 11, 2023. The Act is subject to appropriations and will not take effect until the costs are included in an approved budget and financial plan.

The subtitle²⁸ makes several changes to the Act regarding organizational structure and operations. The subtitle would move the Forensic Sciences and Public Health Laboratory back under the jurisdiction of the Office of the Deputy Mayor for Public Safety and Justice and it would no longer be an independent agency in the executive branch.

The subtitle changes the appointment process for the Director and the Chief Forensic Sciences Officer, providing that a Mayor’s nomination of a Director would go into effect in the absence of Council action. The subtitle removes the requirement for advice and consent of Council in naming a Chief Forensic Sciences Officer. Finally, the subtitle changes the personnel authority of Laboratory employees from the Director of the Laboratory to the Mayor and would remove the Director of the Laboratory from the list of statutory officeholders.

Financial Plan Impact

The subtitle has no impact on the budget and financial plan. The subtitle amends the Act, but the Act is still subject to appropriations.

Subtitle (III)(D) – Sunset of the Criminal Code Reform Commission Amendment Act of 2023

Background

The DC Criminal Code Reform Commission (CCRC) was established as an advisory agency in 2016²⁹ to provide the Council and Mayor with a comprehensive assessment of the District’s criminal code, including recommendations, if necessary. The CCRC developed recommendations for the District’s criminal statute and transmitted them to the Council and Mayor in 2021. These recommendations

²⁶ [DFS Forensic Laboratory Assessment Report.pdf \(dc.gov\)](#)

²⁷ D.C. Act 24-780, 70 DCR 937.

²⁸ By amending The Department of Forensic Sciences Establishment Act of 2011, effective August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 et seq.)

²⁹ The Criminal Code Reform Commission Establishment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 et seq.).

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

were subsequently passed as the Revised Criminal Code Act of 2022³⁰. The subtitle would disband the CCRC at the end of fiscal year 2023, given the completion of their work.

Financial Plan Impact

The proposed budget does not include any spending for the CCRC.

Subtitle (III)(E) - School Resource Officers Amendment Act of 2023

Background

The subtitle³¹ eliminates the statutory requirement for the Metropolitan Police Department (MPD) to reduce the School Safety Division’s (SSD) levels for sworn and civilian staffing each year and dissolve the unit by July 1, 2025. The subtitle requires MPD to publish, on their website, a description of SSD’s planned deployment of school resource officers.

Financial Plan Impact

The gradual elimination of the SSD under current law assumed that officers would be redeployed elsewhere within MPD. Thus, retaining the SSD has no impact on the budget and financial plan.

Subtitle (III)(F) - Concealed Pistol License Appeals Amendment Act of 2023

Background

Concealed pistol licenses are issued by the Metropolitan Police Department (MPD), and an individual who is denied a concealed pistol license or has an existing concealed pistol license revoked or suspended may file an appeal. The Concealed Pistol Licensing Review Board (CPLRB) within the Office of the Deputy Mayor for Public Safety and Justice receives and adjudicates those appeals.

Concealed Pistol License Appeals, calendar year				
	2020	2021	2022	2023 to date
Received appeals	145	243	191	58

Of the 191 appeals in 2022, approximately 50 percent were administratively dismissed, 30 percent were ineligible because they were untimely, incomplete, or pending criminal charges, 10 percent were reversed by MPD upon reconsideration, and about 10 percent proceeded to pre-evidentiary hearing.

The subtitle³² would move this appeals caseload to the Office of Administrative Hearings (OAH) and would disband the CPLRB, effective October 1, 2023. Cases currently pending at the CPLRB would be transferred to OAH, along with any reconsideration requests of CPLRB decisions. The subtitle also permits OAH to use CPLRB’s current administrative procedures for appeals until OAH issues new rules.

³⁰ D.C. Act 24-789, 70 DCR 1249.

³¹ By amending 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).

³² By amending Section 6 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03).

The Honorable Phil Mendelson

Fiscal Impact Statement for the "Fiscal Year 2024 Budget Support Act of 2023," Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Financial Plan Impact

The budget and financial plan includes an enhancement of \$217,632 in fiscal year 2024 and \$894,526 from fiscal year 2024 through fiscal year 2027 for OAH to carry out this subtitle.

Subtitle (III) (F) Concealed Pistol License Appeals					
	FY 2024	FY 2025	FY 2026	FY 2027	Total
Salary	\$180,458	\$183,525	\$186,645	\$189,818	\$740,447
Fringe benefits	\$37,174	\$38,057	\$38,961	\$39,886	\$154,079
Total	\$217,632	\$221,583	\$225,606	\$229,705	\$894,526

TITLE IV – PUBLIC EDUCATION SYSTEMS

**Subtitle (IV)(A) – Funding for Public Schools and Public Charter Schools Increase
 Amendment Act of 2023**

Background

The subtitle sets³³ the base level funding for the Uniform Per Student Funding Formula (UPSFF) at \$13,046. This is a 5.05 percent increase over fiscal year 2023. Base level funding is multiplied by the weighting for each grade level or add-on service to determine the per student funding at that level or for those services.

The subtitle requires that \$19.84 million be deposited into the Pandemic Transition Fund (Fund) and specifies how funds must be distributed in fiscal year 2024. The Fund is 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 the District of Columbia Public Schools (DCPS) and 47.38 percent to the District of Columbia Public Charter Schools (DC PCS). Individual charter schools will be awarded \$196.11 per enrolled pupil and payments must follow the same quarterly installment payment schedule that is used to make UPSFF quarterly 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 2024
Pre-Kindergarten 3	1.34	\$17,482
Pre-Kindergarten 4	1.30	\$16,960
Kindergarten	1.30	\$16,960
Grades 1-5	1.00	\$13,046
Grades 6-8	1.08	\$14,090
Grades 9-12	1.22	\$15,916
Alternative program	1.52	\$19,830
Special education school	1.17	\$15,264
Adult	0.89	\$11,872

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	\$12,655
Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services.	1.20	\$15,655

³³ 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.).

Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services.	1.97	\$25,701
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	\$45,531
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	\$1,292
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	\$1,161
Residential	DCPS or DC PCS that provides students with room and board in a residential setting, in addition to their instructional program.	1.67	\$21,786

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	\$6,523
Secondary ELL	Additional funding for English Language Learners in grades 6-12, alternative students, adult students, and students in special education schools.	0.75	\$9,785
At-Risk	Additional funding for students in foster care, who are homeless, on Temporary Assistance for Needy Families or Supplemental Nutrition Assistance Program or behind grade level.	0.24	\$3,131
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	\$783
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	\$652
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	\$652

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 DC PCS that provides students with room and board in a residential setting.	0.37	\$4,827
Level 2: Special Education - Residential	Additional funding to support the after-hours Level 2 special education needs of students living in a DCPS or PCS that provides students with room and board in a residential setting.	1.34	\$17,482
Level 3: Special Education - Residential	Additional funding to support the after-hours Level 3 special education needs of students living in a DCPS or PCS that provides students with room and board in a residential setting.	2.89	\$37,703
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 DC PCS that provides students with room and board in a residential setting.	2.89	\$37,703
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	\$8,715

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	\$822
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	\$2,961
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	\$6,406

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

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	\$6,406
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Financial Plan Impact

The 5.05 percent UPSFF base level increase will result in additional formula-driven local fund expenditures. The proposed fiscal year 2024 budget includes approximately \$2.13 billion for instructional budgets as a result of the UPSFF: \$1.13 billion for DCPS and \$1 billion for DC PCS. In addition, DC PCS will receive \$175.97 million for a facility allowances in fiscal year 2024, bringing the collective DC PCS formula-driven local fund budget to \$1.18 billion.

The DCPS fiscal year 2024 budget also includes \$3.84 million for stabilization funding, \$10.04 million for Early Stages, and \$21.93 million for IMPACT bonuses. These budget allocations fall outside the UPSFF in fiscal year 2024. The Pandemic Transition Fund includes \$19.84 million in local funding of which \$10.44 million is set aside for DCPS and \$9.40 million is set aside for DC PCS.

Subtitle (IV)(B) – Education to Employment Data System Act of 2023

Background

The subtitle establishes³⁴ a centralized data system called the P20W System in the Office of the Deputy Mayor for Education (DME) that will be used to collect, analyze, and publicize data on how well District education agencies and programs are serving District residents throughout their lifetimes. All District government agencies must cooperate with DME in the implementation of the centralized data system by sharing education data³⁵ and workforce data³⁶ to the maximum extent allowed under federal law.

Financial Plan Impact

The fiscal year 2024 capital budget includes \$1.24 million in fiscal year 2024 and \$3.48 million over the financial plan to implement the P20W System. The DME’s fiscal year 2024 budget includes \$246,000 to hire a P20W Systems Director to manage the capital project and to hire an Agency Liaison to collect data from relevant agencies. The budget also includes \$165,000 to hire a contractor with expertise in establishing centralized data systems.

³⁴ By amending Section 202 of the Department of Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-191).

³⁵ Education data includes individual and aggregate student performance information, student progress information, academic performance data, financial aid status, college and career preparedness data, and student demographics and data by special population statuses.

³⁶ Workforce data includes data relating to participation in workforce programs and outcomes including employment information, employment-related benefits data, and workforce program participation data.

Subtitle (IV)(C) – Universal Paid Leave Implementation Fund Amendment Act of 2023

Background

Current law caps the administrative costs allowed to be expended from the Universal Paid Leave Fund³⁷. Currently, no more than 8.75 percent of money in the fund may be expended on costs for administration of the Universal Paid Leave program³⁸ by the Department of Employment Services (DOES). An additional 0.75 percent of available funding may be expended by the Office of Human Rights (OHR) for enforcement costs, and an additional 0.5 percent may be expended by the Office of Administrative Hearings (OAH).

The subtitle changes the cap on administrative costs expended by DOES to 15 percent of money deposited in the fund, defined as revenue by the Office of the Chief Financial Officer. The estimates will be deposited in the Fund during the relevant fiscal year. The subtitle does not change the amounts that may be spent by OHR or OAH.

Financial Plan Impact

Based on projected revenues to be deposited into the Universal Paid Leave Fund³⁹ the subtitle sets the maximum administrative costs the Universal Paid Leave Fund may incur to \$24.28 million in fiscal year 2024.

Subtitle (IV)(D) – Enhancing Child Care Access for Children with Disabilities Act of 2023

Background

The subtitle allows⁴⁰ the Office of State Superintendent for Education (OSSE) to make grants to child development facilities to support the costs of maintaining dedicated slots for infants, toddlers, and school-aged children with disabilities. The subtitle also establishes a referral program to place children with disabilities in dedicated grant-funded slots.

Financial Plan Impact

The subtitle expands OSSE’s grant-making authority, allowing OSSE to spend appropriated funding for grants to child development facilities providing dedicated slots for children with disabilities.

Subtitle (IV)(E) – State Board of Education Compensation Amendment Act of 2023

Background

The subtitle increases the salary of each member of the State Board of Education (SBOE) by \$5,000. Each member will receive \$20,000 annually and the president will receive \$21,000 annually. This salary will be adjusted annually moving forward by the increase in the Consumer Price Index for all Urban Consumers (all items Washington D.C. Standard Metropolitan Statistical Area average), published on January 1 of each year.

³⁷ D.C. Official Code § 32-551.01.

³⁸ <https://does.dc.gov/page/dc-paid-family-leave>

³⁹ See Office of Chief Financial Officer’s “Projected Annual Revenues and Expenditures for the Universal Paid Leave Fund” letter dated March 1, 2023.

⁴⁰ By amending Section 3 of the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official Code § 4-402(a)).

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Financial Plan Impact

The fiscal year 2024 budget includes a \$45,000 enhancement to increase the salaries of SBOE members. In total, the financial plan includes \$185,000 to implement the subtitle.

Subtitle (IV)(F) – Library Collections Account Amendment Act of 2023

Background

The Library Collections Account holds funds that are used to acquire all books and magazines, media, and other materials that are made available to District residents in public libraries. The subtitle⁴¹ would expand the scope of allowed spending from the Library Collections Account to include other types of materials that the District of Columbia Public Library (DCPL) may acquire for its collection (such as tools) and allows for purchase of equipment, supplies, and platforms that will assist with processing and cataloging DCPL materials.

Financial Plan Impact

Expanding the uses of the Library Collection Account has no effect on the budget and financial plan.

Subtitle (IV)(G) - Public Charter School Teacher Compensation Grants Amendment Act of 2023

Background

The subtitle allows⁴² OSSE to issue grants to public charter schools for the provision of direct compensation payments to teachers employed by schools after September 30, 2023, for teaching services, recruitment, and retention.

Financial Plan Impact

The fiscal year 2024 budget includes one-time funding of \$58.5 million to provide grants to public charter schools to provide compensation payments to teachers.

Subtitle (IV)(H) - Children and Youth Marijuana Education Grants Amendment Act of 2023

Background

The subtitle allows⁴³ OSSE to issue grants to local education agencies, non-profit organizations, and community-based organizations to provide education to children and youth on the impacts and risks of marijuana use and to support prevention and intervention programs.

Financial Plan Impact

This fiscal year 2024 OSSE budget includes \$250,000 in one-time funding to provide grants to local education agencies, non-profit organizations, and community-based organizations to educate students on the risks of marijuana use and to support prevention and intervention programs.

⁴¹ By amending Section 14(b) of An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 39-114(b)).

⁴² By amending Section 3(b) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)).

⁴³ By amending Section 3(b) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)).

TITLE V – HUMAN SUPPORT SERVICES

Subtitle (V)(A) – Public Health Laboratory Amendment Act of 2023

Background

The Department of Forensic Science’s (DFS) Public Health Laboratory Division (PHL) tests samples in a wide variety of materials for toxins, infectious organisms, and other threats to public health. The PHL tests for bacterial and viral infections, heavy metals, toxic or volatile materials, and other hazards to public health and safety. The PHL provides clinical diagnostic testing, disease surveillance, emergency response support, applied research, laboratory training, and other essential services.

The subtitle transfers all of the authority, responsibilities, duties, assets, and functions of the PHL to the Department of Health (DC Health). The subtitle makes several conforming amendments to the D.C. Code to facilitate this transfer.

Financial Plan Impact

The fiscal year 2024 budget transfers \$4.69 million and 31 full time equivalent positions from DFS to DC Health.

Subtitle (V)(B) – Medicaid Hospital Provider Reimbursement Act of 2023

Background

The Centers for Medicare and Medicaid Services (CMS) permits states to direct specific payments made by managed care organizations (MCOs) to health care providers under certain circumstances.⁴⁴

The subtitle requires the Department of Health Care Finance (DHCF) to submit by September 30, 2023, an MCO directed payment proposal to CMS that sets minimum and maximum reimbursements for hospital inpatient and outpatient services. Specifically, the bill requires DHCF to set minimum hospital inpatient and outpatient reimbursement at 100 percent of the fee-for-services reimbursement rate⁴⁵ and set a maximum inpatient and outpatient hospital reimbursement rate at 110 percent of the fee-for-service rate. The fiscal year 2024 Medicaid MCO capitation rates must be funded by DHCF at a level that accounts for the these directed payments. Hospitals operated by the federal government, specialty hospitals,⁴⁶ and any hospitals that serve economically underserved areas⁴⁷ are exempt from the MCO hospital reimbursement rate minimum and maximums.

By December 31, 2023, and by December 31 of each year thereafter, DHCF must publish, on its website, a report on District all-payer hospital costs.

Financial Plan Impact

The subtitle results in local Medicaid savings of \$11.3 million and federal Medicaid savings of \$26.4 million in fiscal year 2024.

⁴⁴ 42 C.F.R. § 438.

⁴⁵ In accordance with the Medicaid Hospital Inpatient Rate Supplement Act of 2017, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.13 et seq.).

⁴⁶ Including hospitals that are reimbursed under a specialty hospital reimbursement methodology under the Medicaid State Plan.

⁴⁷ As defined in the State Plan or as defined by the Department in the hospital’s managed care directed payment proposal.

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Subtitle (V)(C) – Child Wealth Building Amendment Act of 2023

Background

The Child Wealth Building Act of 2021⁴⁸ (and the subsequent Child Wealth Building Amendment Act of 2022 and inclusion of funding in the Fiscal Year 2022 Local Budget Act of 2021) established a Child Trust Fund, a District-funded omnibus account for children born in the District who are covered by Medicaid. The Act provided for an initial contribution for all eligible children in their birth year and additional annual deposits for each year that the child lives in the District and meets eligibility requirements until the age of 18.

The subtitle amends the Act to insert a subject-to-appropriations clause.

Financial Plan Impact

The subtitle eliminates the Act’s required deposits to the Child Trust Fund, saving \$8.815 million in fiscal year 2024 and \$54.283 million over the fiscal year 2024 to fiscal year 2027 period. The Child Trust Fund will maintain its year-end fiscal year 2022 fund balance and additional appropriations from the fiscal year 2023 budget.

Subtitle (V) (C) Child Wealth Building Act Amendment Act of 2023					
\$ (thousands)					
	FY 2024	FY 2025	FY 2026	FY 2027	Total
Savings from making the Act subject to appropriations	\$8,815	\$12,130	\$15,195	\$18,142	\$54,283

⁴⁸ D.C. Law 24-53; D.C. Official Code § 4-681.01 *et seq.*

TITLE VI – OPERATIONS AND INFRASTRUCTURE

Subtitle (VI)(A) – Alcoholic Beverage and Cannabis Board Member Compensation

Background

The Alcoholic Beverage and Cannabis Board⁴⁹ (the “Board”) controls and regulates the sale and distribution of alcoholic beverages and medical cannabis in the District through its oversight of the Alcoholic Beverage and Cannabis Administration. The Board meets weekly to adjudicate, administer and enforce all relevant alcohol and cannabis law, including ensuring the public’s health, safety and welfare. The Board reviews and approves all applications for new alcohol and medical cannabis licenses, issues policies, and refers violations of the law for investigation and prosecution.

Currently the Board consists of five members⁵⁰ plus a Chairperson. Board members are provided compensation at the rate of \$50 per hour spent in the performance of their duties, up to a maximum of \$18,000 per year. The subtitle would add a weekly stipend payment of \$250 for Board members and \$350 for the Chairperson, to the existing hourly rate.

Financial Plan Impact

The budget and financial plan includes funding for ABRA to pay the weekly stipend payments, for a total of \$83,200 per year and \$332,000 over 2024-2027.

Subtitle (VI)(B) – DC Water Facility Work Fund Amendment Act of 2023

Background

The District Department of Transportation (DDOT) performs roadway construction projects throughout the District. There are occasions where DC Water has facilities within the scope of the DDOT project and DDOT may enter into an agreement with DC Water to perform work on those facilities on behalf of DC Water during the course of the DDOT project. DC Water reimburses DDOT for any work DDOT does on its facilities.

The subtitle establishes the DC Water Facility Work Fund (Fund) as a special purpose revenue fund managed by DDOT. DDOT will deposit any revenue received from DC Water to perform work on DC Water facilities as part of a DDOT construction project pursuant to a Memorandum of Agreement between the two agencies.

Financial Plan Impact

DC Water reimbursements of DDOT work have ranged in recent years from tens of thousands of dollars to millions of dollars. The work and related costs depend on which projects DDOT has planned, if there are DC Water facilities within the scope of the project, and if DC Water agrees to have DDOT perform work on those facilities. The Fund’s establishment will allow DDOT to reach agreements prior to performing work and to access the necessary funding during the project. In the past, DDOT has spent funds out of the local Highway Trust Fund. The subtitle’s structure will allow DDOT to preserve Highway Trust Fund resources for other projects. The fiscal year 2024 through

⁴⁹ The Medical Cannabis Amendment Act of 2022 (Act A24-0798, 70 DCR 1582) changed the title of the Board from the Alcoholic Beverage Control Board to the Alcoholic Beverage and Cannabis Board, and the name of the agency from the Alcoholic Beverage Regulation Administration to the Alcoholic Beverage and Cannabis Administration.

⁵⁰ By statute, the Board is permitted to have seven members.

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

fiscal year 2027 budget does not include any resources for the Fund. The Fund will receive resources when DDOT and DC Water enter into agreements and the Mayor will need to request budget authority to expend resources from the Fund at that time.

Subtitle (VI)(C) – CRIAC Assistance Fund Amendment Act of 2023

Background

In fiscal year 2020, the District established the Clean Rivers Impervious Area Charge (CRIAC) Assistance Fund (Fund)⁵¹ to support two financial assistance programs for residents and non-profit organizations related to the impervious area charges⁵² on their DC Water bills. The Department of Energy and Environment (DOEE) manages the Fund and transfers resources to DC Water to support the bill payments. In 2022, Council authorized⁵³ DOEE and DC Water to use Fund resources to assist DC Water customers more generally with their DC Water bills if they meet certain income requirements and have past due amounts that put them at risk of discontinued service.

The subtitle makes the Fund lapsing so that any unused appropriations revert to the unrestricted fund balance of the District’s General Fund. Currently, any unused funds remain in the Fund for use in subsequent years.

Financial Plan Impact

The fiscal year 2024 budget includes approximately \$1.4 million to support the CRIAC financial assistance programs and related staff. The Fund also has about \$1.4 million balance from prior fiscal years that DOEE is currently spending on the recently authorized emergency general financial assistance program. DOEE plans to expend the entirety of these funds by the end of fiscal year 2024, and the fiscal year 2024 through fiscal year 2027 budget and financial plan do not include any lapsing funds from the Fund.

Subtitle (VI)(D) – Motor Vehicle Registration Fee Abatement for Certain Disability Tags Amendment Act of 2023

Background

In fiscal year 2023 the Department of Motor Vehicles (DMV) increased vehicle registration fees so that heavier vehicles would pay higher registration fees.⁵⁴ The registration fee for Class II⁵⁵ vehicles increased from \$115 to \$175 and the fee for Class III⁵⁶ vehicles increased from \$155 to \$250.

The subtitle establishes a new Class VI vehicle class that includes any vehicle 3,500 pounds or greater that has a disability accommodation and reduces the registration fee to \$72.

⁵¹ Clean Rivers Impervious Area Charge Assistance Fund Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-16; D.C. Official Code § 8-151.13a).

⁵² Stormwater Permit Compliance Amendment Act of 2000, effective June 13, 2001 (D.C. Law 13-311; D.C. Official Code § 34-2202.16).

⁵³ CRIAC Assistance Temporary Amendment Act of 2022, effective February 23, 2023 (D.C. Law 23-16; 69 DCR 15129).

⁵⁴ Motor Vehicle Registration Fee Amendment Act of 2023, effective September 21, 2022 (D.C. Law 24-167; D.C. Official Code § 50-1501.03(b)).

⁵⁵ Class II vehicles weigh between 3,500 pounds and 4,499 pounds.

⁵⁶ Class III vehicles weigh 5,000 pounds or more.

The Honorable Phil Mendelson

Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Financial Plan Impact

DMV has registered approximately 1,100 vehicles that weigh 3,500 pounds or greater and have been issued a disability special license tag. Beginning October 1, 2023, these vehicles will be eligible for the \$72 registration fee. DMV requires \$50,000 to update its system to include the new Class VI vehicle. The change will also reduce Local Fund revenue from registration fees by \$205,000 annually. These costs are included in the fiscal year 2024 through fiscal year 2027 budget and financial plan.

Subtitle (VI)(E) – Pandemic Impacts on Building Energy Performance Investments Amendment Act of 2023

Background

The District recently delayed⁵⁷ several deadlines for buildings in the District to come into compliance with the District’s Building Energy Performance Standards (BEPS). The BEPS Program requires buildings 50,000 square feet or larger,⁵⁸ 25,000 square feet or larger, and 10,000 square feet or larger to come into compliance with BEPS by January 1, 2021, January 1, 2027, and January 1, 2033, respectively. DOEE must also publish building types and the required energy performance standards for those building types by January 1, 2024 and every six years thereafter.

The subtitle delays these deadlines to January 1, 2024, January 1, 2030, and January 1, 2036 for each of the building sizes. The subtitle also delays DOEE’s start date for publishing building types and related standards to January 1, 2024.

Financial Plan Impact

The subtitle delays the deadlines by which buildings must meet BEPS and by which DOEE must establish standards. There are no costs in the fiscal year 2024 through fiscal year 2027 budget and financial plan associated with these delays.

Subtitle (VI)(F) – Parking Benefit Equivalent Amendment Act of 2023

Background

The District requires covered employers that provide their employees a parking benefit⁵⁹ to also provide those employees with a clean-air transportation fringe benefit, pay a clean-air compliance fee, or implement a transportation demand management plan. Covered employers must report to the Mayor every two years starting on October 1, 2020 the number of employees offered and utilizing parking benefits and clean-air transportation fringe benefits. The Mayor is required to aggregate this data and report it to the Council every two years beginning on October 1, 2022.⁶⁰

The subtitle imposes a start date for employers to offer alternatives to parking benefits or comply with one of the other options of January 1, 2026. The subtitle also delays the employer and Mayoral reporting deadlines to October 1, 2026 and October 1, 2027, respectively.

⁵⁷ Climate Commitment Amendment Act of 2022, effective September 21, 2022 (D.C. Law 24-176; D.C. Official Code § 8-1772.21).

⁵⁸ Including District-owned buildings with at least 10,000 square feet of gross floor area.

⁵⁹ A parking benefit is the provision of parking at no or reduced costs.

⁶⁰ Transportation Benefits Equity Amendment Act of 2020, effective June 24, 2020 (D.C. Law 23-113; D.C. Official Code § 32-152.01).

The Honorable Phil Mendelson

Fiscal Impact Statement for the "Fiscal Year 2024 Budget Support Act of 2023," Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Financial Plan Impact

The subtitle delays the deadlines by which covered employers need to offer parking benefit alternatives or meet other compliance options. There are no costs in the fiscal year 2024 through fiscal year 2027 budget and financial plan associated with these delays.

TITLE VII – FINANCE AND REVENUE

Subtitle (VII)(A) – Pooled and Master Capital Project Reallocations Act of 2023

Background

Master capital projects allow agency directors to request the Office of Budget and Planning re-allocate funds from different sub-projects within the master capital project, or between the master project and a sub-project, provided each project is owned and implemented by the same agency. The subtitle authorizes the Mayor to request the reallocation of funding from a master capital project, pooled capital project, or sub-project, to a new or existing project number, provided the scope of the new or existing capital project is consistent with the scope of the master project. Requests for reallocations from a pooled project may be made by an implementing agency, without approval of the owner agency.

Financial Plan Impact

The subtitle changes the process for reallocation of certain types of capital funding, provided it is used for the originally appropriated purpose. This does not have an impact on the overall budget and financial plan.

Subtitle (VII)(B) – Use of Excess Ballpark Fund Revenue Amendment Act of 2023

Background

The Ballpark Revenue Fund (“Ballpark Fund”) collects dedicated revenue including utility gross receipts taxes, the Ballpark Fee, and sales taxes from sales of tickets, concessions, and merchandise at the stadium. The subtitle provides that the first \$20 million of any revenue collected in the Ballpark Fund that bond financing documents do not require to be used to pay debt service may be transferred to the District’s General Fund in each of fiscal years 2023 through 2027.

Financial Plan Impact

The Ballpark Fund is projected to receive excess revenue each year, beyond required debt service. \$20 million of the excess revenue during each of fiscal years 2023 – 2027 are used to balance the proposed budget and financial plan, for a total of \$100 million over the financial plan. The balance of the projected excess revenue will be used to defease bonds, and the bonds are expected to be fully repaid during fiscal year 2027.

Subtitle (VII)(C) – Dedicated Revenue Adjustments Amendment Act of 2023

Background

The subtitle modifies several allocations of Local Funds, Dedicated Taxes and Special Purpose Revenue. First, the subtitle eliminates dedications of revenue from sports gaming (gross receipts tax and lottery-operated net revenue) to three funds: one for the Department of Behavioral Health’s Gambling Addiction Research and Treatment fund; one for the Neighborhood Safety and Engagement Fund, and one for the Early Childhood Development Fund. Second, the subtitle repeals a dedication of certain excess amounts of automated traffic enforcement (ATE) revenue to the Vision Zero Enhancement Omnibus Amendment Act. Third, the subtitle repeals a dedication of deed transfer and recordation revenue to the West End Fire Station and Library Maintenance Fund (“West End Fund”). Fourth, the subtitle limits growth in dedicated revenue to the Housing Production Trust Fund to 2% annually, beginning in fiscal year 2024. Fifth, the subtitle limits growth in dedicated taxes from parking sales or services to the Washington Metropolitan Area Transit Authority (WMATA)

operations subsidy to 2% annually. Sixth, the subtitle limits growth of dedicated sales tax revenue for the Commission on Arts and Humanities to 2% annually. Finally, the subtitle reduces required deposits of Local Funds to the Early Childhood Educator Pay Equity Fund.⁶¹

Financial Plan Impact

The subtitle reduces required local fund deposits for the Early Childhood Educator Pay Equity Fund by \$4.375 million in fiscal year 2024 and each year thereafter, for a total savings of \$17.5 million over the four-year financial plan.

The subtitle also increases local fund revenue and decreases dedicated revenue by repealing dedications of sports gaming revenue, ATE revenue and revenue dedicated to the West End Fund. Finally, the subtitle increases local fund revenue by limiting growth in dedicated revenue to WMATA operations, the Arts and Humanities Fund, and the Housing Production Trust Fund. In total, the subtitle adds to Local Fund revenue \$7 million in fiscal year 2023, \$13.9 million in fiscal year 2024 and \$77.4 million from fiscal year 2023 through fiscal year 2027.

Subtitle (VII)(C), Dedicated Revenue Adjustments Amendment Act						
Local Funds Revenue Increase; also Dedicated Revenue Decrease						
\$ in 000s						
	FY 2023	FY 2024	FY 2025	FY2026	FY 2027	Total
Repeals of Sports Gaming Dedications	\$0	\$6,855	\$6,929	\$7,053	\$7,143	\$27,980
Repeal of ATE dedication to Vision Zero	\$7,022	\$4,906	\$2,833	\$801	\$0	\$15,563
Repeal of West End Fund dedications	\$0	\$574	\$582	\$591	\$600	\$2,347
Limit dedicated revenue growth to HPTF	\$0	\$0	\$1,477	\$5,280	\$9,063	\$15,820
Limit growth in parking tax dedications to WMATA operations	\$0	\$1,429	\$2,200	\$3,009	\$3,069	\$9,707
Limit growth in sales tax dedications to Arts and Humanities	\$0	\$181	\$928	\$1,943	\$2,926	\$5,979
TOTAL	\$7,022	\$13,945	\$14,949	\$18,676	\$22,801	\$77,394

Subtitle (VII)(D) – Fiscal Stabilization Reserve Amendment Act of 2023

Background

The subtitle authorizes the Mayor to use the Fiscal Stabilization Reserve Account⁶² to fund any locally appropriated expenditures in Fiscal Year 2023. Currently, the account is required to hold 2.34 percent of the District’s General Fund operating expenses each year and can be used for: funding local expenditures during a lapse in appropriations, funding the appropriations advance to District of Columbia Public Schools and District of Columbia Charter Schools, for covering cash flow needs, and for purposes permitted for use in the Contingency Reserve Fund.⁶³

⁶¹ D.C. Official Code § 1-325.431(b)

⁶² D.C. Official Code § 47-392.02(j-1).

⁶³ D.C. Official Code § 1-204.50a(b)(4).

Financial Plan Impact

The proposed financial plan uses \$215,412,900 in General Fund balance to support fiscal year 2023 spending. The subtitle authorizes the use of this fund balance in fiscal year 2023 that would otherwise be considered part of the Fiscal Stabilization Reserve Account. Under current law⁶⁴, any undesignated year-end fund balance that is included in the annual comprehensive financial report for fiscal year 2023 will be first used to fund the Fiscal Stabilization Reserve Account (or 50% of undesignated fund balance, if the Cash Flow Reserve Account is not fully-funded at that time).

Subtitle (VII)(E) – Designated Fund Transfer Act of 2023

Background

The subtitle authorizes the District to use fund balance available in special purpose, dedicated tax, and segregated local funds as a source of funding for the proposed fiscal year 2024 through fiscal year 2026 budget and financial plan. The affected funds and transfer amounts are listed in the chart below:

FUND NAME	Amount (\$)
Employees’ Compensation Fund ⁶⁵	\$3,586,302
Fair Elections Fund ⁶⁶	\$1,054,052
SNAP Reinvestment Fund ⁶⁷	\$850,936
Student Enrollment Fund	\$112,512
Special Education Enhancement Fund ⁶⁸	\$3,291,246
Community Schools Fund ⁶⁹	\$872,867
School Safety and Positive Climate Fund ⁷⁰	\$602,606
Clean Rivers Impervious Area Charge Assistance Fund ⁷¹	\$1,417,016
Early Childhood Educator Pay Equity Fund ⁷²	\$5,396,000
Public-Private Partnership Administration Fund ⁷³	\$8,735
Eastern Market Enterprise Fund ⁷⁴	\$168,795
Recorder of Deeds Surcharge ⁷⁵	\$1,278,435
Historic Landmark - District Protection Fund ⁷⁶	\$41,851
Arts and Humanities Enterprise Fund ⁷⁷	\$755,656
Litigation Support Fund ⁷⁸	\$3,054,000
Revenue Generating Activities ⁷⁹	\$433,410

⁶⁴ D.C. Official Code § 47-392.02(j-3).

⁶⁵ D.C. Official Code § 1-623.42.

⁶⁶ D.C. Official Code § 1-1163.32i.

⁶⁷ D.C. Official Code § 1-325.421.

⁶⁸ D.C. Official Code § 38-2613

⁶⁹ D.C. Official Code § 38-754.04.

⁷⁰ D.C. Official Code § 38-236.07.

⁷¹ D.C. Official Code § 8-151.13a.

⁷² D.C. Official Code § 1-325.431.

⁷³ D.C. Official Code § 2-272.04.

⁷⁴ D.C. Official Code § 37-103.

⁷⁵ D.C. Official Code § 42-1214.

⁷⁶ D.C. Official Code § 6-1110.01.

⁷⁷ D.C. Official Code § 39-205.01.

⁷⁸ D.C. Official Code § 1-301.86b.

⁷⁹ D.C. Official Code § 39-112.

The Honorable Phil Mendelson
 Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office
 of Revenue Analysis, March 22, 2023

Library Collections Account - Online Book Sales ⁸⁰	\$30,447
Copies and Printing ⁸¹	\$2,945
DC Jobs Trust Fund ⁸²	\$365,815
Apprenticeship Fees	\$243,469
Wage Theft Prevention Fund ⁸³	\$65,766
OCTFME Special Purpose Revenue Fund ⁸⁴	\$24,950
Rental Unit Fee Fund ⁸⁵	\$11,701
Basic Business License Fund ⁸⁶	\$3,083,619
Real Estate Guarantee and Education Fund ⁸⁷	\$766,140
Corporate Recordation Fund ⁸⁸	\$647,789
Real Estate Appraisal Fee ⁸⁹	\$59,321
OPLA - Special Account ⁹⁰	\$1,491
Green Building Fund ⁹¹	\$79,801
DHCD Unified Fund ⁹²	\$70,390
Industrial Revenue Bond Program Fund ⁹³	\$554,001
AWC and NCRC Development (Economic Development Special Account) ⁹⁴	\$2,061,753
Streetscape Loan Relief Fund ⁹⁵	\$5,094
Small Business Capital Access Fund ⁹⁶	\$320
FEMS Reform Fund ⁹⁷	\$8,963,038
Automated External Defibrillator Regulatory Fee Fund ⁹⁸	\$5,044
Corrections Trustee Reimbursement ⁹⁹	\$3,907,406
Correction Reimbursement - Juveniles ¹⁰⁰	\$20
Medical Examiner Pathology and Toxicology	\$322,033
DHHS Afterschool Program - Copayment ¹⁰¹	\$164,074
Student Residency Verification Fund ¹⁰²	\$368,456

⁸⁰ D.C. Official Code § 39-114.

⁸¹ D.C. Official Code § 39-105.

⁸² D.C. Official Code § 2-219.04c.

⁸³ D.C. Official Code § 32-1307.01.

⁸⁴ D.C. Official Code § 34-1252.02.

⁸⁵ D.C. Official Code § 42-3504.02.

⁸⁶ D.C. Official Code § 47-2851.13.

⁸⁷ D.C. Official Code § 42-1706.

⁸⁸ D.C. Official Code § 29-102.13.

⁸⁹ D.C. Official Code § 47-2853.154.

⁹⁰ D.C. Official Code § 47.2853.11.

⁹¹ D.C. Official Code § 6-1451.07.

⁹² D.C. Official Code § 42-2857.01.

⁹³ D.C. Official Code § 47-131.

⁹⁴ D.C. Official Code § 2-1225.21.

⁹⁵ D.C. Official Code § 1-325.191.

⁹⁶ D.C. Official Code § 2-218.75.

⁹⁷ D.C. Official Code § 5-416.

⁹⁸ D.C. Official Code § 7-2371.04.

⁹⁹ D.C. Official Code § 1-325.21.

¹⁰⁰ D.C. Official Code § 1-325.21.

¹⁰¹ D.C. Official Code § 4-405.

¹⁰² D.C. Official Code § 38-312.02.

The Honorable Phil Mendelson
 Fiscal Impact Statement for the “Fiscal Year 2024 Budget Support Act of 2023,” Draft bill as provided to Office
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Child Development Facilities Fund ¹⁰³	\$221,709
State Athletic Acts Program and Office Fund ¹⁰⁴	\$110,840
Enterprise Fund Account ¹⁰⁵	\$1,103,210
Board of Medicine ¹⁰⁶	\$4,702,061
Opioid Abatement Fund ¹⁰⁷	\$2,082,410
Pharmacy Protection ¹⁰⁸	\$1,597,891
SHPDA Fees ¹⁰⁹	\$1,220,612
SHPDA Admission Fee ¹¹⁰	\$82,961
DOH - Regulatory Enforcement Fund	\$20,170
ICF/MR Fees and Fines ¹¹¹	\$18,205
Non-Lapsing Spay and Neutering Fund ¹¹²	\$696
Individual Insurance Market Affordability and Stability Fund ¹¹³	\$2,979,384
Medicaid Recovery Audit Contractor ¹¹⁴	\$1,401
SSI Payback ¹¹⁵	\$389,552
Tree Fund ¹¹⁶	\$2,006,598
Vision Zero Pedestrian and Bicycle Safety ¹¹⁷	\$1,468,853
DDOT Enterprise Fund – Non-Tax Revenues ¹¹⁸	\$738,532
DC Circulator Bus System - NPS Mall Route ¹¹⁹	\$651,776
DC Circulator Bus System ¹²⁰	\$609,979
Parking Meter WMATA ¹²¹	\$3,331,803
Sustainable Energy Trust Fund ¹²²	\$3,000,000
Pesticide Registration Fund ¹²³	\$394,654
Underground Storage Tank Regulation Fund ¹²⁴	\$199,436
Lead Poisoning Prevention Fund ¹²⁵	\$135,000
Storm Water Fees ¹²⁶	\$54,935
Storm Water In Lieu Fee ¹²⁷	\$45,418

¹⁰³ D.C. Official Code § 7-2036.01.

¹⁰⁴ D.C. Official Code § 38-2671 through § 38-2674.

¹⁰⁵ D.C. Official Code § 10-303.

¹⁰⁶ D.C. Official Code § 3-1205.05 and 7-731.

¹⁰⁷ D.C. Official Code § 1-325.441.

¹⁰⁸ D.C. Official Code § 7-733.02.

¹⁰⁹ D.C. Official Code § 44-420.

¹¹⁰ D.C. Official Code § 44-420.01.

¹¹¹ D.C. Official Code § 47-1271.

¹¹² D.C. Official Code § 8-1810.01.

¹¹³ D.C. Official Code § 47-5107.

¹¹⁴ D.C. Official Code § United States Code, Title 42, Section 1396a.

¹¹⁵ D.C. Official Code § 4-204.07.

¹¹⁶ D.C. Official Code § 8-651.07.

¹¹⁷ D.C. Official Code § 50-921.20.

¹¹⁸ D.C. Official Code § 50-921.13.

¹¹⁹ D.C. Official Code § 50-921.32.

¹²⁰ D.C. Official Code § 50-921.33.

¹²¹ D.C. Official Code § 50-2603.

¹²² D.C. Official Code § 8-1774.10.

¹²³ D.C. Official Code § 8-438.01.

¹²⁴ D.C. Official Code § 8-113.05a

¹²⁵ D.C. Official Code § 8-231.09a.

¹²⁶ D.C. Official Code § 7-731.

¹²⁷ D.C. Official Code § 8-103.09b.

The Honorable Phil Mendelson

Fiscal Impact Statement for the "Fiscal Year 2024 Budget Support Act of 2023," Draft bill as provided to Office of Revenue Analysis, March 22, 2023

Benchmarking Enforcement Fund ¹²⁸	\$23,627
Soil Erosion/Sediment Control ¹²⁹	\$12,674
Solid Waste Disposal Fee Fund	\$4,352,582
Super Can Program ¹³⁰	\$21,746
Solid Waste Diversion Fund ¹³¹	\$20,082
Motor Vehicle Inspection Station ¹³²	\$196,545
ABC - Import and Class License Fees ¹³³	\$524,029
Subrogation Fund ¹³⁴	\$444,387
Captive Insurance Fund ¹³⁵	\$248,048
Agreements with Independent Agencies	\$44,208
Foreclosure Mediation Fund ¹³⁶	\$3,700
HMO Assessment ¹³⁷	\$2,662
Public Vehicles for Hire Consumer Service Fund ¹³⁸	\$137,037
Prepaid Wireless 911 Charges ¹³⁹	\$600,275
911 and 311 Assessments ¹⁴⁰	\$41,016
Office of Veterans Affairs Fund ¹⁴¹	\$15,000
West End Library / Firehouse Maintenance Fund ¹⁴²	\$2,129,112
St Elizabeths East Campus Redevelopment ¹⁴³	\$444,165
Healthy Schools Fund ¹⁴⁴	\$181,021
Gambling Addiction Treatment & Research ¹⁴⁵	\$600,000
WMATA Operating ¹⁴⁶	\$739,138
Alcoholic Beverage Regulation Administration ¹⁴⁷	\$366,728
Ballpark Fund ¹⁴⁸	\$24,834,000

Financial Plan Impact

The subtitle provides approximately \$107.8 million to balance the proposed fiscal year 2024 through fiscal year 2027 budget and financial plan.

¹²⁸ D.C. Official Code § 6-1451.07a.

¹²⁹ D.C. Official Code § 8-103.09c.

¹³⁰ D.C. Official Code § 8-701.

¹³¹ D.C. Official Code § 8-1031.12.

¹³² D.C. Official Code § 50-1101.

¹³³ D.C. Official Code § 25-210.

¹³⁴ D.C. Official Code § 1-325.391.

¹³⁵ D.C. Official Code § 1-307.91.

¹³⁶ D.C. Official Code § 42-815.03.

¹³⁷ D.C. Official Code § 7-771.05a.

¹³⁸ D.C. Official Code § 50-301.20.

¹³⁹ D.C. Official Code § 34-1802.

¹⁴⁰ D.C. Official Code § 34-1803.

¹⁴¹ D.C. Official Code § 49-1001 - § 49-1006.

¹⁴² D.C. Official Code § 1-325.181.

¹⁴³ D.C. Official Code § 1-325.361.

¹⁴⁴ D.C. Official Code § 38-821.02.

¹⁴⁵ D.C. Official Code § 36-621.15.

¹⁴⁶ D.C. Official Code § 1-325.401.

¹⁴⁷ D.C. Official Code § 34-1803.

¹⁴⁸ D.C. Official Code § 10-1601.02.

Subtitle (VII)(F) – Subject to Appropriations Repeals

Background

The subtitle authorizes expenditures for laws, and portions of laws (see table below) which were passed subject to appropriations. The costs for the Second Chance Amendment Act have been included in the proposed financial plan, and the applicable section of the Public Restroom Facilities Installation and Promotion Act of 2018 does not have a cost.

Financial Plan Impact

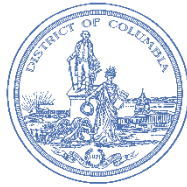
The costs that have been funded in the budget and financial plan are listed below for each law or act that will become effective under the subtitle:

Subtitle (VII)(F), Subject to Appropriations Repeals					
Fiscal Year 2024 – Fiscal Year 2027					
(\$ in thousands)					
Act Name	FY 2024	FY 2025	FY 2026	FY 2027	Total
Second Chance Amendment Act of 2022 ¹⁴⁹	\$0	\$300	\$3,311	\$3,259	\$6,870
Public Restroom Facilities Installation and Promotion Act of 2018 ^{150,151} (partial repeal)	\$0	\$0	\$0	\$0	\$0

¹⁴⁹ Effective April 11, 2019 (D.C. Law 22-287; 66 DCR 1650).

¹⁵⁰ Effective April 11, 2019 (D.C. Law 22-280; D.C. Official Code § 10-1052 et seq.).

¹⁵¹ Establishing the Public Restroom Working Group does not have a cost. Section 3(d)–(g) remain subject to appropriations.



MURIEL BOWSER
MAYOR

April 28, 2023

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

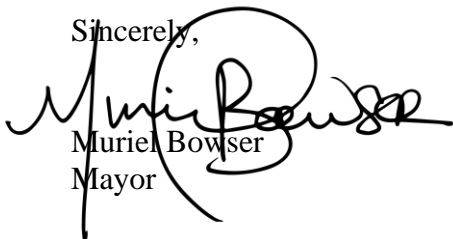
Dear Chairman Mendelson:

Enclosed for the Council's consideration are corrections and amendments to the proposed Fiscal Year 2023 Supplemental Budget, Fiscal Year 2024 Budget and Financial Plan, and FY 2024 Budget Support Act, which I submitted to the Council on March 22, 2023.

The requested changes correct inadvertent errors made in the final drafting of the budget and address funding needs that have come to light since the budget was submitted. Addressing these needs now provides an opportunity to ensure the affected agency programs and services can begin without interruption upon the start of the new fiscal year. If not corrected by the Council through this process, agencies will need to work to address these funding needs during budget execution, which could impact the delivery of these and other programs or services.

My administration is available to answer any questions you or any other member of the Council has about the requested changes.

Sincerely,



Muriel Bowser
Mayor

Mayor's FY 2024 Budget Errata Requests – April 28, 2023

. . .

Committee of the Whole

1. Office of the State Superintendent of Education

(a) Increase \$114,000 in FY 2024 Local funds (non-lapsing 1140) for nonpersonal services in the K-12 Systems and Support program (E600) to support grants provided with the Community Schools Fund.

The above funding increase is needed to correct a submission error. This increase is part of a budget-neutral shift of funding from FY 2024 Local funds (non-lapsing 1120) in the Business Operations program (E300) (see item (b) below) to FY 2024 Local funds (non-lapsing 1140) in the K-12 Systems and Support program (E600).

(b) Reduce \$114,000 in FY 2024 Local funds (non-lapsing 1120) for nonpersonal services in the Business Operations program (E300).

The above funding reduction is needed to correct a submission error. This reduction supports a budget-neutral shift of funding from FY 2024 Local funds (non-lapsing 1120) in the Business Operations program (E300) to Local funds (non-lapsing 1140) in the K-12 Systems and Support program (E600) (see item (a) above).

(c) Increase \$4,375,348 in FY 2024 Local funds for nonpersonal services in the Early Learning program (E800).

The above funding increase is needed due to a drafting error and restores an unintended reduction in Local funds for the Early Learning program. The above increase supports a budget-neutral shift of funding from Local non-lapsing funds to Local funds in the Early Learning program (E800) (see items (d) and (e) below).

(d) Reduce \$994,588 in FY 2024 Local funds (non-lapsing 1125) for nonpersonal services in the Early Learning program (E800).

The above funding reduction is needed due to a drafting error that errantly increased the budget of non-lapsing fund 1125. This reduction supports a budget-neutral shift of funding from Local non-lapsing funds to Local funds in the Early Learning program (E800) (see item (c) above and item (e) below).

(e) Reduce \$3,380,760 in FY 2024 Local funds (non-lapsing 1126) for nonpersonal services in the Early Learning program (E800).

The above funding reduction is needed due to a drafting error that errantly increased the budget of non-lapsing fund 1126. This reduction supports a budget-neutral shift of funding from Local non-lapsing funds to Local funds in the Early Learning Program (E800) (see items (c) and (d) above).

2. Deputy Mayor for Education

(a) Increase \$200,000 in one-time FY 2023 Local funds for nonpersonal services in the Department of Education program (2000) to support Out of School Time Grants.

The above funding increase is needed due to a drafting error.

(b) Reduce \$200,000 in one-time FY 2023 ARPA Local Revenue Replacement funds (1135) for nonpersonal services in the Department of Education program (2000) to account for projected underspending in the Master Facilities Planning project. Funding was shifted to FY 2024 in the Mayor’s proposed budget to better align with the anticipated timeline for completion of the project.

The above funding decrease is needed due to a drafting error. Although the FY 2023 Supplemental Budget narrative showed this reduction being made to DME’s budget, the reduction was not actually made in the proposed budget itself.

3. District of Columbia Public Charter Schools

(a) Increase \$20,059 in FY 2024 Local funds for nonpersonal services to support Uniform Per Student Funding Formula (UPSFF) payments for the at-risk concentration funds for three public charter schools.

The above funding increase is needed because the enrollment counts for these at-risk students were inadvertently excluded due to a drafting error. The mark-up from the Committee of the Whole largely addresses this funding need, but the amount above is still needed to meet the full need.

4. Department of Buildings

(a) Increase \$1,200,000 in the FY 2023 capital allotment balance for the IT Systems Modernization – DOB capital project (ISM23). Funding will be shifted from the IT Systems Modernization – DLCP capital project (ISM07) in the Department of Licensing and Consumer Protection.

The above increase is needed to correctly realign funding previously allotted to the Department of Consumer and Regulatory Affairs (“DCRA”) to the Department of Licensing and Consumer Protection (“DLCP”) and Department of Buildings (“DOB”). The realigned funding from DCRA was erroneously placed fully in the budget of DLCP, instead of split between the budgets of DLCP and DOB. The shift of funding to the DOB project is needed for DOB to continue moving forward with planned project work.

5. Workforce Investment (UP0)

(a) Shift \$58,573,000 in one-time FY 2024 Local funds to FY 2023 to support pay increases for DC Public Charter School teachers starting at the beginning of School Year 2023-24, which is prior to the start of FY 2024.

The above shift in funding is needed to support the pay increases that were intended to be made as part of the proposed budget.

Committee on Business and Economic Development

1. Deputy Mayor for Planning and Economic Development

(a) Increase \$265,976 in FY 2024 Local funds for personal services to support 1.0 FTE in the Office of Public-Private Partnerships activity (2090) and 1.0 FTE in the Business Development activity (3010).

The above funding and positions were mistakenly reduced in the proposed budget.

(b) Reduce FY 2023 ARPA funding by a total of \$3,000,000 through the following changes:

- (1) Reduce \$750,000 in ARPA State funds (8156/8153) for Reimagine DC;
- (2) Reduce \$500,000 in ARPA Local Revenue Replacement funds (1135) for Food Access Fund;
- (3) Reduce \$250,000 in ARPA Local Revenue Replacement funds (1135) for Small and Medium Business Growth; and
- (4) Reduce \$1,500,000 in ARPA Local Revenue Replacement funds (1135) for the Vitality Fund.

(c) Increase \$1,500,000 in one-time FY 2023 Local funds for the Vitality Fund.

The above funding changes are needed to offset the \$3,000,000 increase in FY 2023 ARPA funds in the Washington Convention and Sports Authority/Events DC to support the Reimagine Tourism Campaign (noted in item 2 below).

(d) Reduce \$ \$11,363,099 in one-time FY 2023 Special Purpose Revenue budget authority for the Office of the Deputy Mayor for Planning and Economic Development for the Economic Development Special Fund (632).

The above funding reduction is needed due to a drafting error.

2. Washington Convention and Sports Authority/Events DC

(a) Increase \$3,000,000 in one-time FY 2023 ARPA Local Revenue Replacement funds (1135) for nonpersonal services.

The above funding increase is needed in order to restore a reduction for the Reimagine Tourism Campaign that was errantly included in the proposed budget.

3. Department of Small and Local Business Development

(a) Increase \$177,231 in FY 2024 Local funds for personal services and restore 1.0 FTE in the Compliance activity (2020) that was reduced in the proposed budget.

The above funding increase is needed due to a drafting error.

(b) Reduce \$70,938 in FY 2024 Local funds for personal services and 1.0 FTE in the Capacity Building activity (4020).

The above funding reduction is needed due to a drafting error.

Committee on Executive Administration and Labor

1. Department of Employment Services

(a) Reduce \$766,000 in FY 2024 Special Purpose Revenue Fund 620 in nonpersonal services to align the budget authority for the Universal Paid Leave Administration Fund with the expenditure limit imposed by subtitle IV.C. of the proposed Fiscal Year 2024 Budget Support Act of 2023.

The above funding reduction reduces the authorized FY 2024 expenditures from the Universal Paid Leave Administration Fund from \$25.05 million to \$24.284 million, to align with the expenditure limit imposed by title IV.C. of the proposed Fiscal Year 2024 Budget Support Act of 2023 on the administration of the Universal Paid Leave Program, including projected expenditures for the Office of Human Rights and the Office of Administrative Hearings.

(b) Increase \$1,200,000 in FY 2023 ARPA Local Revenue Replacement funds (1135) to support the Marion S. Barry Summer Youth Employment Program and workforce development programs.

The above funding partially restores a reduction that was in the proposed FY 2023 Supplemental Budget.

(c) Increase \$4,224,766 in FY 2023 Local funds to support the Marion S. Barry Summer Youth Employment Program and multiple workforce development programs.

The above funding partially restores a reduction in ARPA Local Revenue Replacement funds (1135) that was in the proposed FY 2023 Supplemental Budget.

(d) Increase \$11,767,267 in FY 2023 Local funds to support workforce development programs. The above funding restores a reduction in ARPA State funds (8156) that was in the proposed FY 2023 Supplemental Budget.

2. Workforce Investment Council

(a) Reduce \$1,000,000 in FY 2024 ARPA State funds (8156) to account for projected underspending in the Employer Partnerships project.

The above funding reduction is needed due to a drafting error.

3. Office of the City Administrator

(a) Shift \$296,050 in FY 2024 Local funds within the Office of Budget and Performance Management activity (2007) from nonpersonal services to personal services and add 2.0 FTEs.

The above funding shift and FTE increase is necessary to correctly align funds that were erroneously allocated for non-personal services (for personnel exchange agreements) to personal services (to support FTEs).

Committee on Facilities and Family Services

1. Department of General Services

(a) Reduce \$363,587 in FY 2024 Local funds for personal services and 4.0 FTEs to eliminate the four vacant positions below:

- (1) Grounds Maintenance Worker (Facilities Maintenance Division);
- (2) Asset Specialist (Asset Management Division);
- (3) Utility Management Program Specialist (Construction Services Division); and
- (4) Program Analyst (Energy Management Division).

The above funding reduction is needed due to a drafting error.

Committee on Health

1. Department of Behavioral Health

(a) Reduce \$6,700,000 in one-time FY 2024 Local funds from the Department of Behavioral Health's Local Medicaid match.

This reduction aligns the FY 2024 funding with actual anticipated need as recalculated by the agency after the submission of the proposed budget to the Council.

Committee on Hospital and Health Equity

No requested changes.

Committee on Housing

1. Department of Housing and Community Development

(a) Make the following increases and reductions to Local funds for nonpersonal services funding in the Local Rent Supplement activity (2045) for Project-Based LRSP:

- (1) Reduce FY 2024 by \$8,555,185;
- (2) Increase FY 2025 by \$2,118,436;
- (3) Increase FY 2026 by \$7,756,607; and
- (4) Reduce FY 2027 by \$2,934,648.

The above funding adjustments are needed to align DHCD's Project-Based LRSP budget to actual anticipated needs each year. DHCD's recurring budget includes \$9,655,023 for Project-Based LRSP, but the actual need varies year to year, based on when projects are anticipated to come online. These adjustments align the budget with the projected need, based on current estimates.

2. DC Housing Authority

(a) Reduce \$17,769,484 in FY 2023 DCHA Rehabilitation and Maintenance Fund nonpersonal services funding.

The above funding sweep is needed to remove excess funding in the Rehabilitation and Maintenance fund balance. Pursuant to the FY 2022 Budget Support Act, any unspent tenant-based and project-sponsor based funds shall not be transferred to the Rehabilitation and Maintenance Fund. The inclusion of this money in that Fund was an OCFO clerical error.

In addition, the Mayor's proposed FY 2023 and FY 2024 capital budgets for DCHA will allow for the inspection and repair of all public housing units, both vacant and occupied. The Mayor's proposed FY 2023 and FY 2024 capital funding will allow DCHA to address life/safety and major issues in units, return vacant units to lease status to house more residents, address the recent U.S. Department of Housing and Urban Development (HUD) audit findings and address critical building infrastructure and safety issues.

3. Department of Human Services

(a) Add \$33,479,304 in FY 2023 ARPA Emergency Rental Assistance (8159) budget authority.

The above authority is needed due to a drafting error.

(b) Make the following changes to properly align proposed funding amounts to their intended funding attributes:

- (1) Realign \$13,501,408 in FY 2024 ARPA State funds (8156) to project code D05601 and organization code 2000;
- (2) Realign \$300,000 in FY 2024 Federal Medicaid Payment funds (8250) in the Eligibility Determination Services activity (2040) to project code P440JA;

- (3) Realign \$75,000 in FY 2024 in the Domestic Violence activity (5020) from Federal Grant funds (8200) to ARPA Federal Grants funds (8154); and
- (4) Realign \$100,000 in FY 2024 in the Domestic Violence activity (5020) from Federal Grants funds (8200) to ARPA Federal Grants funds (8154).

The above changes are necessary due to drafting errors.

Committee on the Judiciary and Public Safety

1. Office of the Attorney General for the District of Columbia

- (a) Increase \$1,000,000 in recurring Local Funds starting in FY 2025 for the Office of the Attorney General for the District of Columbia (“OAG”) in personal services.

The above funding increase is necessary to fund recurring costs associated with promotions within OAG.

- (b) Reduce \$1,946,000 in FY 2023 Special Purpose Revenue budget authority from the Litigation Support Fund (616).

The above funding reduction is necessary due to a drafting error.

2. Fire and Emergency Medical Services Department

- (a) Reduce the following FY 2024 Local fund amounts to recognize anticipated savings from delays in hiring newly created positions:

- (1) \$71,843 in the Apparatus (Fleet Management) activity (6100);
- (2) \$51,128 in the Fire Prevention (Deputy Chief FPD) activity (7200); and
- (3) \$60,500 in the Training (Deputy Chief TA) activity (8200).

The above funding decreases are needed due to a drafting error.

3. Office of Victim Services and Justice Grants

- (a) Increase \$9,952,043 in one-time FY 2023 Local Funds to restore reductions that were made to the following ARPA projects:

- (1) \$2,152,083 for Assistance for Returning Citizens (D01316)
- (2) \$2,941,299 for Domestic Violence Housing & Services (A03312)
- (3) \$1,809,175 for Trauma-Informed Mental Health Services (F09316)
- (4) \$1,998,138 for Housing Assistance and Relocation Services (F16312)
- (5) \$1,051,348 for Safe Housing for Victims/Persons at Risk of Gun Violence (F27312)

ARPA funding for the above projects was reduced due to a drafting error.

4. Office of the Deputy Mayor for Public Safety and Justice

(a) Reduce \$174,379 in recurring Local funds starting in FY 2025 for the Concealed Pistol Licensing Review Board and eliminate 1.0 FTE (Attorney Advisor position).

The above funding and FTE decrease is needed due to a drafting error.

5. Department of Forensic Sciences

(a) Reduce \$218,890 in one-time FY 2024 Local funds for the Laboratory Services activity (2020) to realize anticipated savings from delays in hiring newly created positions.

The above funding decrease is needed due to a drafting error.

6. Office of the Chief Medical Examiner

(a) Add \$125,000 in one-time FY 2024 Local funds for nonpersonal services in the Mortuary Services activity (2300) to support an anticipated increased workload at the agency.

The above funding increase is needed due to a drafting error.

(b) Add \$182,842 in FY 2024 Local funds for personal services and restore 1.3 vacant FTEs that were reduced in the proposed budget.

The above funding and FTE increases are needed due to a drafting error.

7. Office of Neighborhood Safety and Engagement

(a) Add \$673,824 in recurring FY 2024 Local funds and 8.0 FTEs to the ONSE Leadership Academy activity (2030) to restore eliminated positions.

The above funding and FTE increase for the ONSE Leadership Academy are needed to correct erroneous reductions from this ONSE budget activity. Eliminating these positions would have the effect of eliminating filled positions operating within the Leadership Academy. Correcting this error will signal the commitment to fully fund the Leadership Academy in FY 2024.

(b) Reduce \$673,824 in recurring FY 2024 Local funds and 8.0 FTEs within the Violence Intervention activity (2040) to eliminate vacant positions.

The above funding reduction will support the restoration of the positions in the ONSE Leadership Academy (see item (a) above).

(c) Reduce \$232,789 in FY 2024 Local funds for nonpersonal services in the Violence Intervention activity (2040).

The above funding decrease supports a separate restoration of 3.0 filled FTE positions that were mistakenly reduced from the ONSE budget out of Local Revenue Replacement (1135) positions and will be corrected through technical corrections. The above funding is needed to address this error.

8. Office of Unified Communications

(a) Increase \$813,066 in one-time FY 2023 Special Purpose Revenue budget authority for the 911 & 311 Assessments (1630) and Prepaid Wireless 911 Charges (1631) funds.

The above funding is needed to restore funds reduced in error from OUC's Special Purpose Revenue funds. Correcting this error will conform to Federal Communications Commission rules governing the use of 911 fees.

9. Judicial Nomination Commission

(a) Increase \$30,000 in recurring FY 2024 Local funds for nonpersonal services.

The above funding increase is needed to fund fixed costs that were not funded through the federal payment for the Judicial Nomination Commission.

Committee on Public Works and Operations

1. Department of Public Works

(a) Increase \$107,828 in FY 2024 Local funds for personal services and 1.0 FTE in the Office of Waste Diversion.

The above funding increase is needed to restore a position that was errantly eliminated in the proposed budget.

(b) Reduce \$104,696 in FY 2024 Local funds for personal services and 1.0 vacant FTE in the Enforcement of Sanitation Regulations activity (6010).

The above funding reduction eliminates a vacant position. The reduction supports the restoration of the filled FTE in the Office of Waste Diversion identified in item (a) above.

2. Office of the Chief Technology Officer

(a) Remove \$250,000 in FY 2024 Local funds for non-personal services in the Development and Operations activity (2010).

The above funding decrease is needed due to a drafting error.

3. Department of Licensing and Consumer Protection

(a) Reduce \$1,200,000 in the FY 2023 capital allotment balance from the IT Systems Modernization – DLCP capital project (ISM07).

The above funding reduction is needed to correctly realign capital funding that was previously budgeted with the Department of Consumer and Regulatory Affairs (“DCRA”) to the

Department of Licensing and Consumer Protection (“DLCP”) and Department of Buildings (“DOB”). The realigned funding from DCRA was erroneously placed fully in the budget of DLCP, instead of split between the budgets of DLCP and DOB. The above funding reduction allows an appropriate allocation of funds to DOB. The shift of funding to the DOB project is needed for the agency to continue moving forward with planned project work.

Committee on Recreation, Libraries, and Youth Affairs

1. District of Columbia Public Library

(a) Shift \$200,000 in FY 2025 capital budget authority from the General Improvements – Libraries project (LB310) to the Parklands Turner Community Campus project (PTL03) to support opening day collections for the new Parklands Turner Library.

This above funding shift is needed due to a drafting error.

Committee on Transportation and the Environment

1. Department of Motor Vehicles

(a) Increase \$1,590,348 in one-time FY 2024 Local funds to support agency fixed costs.

This funding was omitted from the budget due to a drafting error.

(b) Increase \$500,000 in one-time FY 2024 Local funds to support IT costs associated with implementing the Automatic Voter Registration Expansion Act of 2022.

This funding was omitted from the budget due to a drafting error. Including these funds will allow for the repeal of the subject-to-appropriations clause for the Automatic Voter Registration Expansion Act of 2022.

2. District Department of Transportation

(a) Increase \$1,924,943 in Local funds to support the DC Circulator program.

This funding increase is needed due to a drafting error. Without this increase, the DC Circulator program will not be able to operate at the proposed service level in FY 2024.

(b) Increase \$779,008 in FY 2024 Local funds to support the Automated Traffic Enforcement (ATE) program.

The above funding increase was reduced due to a drafting error. The funding is needed to support the complete rollout of ATE cameras included in the approved FY 2023 budget and financial plan.

3. Washington Metropolitan Area Transit Authority

(a) Reduce \$800,000 in Local funds from the Kids Ride Free and Adult Learners Transit Subsidy programs.

This reduction right sizes the budget to reflect usage levels in both programs and will not impact operations. DDOT will continue to administer both programs. The resulting budget will allow for modest growth in participation in FY 2024.

. . .

FY 2024 Budget Support Act

Please refer to **Attachment A** for the requested errata changes to the FY 2024 Budget Support Act.

ATTACHMENT A

FISCAL YEAR 2024 BUDGET SUPPORT ACT ERRATA

Amendment #1

In Title III (Public Safety and Justice), Subtitle G (Rehiring of Crime Scene Technicians), make the following amendments:

- a. Redesignate the existing section 3003 as section 3004.
- b. Add a new section 3003 to read as follows:

Sec. 3003. Section 2 of the Retired Police Officer Redeployment Amendment Act of 1992, effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761(h)(1)), is amended as follows:

(a) A new section (a-2) is added to read as follows:

“(a-2) Except for a disability annuitant, a police officer retired from the Metropolitan Police Department and carrying out a crime scene function as an employee of the Department of Forensic Sciences on September 30, 2023, shall be eligible for rehire at the discretion of the Chief of the Metropolitan Police Department as a civilian member of the Metropolitan Police Department, to carry out a crime scene function, without jeopardy to the retirement benefits of the police officer.”.

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

“(d-2) A retired police officer who is rehired under subsection (a-2) of this section may be rehired in a supervisory or non-supervisory position and shall be paid a salary of no more than the highest grade available for the position assigned.”.

Rationale: This amendment allows crime scene investigators now employed by the Department of Forensic Sciences, who were previously Metropolitan Police Department police officers, to be rehired by the Metropolitan Police Department as crime scene investigators without a reduction to their retirement benefits or salary.

Amendment #2

In Title VII (Finance and Revenue), Subtitle E (Designated Fund Transfers), Section 7042, make the following changes:

- (a) In subsection (a), amend the chart as follows:
 - (1) Strike the following row:

EB0	632	AWC and NCRC Development	\$2,061,753
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		(Economic Development Special Account)	
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and insert the following row in its place:

EB0	632	AWC and NCRC Development (Economic Development Special Account)	\$13,338,082
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(2) Strike the following row:

CBO	616	Litigation Support Fund	\$3,054,000
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and insert the following row in its place:

CBO	616	Litigation Support Fund	\$5,000,000
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(3) Add the following row after the row that includes the fund named “Medicaid

Recovery Audit Contractor”:

HY0	1105	DCHA Rehabilitation and Maintenance Fund	\$17,769,484
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(4) Strike the following rows:

UC0	1631	Prepaid Wireless 911	\$171,775
UC0	1630	911 and 311 Assessments	\$41,016

(5) Add the following rows before the row labeled “Special Purpose Revenue Funds”:

AT0	0100	Fund balance committed to the Housing Production Trust Fund	\$219,782,000
PA0	0100	Fund balance committed to the Pay-As-You-Go Capital Account	\$219,782,000

(b) Add a new subsection (d) to read as follows:

“(d) Notwithstanding any provision of law governing the deposit of funds in the account listed in the following chart, the Chief Financial Officer shall deposit Local funds in Fiscal Year 2023 in the following amount in the following account:

Agency Code	Fund Number	Fund Name	Amount
UC0	1631	Prepaid Wireless 911	\$171,775

”.

Rationale: Part (a) of this amendment adjusts sweep amounts from certain special purpose revenue funds and Local non-lapsing accounts. Part (a)(1) and (2) align sweep amounts with the FY 2024 budget proposal, as amended by the errata. Part (a)(3) corrects an error by the Office of the Chief Financial Officer. Part (a)(4) eliminates sweeps from the District’s 911 funds to avoid a conflict with federal law. Part (a)(5) statutorily implements the sweep of the end-of-year amounts in the unrestricted fund balance of the General Fund at the end of Fiscal Year 2022 (the “end-of-year surplus”) that would otherwise be deposited into the Housing Production Trust Fund and Pay-As-You-Go Capital Account under D.C. Official Code § 47-392.02(j-5). These amounts were included in the proposed FY24 budget and financial plan transmitted by the Mayor to the Council as General Fund resources, and part (a)(5) thereby provides consistency between the amounts included in the proposed budget and financial plan and the statutory provisions related to the use of the end-of-year surplus. Part (b) restores funding to one of the District’s 911 funds, which funding was swept in FY 2022, in order to avoid a conflict with federal law.

Amendment #3

In Title VII (Finance and Revenue), Subtitle F (Subject-to-Appropriation Provisions), amend section 7051 to read as follows:

Sec. 7051. (a) Section 301 of the Second Chance Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-284; 70 DCR 913), is amended to read as follows:

“Sec. 301. Applicability.

“This act shall apply as of January 1, 2026.”

(b) Chapter 8 of Title 16 of the District of Columbia Official Code is amended as follows:

(1) Section 16-802(b) is amended by striking the date “January 1, 2025” and inserting the date “October 1, 2029” in its place.

(2) Section 16-805(c) is amended as follows:

(A) Paragraph (1)(A) is amended striking the date “January 1, 2027” and inserting the date “October 1, 2029” in its place.

(B) Paragraph (2) is amended striking the date “January 1, 2027” and inserting the date “October 1, 2029” in its place.

Rationale: This amendment aligns the timelines for implementing the Second Chance Amendment Act of 2022 with the funding streams included in the Mayor’s FY24 proposed budget and financial plan.

Amendment #4

In Title VII (Finance and Revenue), Subtitle F (Subject-to-Appropriation Provisions), add a new section 7053 to read as follows:

Sec. 7053. Section 3 of the Automatic Voter Registration Expansion Amendment Act of 2022, effective February 23, 2023 (D.C. Law 24-265; 70 DCR 2937), is repealed.

Rationale: This amendment repeals the subject-to-appropriation provision of the Automatic Voter Registration Expansion Amendment Act of 2022. Funding for the repeal of the subject-to-appropriation provision is included in the errata letter.

Amendment #5

In Title IV (Public Education Systems), Subtitle G (Public Charter School Teacher Compensation Grants), Section 4062, strike the phrase “issue grants” in amendatory paragraph (18A) and insert the phrase “issue grants and make direct payments” in its place.

In addition, add this subtitle, as revised, to the Fiscal Year 2023 Supplemental Budget acts, which will allow OSSE to make the payments as early as possible in Fiscal Year 2023.

Rationale: This amendment will provide needed flexibility to the Office of the State Superintendent of Education in its provision of teacher compensation funding to public charter schools.

A BILL

25-202

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of law necessary to support the Fiscal Year 2024 budget.

TABLE OF CONTENTS

14	TITLE I. GOVERNMENT DIRECTION AND SUPPORT.....	5
15	SUBTITLE A. OFFICE OF THE ATTORNEY GENERAL FUNDS.....	5
16	SUBTITLE B. ADVISORY NEIGHBORHOOD COMMISSION SUPPORT	
17	FLEXIBILITY	7
18	SUBTITLE C. SCHOOL AND PARK 311 EXPANSION CLARIFICATION	8
19	SUBTITLE D. SCHOOL SECURITY AND TRANSPARENCY	8
20	TITLE II. ECONOMIC DEVELOPMENT AND REGULATION.....	11
21	SUBTITLE A. SECURITIES AND BANKING REGULATORY TRUST FUND	11
22	SUBTITLE B. DSLBD TARGETED OUTREACH GRANT.....	11
23	SUBTITLE C. HOME PURCHASE ASSISTANCE PROGRAM AMENDMENT.....	12
24	SUBTITLE D. GREAT STREETS AMENDMENT ACT OF 2023	12
25	SUBTITLE E. TAX ABATEMENTS FOR AFFORDABLE HOUSING IN HIGH-	
26	NEED AREAS.....	13
27	SUBTITLE F. DMPED GRANT PROGRAMS.....	15
28	SUBTITLE G. DOWNTOWN HOUSING	17

29	SUBTITLE H. CREATIVE AND OPEN SPACE MODERNIZATION.....	19
30	SUBTITLE I. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS FUND AND	
31	BUDGET.....	21
32	SUBTITLE J. TOURISM RECOVERY TAX.....	21
33	SUBTITLE K. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND	
34	ENTERTAINMENT.....	24
35	SUBTITLE L. EMERGENCY HOUSING ASSISTANCE PROGRAM FINANCIAL	
36	RESPONSIBILITY.....	25
37	SUBTITLE M. EMERGENCY RENTAL ASSISTANCE FUNDS REPORTING AND	
38	NOTICE REQUIREMENTS.....	25
39	SUBTITLE N. HOUSING AUTHORITY ACCOUNTABILITY	27
40	SUBTITLE O. HOUSING AUTHORITY FINANCIAL REPORTING	32
41	SUBTITLE P. TARGETED HISTORIC PRESERVATION ASSISTANCE.....	34
42	SUBTITLE Q. COMMISSION ON THE ARTS AND HUMANITIES LARGE	
43	CAPITAL PROJECTS.....	35
44	SUBTITLE R. HISTORIC PRESERVATION OF DISTRICT PROPERTIES	37
45	SUBTITLE S. PUBLIC HOUSING STABILITY	38
46	TITLE III. PUBLIC SAFETY AND JUSTICE.....	40
47	SUBTITLE A. FIRE AND EMERGENCY MEDICAL SERVICES EMPLOYEE	
48	PRESUMPTIVE DISABILITY ELIGIBILITY EXPANSION.....	40
49	SUBTITLE B. SCHOOL RESOURCE OFFICERS	42
50	SUBTITLE C. PUBLIC SAFETY GRANTS	42

51	TITLE IV. PUBLIC EDUCATION SYSTEMS.....	46
52	SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA.....	46
53	SUBTITLE B. EDUCATION TO EMPLOYMENT DATA SYSTEM.....	54
54	SUBTITLE C. UNIVERSAL PAID LEAVE IMPLEMENTATION FUND.....	58
55	SUBTITLE D. CHILD CARE SUBSIDIES FOR CHILDREN WITH DISABILITIES.....	59
56	SUBTITLE E. STATE BOARD OF EDUCATION COMPENSATION.....	61
57	SUBTITLE F. LIBRARY COLLECTIONS ACCOUNT.....	62
58	SUBTITLE G. PUBLIC CHARTER SCHOOL TEACHER COMPENSATION	
59	GRANTS.....	62
60	SUBTITLE H. WARD 4 LIBRARIES.....	63
61	SUBTITLE I. COMMUNITY ACCESS TO RECREATIONAL SPACE PILOT	
62	PROGRAM.....	65
63	SUBTITLE J. DEPARTMENT OF PARKS AND RECREATION GRANTS.....	66
64	SUBTITLE K. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDING.....	66
65	SUBTITLE L. PUBLIC SCHOOL HEALTHY FOOD CURRICULUM GRANTS.....	67
66	SUBTITLE M. SPECIAL NEEDS PUBLIC CHARTER SCHOOL FUNDING.....	68
67	SUBTITLE N. OUT OF SCHOOL TIME OFFICE GRANT AUTHORITY.....	69
68	SUBTITLE O. EARLY CHILDHOOD EDUCATOR PAY EQUITY INCREASES.....	70
69	SUBTITLE Q. DCPS EDUCATOR EXIT SURVEY REPORT.....	72
70	SUBTITLE R. WORKFORCE DEVELOPMENT PARTICIPANT FOOD PURCHASE	
71	AUTHORIZATION.....	75
72	SUBTITLE S. FLEXIBLE SCHEDULE PILOT PROGRAM.....	77

73	TITLE V. HUMAN SUPPORT SERVICES	81
74	SUBTITLE A. PUBLIC HEALTH LABORATORY	82
75	SUBTITLE B. MEDICAID HOSPITAL PROVIDER REIMBURSEMENT.....	86
76	SUBTITLE C. GRANDPARENT AND CAREGIVER SUBSIDY ELIGIBILITY	
77	EXPANSION	89
78	SUBTITLE D. DEPARTMENT OF HEALTH CARE FINANCE REPORTING	
79	REQUIREMENTS.....	90
80	SUBTITLE E. FIRST-TIME MOTHERS HOME VISITING PROGRAM	92
81	SUBTITLE F. SCHOOL-BASED BEHAVIORAL HEALTH STUDENT PEER	
82	EDUCATOR PILOT	93
83	SUBTITLE G. SUBSTANCE ABUSE AND BEHAVIORAL HEALTH SERVICES	
84	TARGETED OUTREACH PILOT.....	98
85	SUBTITLE H. DC HEALTH GRANT	99
86	SUBTITLE I. DEPARTMENT OF HUMAN SERVICES GRANT	99
87	TITLE VI. OPERATIONS AND INFRASTRUCTURE	100
88	SUBTITLE A. ALCOHOLIC BEVERAGE AND CANNABIS BOARD MEMBER	
89	COMPENSATION	100
90	SUBTITLE B. DC WATER FACILITY WORK FUND	100
91	SUBTITLE C. PUBLIC SERVICE COMMISSION COMPENSATION.....	101
92	SUBTITLE D. MOTOR VEHICLE REGISTRATION FEE.....	102
93	SUBTITLE E. CONGESTION PRICING STUDY UPDATE	104
94	SUBTITLE F. SUSTAINABLE ENERGY TRUST FUND RIGHTSIZING	105

95	SUBTITLE G. CLEAN CURBS PILOT PROGRAM	107
96	SUBTITLE H. FOR-HIRE VEHICLE CONGESTION MANAGEMENT	109
97	SUBTITLE I. K STREET TRANSITWAY FUNDING	111
98	SUBTITLE J. FOUNDRY BRANCH TRESTLE BRIDGE	111
99	TITLE VII. FINANCE AND REVENUE	112
100	SUBTITLE A. RULE 736 REPEALS	112
101	SUBTITLE B. BALLPARK FUND EXCESS REVENUE	113
102	SUBTITLE C. DEDICATED REVENUE ADJUSTMENTS	113
103	SUBTITLE D. FISCAL STABILIZATION RESERVE	118
104	SUBTITLE E. DESIGNATED FUND TRANSFERS	119
105	SUBTITLE F. NEW HOWARD UNIVERSITY HOSPITAL TAX ABATEMENT....	124
106	SUBTITLE G. DEDICATED TAX ADJUSTMENT	125
107	SUBTITLE H. EVENTS DC.....	125
108	SUBTITLE I. SUBJECT TO APPROPRIATION PROVISIONS	127
109	TITLE VIII. TECHNICAL AMENDMENTS	131
110	TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE	133
111	BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this	
112	act may be cited as the “Fiscal Year 2024 Budget Support Act of 2023”.	
113	TITLE I. GOVERNMENT DIRECTION AND SUPPORT	
114	SUBTITLE A. OFFICE OF THE ATTORNEY GENERAL FUNDS	
115	Sec. 1001. Short title.	

116 This subtitle may be cited as the “Office of the Attorney General Funds Amendment Act
117 of 2023”.

118 Sec. 1002. The Attorney General for the District of Columbia Clarification and Elected
119 Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code §
120 1-301.81 *et seq.*), is amended as follows:

121 (a) Section 106b (D.C. Official Code § 1-301.86b) is amended as follows:

122 (1) Subsection (c) is amended as follows:

123 (A) Paragraph (1)(B) is amended by striking the phrase “\$6 million” and
124 inserting the phrase “\$7 million” in its place.

125 (B) Paragraph (2) is amended by striking the phrase “\$7 million” and
126 inserting the phrase “\$9 million” in its place.

127 (2) Subsection (d)(3)(A) is amended by striking the phrase “\$19 million” both
128 times it appears and inserting the phrase “\$23.5 million” in its place.

129 (b) Section 106c (D.C. Official Code § 1-301.86c) is amended as follows:

130 (1) Subsection (b) is amended as follows:

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

132 “(1) Awards of restitution for property lost or damages suffered by consumers for
133 which the District is responsible for distribution made under court orders, judgments, or
134 settlements in actions or investigations under D.C. Official Code § 28-3909(a);”.

135 (B) Paragraph (2) is amended to read as follows:

136 “(2) Awards on behalf of aggrieved employees for which the District is
137 responsible for distribution made under court orders, judgments, or settlements in actions or

138 investigations under section 6(a)(2)(A)(iii) of An Act To provide for the payment and collection
139 of wages in the District of Columbia, approved August 3, 1956 (70 Stat. 977; D.C. Official Code
140 § 32-1306(a)(2)(A)(iii)), and;”.

141 (2) Subsection (c)(1) is amended by striking the phrase “court order, judgment, or
142 settlement in an action or investigation” and inserting the phrase “court orders, judgments, or
143 settlements in actions or investigations” in its place.

144 (3) Subsection (e)(3) is amended to read as follows:

145 “(3) After paragraphs (1) and (2) of this subsection have been completed, any
146 excess funds shall be treated as follows:

147 “(A) Any excess funds remaining from an award that are designated to
148 named individuals shall be treated as unclaimed property pursuant to the Revised Uniform
149 Unclaimed Property Act of 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official
150 Code § 41-151.01 *et seq.*); and

151 “(B) Any other excess funds remaining from an award shall remain in the
152 Fund and may be used, in an amount not to exceed \$500,000 each fiscal year, for any purpose
153 provided for in subsection (c) of this section.”.

154 **SUBTITLE B. ADVISORY NEIGHBORHOOD COMMISSION SUPPORT**

155 **FLEXIBILITY**

156 Sec. 1011. Short title.

157 This subtitle may be cited as the “Advisory Neighborhood Commission Support
158 Flexibility Amendment Act of 2023”.

159 Sec. 1012. The lead-in language of section 16a(c) of the Advisory Neighborhood

160 Commissions Act of 1975, effective December 3, 2020 (D.C. Law 23-14; D.C. Official Code §
161 1-309.13a(c)), is amended to read as follows:

162 “(c) Money in the fund shall be used by the OANC to provide services and supports to
163 Advisory Neighborhood Commissions, which may include:”.

164 **SUBTITLE C. SCHOOL AND PARK 311 EXPANSION CLARIFICATION**

165 Sec. 1021. Short title.

166 This subtitle may be cited as the “School and Park Facilities and Grounds 311 Expansion
167 Amendment Act of 2023”.

168 Sec. 1022. Section 6072 of the School and Park Facilities and Grounds 311 Expansion
169 Act of 2018, effective October 30, 2018 (D.C. Law 22-168; D.C. Official Code § 10-721), is
170 amended as follows:

171 (a) Designate the existing text as subsection (a).

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

173 “(b) Beginning October 1, 2023, in addition to the service requests under subsection (a)
174 of this section, the Mayor shall permit persons to submit requests via the District’s 311 system to
175 address broken equipment, grounds maintenance, and overflowing recycling at Department of
176 Parks and Recreation and District of Columbia Public Schools facilities and grounds that are
177 maintained by the Department of General Services.”.

178 **SUBTITLE D. SCHOOL SECURITY AND TRANSPARENCY**

179 Sec. 1031. Short title.

180 This subtitle may be cited as the “School Security and Transparency Amendment Act of
181 2023”.

182 Sec. 1032. Section 1028e of the Department of General Services Establishment Act of
183 2011, effective September 21, 2022 (D.C. Law 24-167; D.C. Official Code § 10-551.07e), is
184 amended as follows:

185 (a) Subsection (a) is amended by striking the phrase “campus facility maintenance work
186 orders,” and inserting the phrase “campus facility maintenance work orders not exempted by
187 subsection (e)(2) of this section,” in its place.

188 (b) Subsection (b) is amended by striking the phrase “facility maintenance work orders,”
189 and inserting the phrase “facility maintenance work orders not exempted by subsection (e)(2) of
190 this section,” in its place.

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

192 “(e)(1) For each District of Columbia Public School facility, the Department shall work
193 with the principal or the principal’s designee and members of the local school advisory team to
194 conduct a comprehensive assessment of the facility’s compliance with the following security
195 objectives at least once per year:

196 “(A) All interior doors to instructional and regularly used administrative
197 spaces shall close automatically and securely lock;

198 “(B) All exterior doors shall close automatically and securely lock;

199 “(C) All exterior windows shall lock or latch from the interior in a manner
200 that allows school personnel to secure the windows to prevent improper entry;

201 “(D) Public address systems shall be clearly audible in all instructional
202 and regularly used administrative spaces;

203 “(E) Fire alarm systems shall be in full working order; and

204 “(F) Security surveillance systems shall be fully operational, with properly
205 installed and oriented cameras, intrusion alarms, and proper connections to a central security
206 operations hub.

207 “(2) The Department shall withhold work order data regarding any deficiency
208 identified under paragraph (1) of this subsection, including security vulnerabilities at Department
209 of Parks and Recreation facilities, from disclosure pursuant to subsections (a) and (b) of this
210 section.

211 “(3)(A) The Department shall transmit on a monthly basis to the chairperson of
212 the Council committee with jurisdiction over the Department a status update on any work orders
213 for which data has been withheld from public disclosure pursuant to paragraph (2) of this
214 subsection.

215 “(B) The Department shall present information withheld from public
216 disclosure pursuant to paragraph (2) of this subsection to the Council at a closed-door briefing
217 convened by the chairperson of the Council committee with jurisdiction over the Department.

218 “(C) Council briefings held pursuant to this paragraph shall be exempt
219 from the requirements of the Open Meetings Act, effective March 31, 2011 (D.C. Law 18-350;
220 D.C. Official Code § 2-571 *et seq.*)”.

221 Sec. 1033. Section 204(a) of the Freedom of Information Act of 1976, effective March
222 29, 1977 (D.C. Law 1-96; D.C. Official Code § 2-534(a)), is amended as follows:

223 (a) Paragraph (17) is amended by striking the phrase “; and” and inserting a semicolon in
224 its place.

225 (b) Paragraph (18) is amended by striking the phrase “; and” and inserting a semicolon in

226 its place.

227 (c) Paragraph (19) is amended by striking the period and inserting the phrase “; and” in
228 its place.

229 (d) A new paragraph (20) is added to read as follows:

230 “(20) Information withheld from disclosure under section 1028e(e)(2) of the
231 Department of General Services Establishment Act of 2011, effective September 21, 2022 (D.C.
232 Law 24-167; D.C. Official Code § 10-551.07e(e)(2)).”.

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

234 **SUBTITLE A. SECURITIES AND BANKING REGULATORY TRUST FUND**

235 Sec. 2001. Short title.

236 This subtitle may be cited as the “Securities and Banking Regulatory Trust Fund
237 Amendment Act of 2023”.

238 Sec. 2002. Section 8(b-2)(3)(B) of the Department of Insurance and Securities Regulation
239 Establishment Act of 1996, effective May 21, 1997 (D.C. Law 11-268; D.C. Official Code § 31-
240 107(b-2)(3)(B)), is amended to read as follows:

241 “(B) On October 1 of each year, converted to local funds revenue in the
242 amount of \$11.63 million.”.

243 **SUBTITLE B. DSLBD TARGETED OUTREACH GRANT**

244 Sec. 2011. Short title.

245 This subtitle may be cited as the “Columbia Heights, Mount Pleasant, Lower Georgia
246 Avenue, and U Street Main Street Targeted Outreach Grant Act of 2023”.

247 Sec. 2012. By October 31, 2023, the Department of Small and Local Business
248 Development shall award a grant in the amount of \$750,000 to an organization responsible for
249 maintaining a Main Street corridor in Ward 1 to hire 8 full-time positions to provide direct
250 support, relationship development, and resource brokering to individuals at the following
251 locations:

252 (1) Columbia Heights Civic Plaza;

253 (2) The intersection of Mount Pleasant Street, NW and Kenyon Street, NW;

254 (3) Georgia Avenue, NW, between New Hampshire Avenue, NW and Harvard
255 Street, NW; and

256 (4) U Street, NW, between 14th Street, NW, and Georgia Avenue, NW.

257 **SUBTITLE C. HOME PURCHASE ASSISTANCE PROGRAM AMENDMENT**

258 Sec. 2021. Short title.

259 This subtitle may be cited as the “Home Purchase Assistance Program Amendment Act
260 of 2023”.

261 Sec. 2022. Section 3a of the Home Purchase Assistance Fund Act of 1978, effective July
262 1, 2016 (D.C. Law 21-139; D.C. Official Code § 42-2602.01), is amended as follows:

263 (a) Subsection (a)(2) is amended by striking the phrase “no qualifying applicant shall
264 receive less than \$70,000” and inserting the phrase “no qualifying applicant shall be approved to
265 receive less than \$70,000” in its place.

266 (b) Subsection (e)(1)(B) is repealed.

267 **SUBTITLE D. GREAT STREETS AMENDMENT ACT OF 2023**

268 Sec. 2031. Short title.

269 This subtitle may be cited as the “Great Streets Amendment Act of 2023”.

270 Sec. 2032. Section 4(k)(1) of the Retail Incentive Act of 2004, effective September 8,
271 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73(k)(1)), is amended as follows:

272 (a) Strike the phrase “West Virginia Avenue, N.E. to 17th Street, N.E.; thence southeast
273 on 17th Street. N.E.; thence continuing northeast on 17th Street, N.E. to Montana Avenue, N.E.,
274 thence southeast on Montana Avenue, N.E. to Bladensburg Road, N.E.,” and insert the phrase
275 “West Virginia Avenue, N.E. to Raum Street N.E.; thence southeast on Raum Street, N.E. to
276 Trinidad Avenue, N.E.; thence northeast on Trinidad Avenue, N.E. to Mount Olivet Road, N.E.;
277 thence northwest on Mount Olivet Road, N.E. to West Virginia Avenue, N.E.; thence northeast
278 on West Virginia Avenue, N.E. to 17th Street, N.E.; thence southeast on 17th Street. N.E.; thence
279 continuing northeast on 17th Street, N.E. to Montana Avenue, N.E.; thence southeast on
280 Montana Avenue, N.E. to S Street N.E.; thence east on S Street N.E. to 24th Street, N.E.; thence
281 north on 24th Street, N.E. to T Street N.E.; thence west on T Street N.E. to Bladensburg Road,
282 N.E.,” in its place.

283 (b) Strike the phrase “Queens Chapel Road to Channing Street, N.E.,” and insert the
284 phrase “Queens Chapel Road to 22nd Street, N.E.; thence north on 22nd Street, N.E. to
285 Channing Street, N.E.; thence east on Channing Street, N.E. to 24th Street; thence north on 24th
286 Street, N.E. to Douglass Street, N.E.; thence west on Douglass Street, N.E. to 22nd Street, N.E.;
287 thence south on 22nd Street to Channing Street, N.E.,” in its place.

288 **SUBTITLE E. TAX ABATEMENTS FOR AFFORDABLE HOUSING IN HIGH-**
289 **NEED AREAS**

290 Sec. 2041. Short title.

291 This subtitle may be cited as the “Tax Abatements for Affordable Housing in High-Need
292 Areas Amendment Act of 2023”.

293 Sec. 2042. Section 47-860 of the District of Columbia Official Code is amended as
294 follows:

295 (a) Subsection (a) is amended as follows:

296 (1) The lead-in language is amended by striking the phrase “abated for the period
297 set forth in subsection (c) of this section;” and inserting the phrase “abated each year during the
298 period set forth in subsection (c) of this section, by the amount certified by the Mayor for that
299 year;” in its place.

300 (2) Paragraph (1) is amended by striking the phrase “housing area;” and inserting
301 the phrase “housing area or, for competitive processes initiated by the Mayor pursuant to
302 subsection (b) of this section before January 1, 2023, is located in the Upper Northeast or Rock
303 Creek East planning areas identified in the District’s Housing Equity Report published in
304 October 2019 or within 1,000 feet in any direction beyond the Upper Northeast or Rock Creek
305 East planning area boundaries;” in its place.

306 (b) Subsection (b) is amended as follows:

307 (1) Paragraph (2) is amended by striking the phrase “\$4 million” and inserting the
308 phrase “\$5 million” in its place.

309 (2) Paragraph (3) is amended by striking the phrase “\$4 million” and inserting the
310 phrase “\$5 million” in its place.

311 (c) Subsection (g)(6) is amended to read as follows:

312 “(6) “High-need affordable housing area” means the Near Northwest, Rock Creek
313 West, and Capitol Hill planning areas identified in the District's Housing Equity Report,
314 published in October 2019, plus 1,000 feet in any direction beyond any of those 3 planning area
315 boundaries.”.

316 **SUBTITLE F. DMPED GRANT PROGRAMS**

317 Sec. 2051. Short title.

318 This subtitle may be cited as the “Deputy Mayor for Planning and Economic
319 Development Grant Program Amendment Act of 2023”.

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

323 (a) Subsection (p) is amended as follows:

324 (1) Paragraph (1) is amended as follows:

325 (A) Strike the phrase “in Fiscal Year 2022,” and insert the phrase “in
326 Fiscal Year 2024,” in its place.

327 (B) Strike the phrase “on or before December 1, 2021, and in amount of at
328 least \$1.5 million” and insert the phrase “on or before December 1, 2023, and in an amount of at
329 least \$1 million” in its place.

330 (2) The lead-in language of paragraph (2) is amended by striking the phrase “By
331 September 30, 2022,” and inserting the phrase “By September 30, 2024,” in its place.

332 (3) Paragraph (3) is amended by striking the phrase “By December 1, 2022,” and
333 inserting the phrase “By November 1, 2024,” in its place.

334 (b) Subsection (z) is amended by striking the phrase “Farragut Square and founded in
335 2014 that is an affiliate of a national organization” and inserting “Federal Triangle” in its place.

336 (c) New subsections (ee) and (ff) are added to read as follows:

337 “(ee) Notwithstanding the Grant Administration Act of 2013, effective December 24,
338 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2024, the Deputy
339 Mayor shall issue a grant of \$3 million to the Ford’s Theatre to support its capital project to
340 construct an education and community center on 10th Street, NW.

341 “(ff) Retail Recovery Grant Program.

342 “(1) In Fiscal Year 2024, the Deputy Mayor shall establish a Retail Recovery
343 Grant Program to provide economic support to eligible business located in in the Downtown
344 Business Improvement District, as defined in section 201 of the Business Improvement
345 Districts Act of 1996, effective March 17, 2005 (D.C. Law 15-257; D.C. Official Code § 2-
346 1215.51), or in the Golden Triangle Business Improvement District, as defined in section 202 of
347 the Business Improvement Districts Act of 1996, effective March 17, 2005 (D.C. Law 15-257;
348 D.C. Official Code § 2-1215.52(b)).

349 “(2) An eligible business shall be:

350 “(A) A business enterprise eligible for certification under section 2331 of
351 the Small and Certified Business Enterprise Development and Assistance Act of 2005, effective
352 October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.31); and

353 “(B) Opening or expanding in a retail or commercial space that has been
354 vacant at least 6 months prior to the application date.

355 “(3) A retail recovery grant shall be used for activities and costs related to

356 sustaining and growing the business, such as staff costs, capital improvements, marketing,
357 inventory and supplies, and utilities; except, that no amount of the grant shall be used for
358 executive salaries or bonuses.

359 “(4) At least 20% of the total grant funds disbursed shall be set aside for at least
360 one applicant that:

361 “(A) Is, or is eligible to be, a resident-owned business, as defined in
362 section 2302(15) of the Small and Certified Business Enterprise Development and Assistance
363 Act, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2–218.02(15)), and a
364 small business enterprise as defined in section 2302(16) of the Small and Certified Business
365 Enterprise Development and Assistance Act, effective October 20, 2005 (D.C. Law 16-33; D.C.
366 Official Code § 2–218.02(16)); and

367 “(B)(I) Is at least 51% owned by a woman or a majority of women; or

368 “(II) Is, or is eligible to be, a disadvantaged business enterprise, as that
369 term is defined in section 2302(5) of the Small and Certified Business Enterprise Development
370 and Assistance Act, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2–
371 218.02(5)).”.

372 **SUBTITLE G. DOWNTOWN HOUSING**

373 Sec. 2061. Short title.

374 This subtitle may be cited as the “Housing in Downtown Abatement Amendment Act of
375 2023”.

376 Sec. 2062. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as
377 follows:

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

380 “47-860.02a. Tax abatements for housing in downtown – Exemptions.”.

381 (b) Section 47-860.02(a) is amended as follows:

382 (1) Paragraph (2) is amended as follows:

383 (A) Designate the existing text as subparagraph (A).

384 (B) The newly designated subparagraph (A) is amended as follows:

385 (i) Strike the figure “15%” and insert the figure “10%” in its place.

386 (ii) Strike the period at the end and insert the phrase “; or” in its
387 place.

388 (C) A new subparagraph (B) is added to read as follows:

389 “(B) At least 15% of the affordable housing units developed or
390 redeveloped on the real property are affordable to households earning 80% or less of the median
391 family income for a period of at least 20 years.”.

392 (2) Paragraph (6) is amended by striking the phrase “construction and operation
393 of” and inserting the phrase “operation of” in its place.

394 (c) A new section 47-860.02a is added to read as follows:

395 “47-860.02a. Tax abatements for housing in downtown – Exemptions.

396 “(a) Each property for which the Mayor has approved a tax abatement under § 47-
397 860.02(a)(8) shall be:

398 “(1) Exempt from the requirement to enter into a First Source Agreement as to the
399 construction and development phases of the project; and

400 “(2) For the first sale within 10 years after a certificate of occupancy has been
401 issued for the property, exempt from the requirements of the Tenant Opportunity to Purchase Act
402 of 1980, effective September 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3404.01 *et seq.*)
403 (“TOPA”).

404 “(b) Before an individual enters into a lease for a housing unit located on a property that
405 is exempt from TOPA under subsection (a)(2) of this section, the owner of the property shall
406 provide written notice to the individual of the property’s limited exemption from TOPA provided
407 under this section.”.

408 (d) Section 47-860.03(b) is amended as follows:

409 (1) Paragraph (2) is amended by striking the phrase “; and” and inserting a
410 semicolon in its place.

411 (2) Paragraph (3) is repealed.

412 (3) New paragraphs (4) and (5) are added to read as follows:

413 “(4) For Fiscal Year 2028, up to \$41 million; and

414 “(5) For each succeeding fiscal year after Fiscal Year 2028, up to an amount equal
415 to 104% of the prior year’s cap.”.

416 **SUBTITLE H. CREATIVE AND OPEN SPACE MODERNIZATION**

417 Sec. 2071. Short title.

418 This subtitle may be cited as the “Creative and Open Space Modernization Amendment
419 Act of 2023”.

420 Sec. 2072. Section 47-4665(a)(7)(A)(iii) of the District of Columbia Official Code is
421 amended to read as follows:

422 “(iii) Deriving at least 51% of its gross revenues earned in the
423 District from business operations in one of the following target sectors:

424 “(I) Education and Research, including educational
425 institutions and companies conducting scientific research and development, especially those in
426 the energy and data science fields;

427 “(II) Consulting Services, including management,
428 engineering, and other specialized firms providing informational or strategic consulting
429 resources to clients;

430 “(III) Communications and Design, including firms
431 working in marketing, design, media, and communication, including publishers of written or
432 digital media content;

433 “(IV) Hospitality, Tourism, and Entertainment, including
434 hotels, entertainment, nightlife, arts venues, restaurants, and other firms offering tourism and
435 hospitality services;

436 “(V) Life Sciences + HealthTech, including organizations
437 conducting research, development and manufacturing of pharmaceuticals, biotechnology-based
438 food and medicines, and other products; or

439 “(VI) Technology, including businesses creating,
440 implementing, and connecting technological systems and processes, such as Cybersecurity,
441 Artificial Intelligence, and other emerging industries.”.

442 **SUBTITLE I. OFFICE OF PUBLIC-PRIVATE PARTNERSHIPS FUND AND**
443 **BUDGET**

444 Sec. 2081. Short title.

445 This subtitle may be cited as the “Office of Public-Private Partnerships Fund and Budget
446 Amendment Act of 2023”.

447 Sec. 2082. The Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C.
448 Law 20-228; D.C. Official Code § 2-271.01 *et seq.*) is amended as follows:

449 (a) Section 104 (D.C. Official Code § 2-272.03) is repealed.

450 (b) Section 105 (D.C. Official Code § 2-272.04) is repealed.

451 (c) Section 107(d) (D.C. Official Code § 2-273.02) is amended by striking the phrase
452 “and which shall be deposited into the Fund established by section 105.” and inserting a period
453 in its place.

454 **SUBTITLE J. TOURISM RECOVERY TAX**

455 Sec. 2091. Short title.

456 This subtitle may be cited as the “Tourism Recovery Tax Amendment Act of 2023”.

457 Sec. 2092. Title 47 of the District of Columbia Official Code is amended as follows:

458 (a) Section 47-2002.03a is amended as follows:

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

460 (A) The existing text is designated as paragraph (1).

461 (B) The newly designated paragraph (1) is amended by striking the phrase
462 “A tax,” and inserting the phrase “Except as provided in paragraph (2) of this subsection, a tax,”
463 in its place.

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

465 “(2) For the period of time beginning on April 1, 2023, through March 31, 2027,
466 the tax imposed by paragraph (1) of this subsection shall be at the rate of 1.3%.”.

467 (2) A new subsection (d) is added to read as follows:

468 “(d) For the expenditure of any tax revenue received pursuant to subsection (a)(2) of this
469 section, Destination DC shall:

470 “(1) Comply with the requirements of section 2346 of the Small, Local, and
471 Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October
472 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.46);

473 “(2) Consult with the Deputy Mayor for Planning and Economic Development,
474 the Washington Convention and Sports Authority, the Restaurant Association Metropolitan
475 Washington, and the Hotel Association of Washington, DC on the use of any such tax revenue
476 received; and

477 “(3) Enter into a memorandum of understanding with the Mayor regarding the use
478 of any tax revenue received pursuant to subsection (a)(2) of this section in accordance with the
479 recommendations determined necessary and appropriate pursuant to the consultations required
480 by paragraph (2) of this subsection.”.

481 (b) Section 47-2202.03 is amended as follows:

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

483 (A) The existing text is designated as paragraph (1).

484 (B) The newly designated paragraph (1) is amended by striking the phrase
485 “A tax,” and inserting the phrase “Except as provided in paragraph (2) of this subsection, a tax”
486 in its place.

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

488 “(2) For the period of time beginning on April 1, 2023, through March 31, 2027,
489 the tax imposed by paragraph (1) subsection shall be at the rate of 1.3%.”.

490 (2) A new subsection (e) is added to read as follows:

491 “(e) For the expenditure of any tax revenue received pursuant to subsection (a)(2) of this
492 section, Destination DC shall:

493 “(1) Comply with the requirements of section 2346 of the Small, Local, and
494 Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October
495 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.46);

496 “(2) Consult with the Deputy Mayor for Planning and Economic Development,
497 the Washington Convention and Sports Authority, the Restaurant Association Metropolitan
498 Washington, and the Hotel Association of Washington, DC on the use of any such tax revenue
499 received; and

500 “(3) Enter into a memorandum of understanding with the Mayor regarding the use
501 of any tax revenue received pursuant to subsection (a)(2) of this section in accordance with the
502 recommendations determined necessary and appropriate pursuant to the consultations required
503 by paragraph (2) of this subsection.”.

504 **SUBTITLE K. OFFICE OF CABLE TELEVISION, FILM, MUSIC, AND**
505 **ENTERTAINMENT**

506 Sec. 2101. Short title.

507 This subtitle may be cited as the “Office of Cable Television, Film, Music, and
508 Entertainment Amendment Act of 2023”.

509 Sec. 2102. Section 201(a) of the Office of Cable Television, Film, Music, and
510 Entertainment Amendment Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C.
511 Official Code § 34-1252.01(a)), is amended as follows:

512 (a) A new paragraph (1A) is added to read as follows:

513 “(1A) Managing and producing audio and video content for:

514 “(A) The government and educational channels;

515 “(B) Government-operated radio; and

516 “(C) Other government content distribution platforms;”

517 (b) Paragraph (2) is amended to read as follows:

518 “(2) Producing video and audio content for District government agencies and
519 residents; and”.

520 (c) Paragraph (3) is amended as follows:

521 (1) Subparagraph (G) is amended by striking the phrase “; and” and inserting a
522 semicolon in its place.

523 (2) Subparagraph (H) is amended by striking the period at the end and inserting
524 the phrase “; and” in its place.

525 (3) A new subparagraph (I) is added to read as follows:

526 “(I) Implementing the plan to support, preserve, and archive go-go music
527 and its history, created pursuant to section 3 of the Go-Go Official Music of the District of
528 Columbia Designation Act of 2020, effective April 11, 2020 (D.C. Law 23-71; D.C. Official
529 Code § 1-167.02).”.

530 **SUBTITLE L. EMERGENCY HOUSING ASSISTANCE PROGRAM FINANCIAL**
531 **RESPONSIBILITY**

532 Sec. 2111. Short title.

533 This subtitle may be cited as the “Emergency Housing Assistance Program Financial
534 Responsibility Amendment Act of 2023”.

535 Sec. 2112. Section 2068c(b) of the Office of the Chief Tenant Advocate Establishment
536 Act of 2005, effective February 18, 2017 (D.C. Law 21-211; D.C. Official Code § 42-
537 3531.11(b)), is amended as follows:

538 (a) Paragraph (1) is amended by striking the number “30” and inserting the number “180”
539 in its place.

540 (b) Paragraph (3) is amended by striking the number “60” and inserting the number “180”
541 in its place.

542 **SUBTITLE M. EMERGENCY RENTAL ASSISTANCE FUNDS REPORTING**
543 **AND NOTICE REQUIREMENTS**

544 Sec. 2121. Short title.

545 This subtitle may be cited as the “Emergency Rental Assistance Funds Reporting and
546 Notice Requirements Amendment Act of 2023”.

547 Sec. 2122. Section 8f of the Homeless Services Reform Act of 2005, effective March 10,

548 2023 (D.C. Law 24-287; D.C. Official Code § 4-753.08) is amended by adding a new subsection
549 (c-1) to read as follows:

550 “(c-1)(1) Beginning October 31, 2023, the Mayor shall transmit a report to the Council
551 every month that funds remain available for the Emergency Rental Assistance Program that
552 provides the following information related to the program:

553 “(A) The number of applications:

554 “(i) Received in the current fiscal year;

555 “(ii) Pending review;

556 “(iii) Approved with funds disbursed;

557 “(iv) Approved and pending payment;

558 “(v) Denied; or

559 “(vi) In the process of an appeal;

560 “(B) The amount of funding for the current fiscal year that has been:

561 “(i) Disbursed;

562 “(ii) Committed; and

563 “(iii) Remaining; and

564 “(C) The projected date funds will be exhausted based on application and
565 payment trends.

566 “(2)(A) The report required by paragraph (1) of this subsection shall be posted
567 conspicuously on the Department of Human Services website and the application portal website
568 for Emergency Rental Assistance funds.

569 “(B) The Mayor shall not pass costs or administrative obligations required

570 by paragraph (1) of this subsection on to community-based organizations that support the
571 disbursement of Emergency Rental Assistance funds; provided, that the Mayor may request the
572 cooperation of community-based organizations to provide accurate reporting.

573 “(3) The Mayor shall provide one month of public notice before closing the
574 application portal for Emergency Rental Assistance Funds.

575 “(4) When the application portal for Emergency Rental Assistance funds closes
576 due to projected funding exhaustion, the Mayor shall report quarterly to the Council the number
577 of inquiries or requests received through any means by the Department of Human Services
578 related to emergency rental assistance.”.

579 **SUBTITLE N. HOUSING AUTHORITY ACCOUNTABILITY**

580 Sec. 2131. Short title.

581 This subtitle may be cited as the “Housing Authority Accountability Amendment Act of
582 2023”.

583 Sec. 2132. The District of Columbia Housing Authority Act of 1999, effective May 9,
584 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*), is amended as follows:

585 (a) Section 3 (D.C. Official Code § 6-202) is amended by adding a new subsection (b-1)
586 to read as follows:

587 “(b-1)(1)(A) Beginning on December 1, 2022, and monthly thereafter, the Authority shall
588 submit a report to the Mayor, Attorney General, and each Councilmember that details:

589 “(i) The amount of operating reserves, expressed in dollars and in
590 months of expenses, for the public housing program, Housing Choice Voucher program, and the
591 Authority’s operations overall;

592 “(ii) The number of vacant public housing units classified by repair
593 status, such as move-in ready, repairs in progress, and offline due to major repair needs;

594 “(iii) The average length of time that public housing units have
595 been vacant in the prior year, by repair status; and

596 “(iv) A detailed accounting of expenses paid for with District funds
597 in the prior month and the expenses budgeted for payment with District funds in the remainder of
598 the fiscal year.

599 “(B) In lieu of a monthly report, the Authority may provide the Mayor,
600 Attorney General, and each Councilmember with access to an online database through which the
601 above reports can be generated.

602 “(2) If HUD designates the Authority as a Standard Performer or High Performer
603 in HUD’s Public Housing Assessment System or if the Authority demonstrates that the lack of
604 such a designation is solely due to the presence of HUD’s Moving to Work agreement with the
605 Authority, the requirements of paragraph (1) of this subsection shall be waived for 12 months
606 from the date such designation was received from HUD or documented by the Authority.”.

607 (b) Section 12 (D.C. Official Code § 6-211) is amended as follows:

608 (1) Subsection (h) is amended to read as follows:

609 “(h)(1) Within 60 days after a Commissioner’s appointment and on an annual basis
610 thereafter, each Commissioner shall complete training offered by or in connection with HUD
611 covering the following topics:

612 “(A) The role of a public housing agency Board;

613 “(B) Ethics for public housing agencies and Board members or

614 Commissioners;

615 “(C) Background on major housing authority programs, including but not
616 limited to public housing, housing choice voucher program, and the rental assistance
617 demonstration;

618 “(D) Fair housing and reasonable accommodations;

619 “(E) Public housing authority budgets, financial oversight, and financial
620 reporting; and

621 “(F) Federal procurement requirements.

622 “(2) Within 90 days after a Commissioner’s appointment and on an annual basis
623 thereafter, each Commissioner shall complete training offered by or in connection with HUD
624 covering the following topics:

625 “(A) Public housing authority performance monitoring and risk
626 management;

627 “(B) HUD reporting requirements;

628 “(C) Public housing asset management, development, redevelopment,
629 disposition, and repositioning;

630 “(D) Objectives and requirements of HUD’s Moving to Work program;

631 and

632 “(E) Resident opportunity, including HUD’s Section 3 requirements for
633 economic and employment opportunities.

634 “(3) In addition to the training required in paragraphs (1) and (2) of this
635 subsection, each Commissioner shall spend at least 4 hours per quarter in training or educational

636 seminars on corporate governance, public housing law and regulations, federal or local language
637 access guidelines, labor and personnel, real estate and construction, or other subjects related to
638 public housing development, operation, and management, the maximum reimbursable cost of
639 which shall be established by the Board and paid by the Authority.

640 “(4) The Board shall monitor Commissioners’ compliance with the training
641 requirements of this subsection and provide a Commissioner a warning notice if the
642 Commissioner is out of compliance with such requirements.

643 “(5) If a Commissioner has not completed the training requirements within 15
644 days after the conclusion of the timeline specified in the applicable paragraph in this subsection,
645 the Commissioner shall be automatically suspended until the Commissioner demonstrates
646 compliance with this subsection or is removed by the Board for noncompliance.

647 “(6) For purposes of this subsection, the term “Commissioner” means a member
648 of the Board.”.

649 (c) Section 14 (D.C. Official Code § 6-213) is amended as follows:

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

651 “(a)(1) An Executive Director shall be appointed, and may be removed, by the Board.
652 The Executive Director shall be an employee of the Authority but shall not be a member of the
653 Board. The Executive Director shall be a District resident and shall remain a District resident
654 throughout the Executive Director’s term and failure to maintain District residency shall result in
655 a forfeiture of the position.

656 “(2) The Executive Director shall receive compensation and other terms and
657 conditions of employment as shall be fixed by the Board. Any Executive Director compensation

658 agreement or arrangement adopted after July 1, 2023, shall conform to section 1003 of the Bonus
659 Pay and Special Awards Pay Act of 2016, effective October 8, 2016 (D.C. Law 21-160; D.C.
660 Official Code § 1-551.03), regardless of the source of funds used.”.

661 (2) A new subsection (d) is added to read as follows:

662 “(d)(1) Within 30 days of the Executive Director’s appointment and on an annual basis
663 thereafter, the Executive Director shall complete training offered by or in connection with HUD
664 covering the following topics:

665 “(A) Background on major housing authority programs, including but not
666 limited to public housing, housing choice voucher program, and the rental assistance
667 demonstration;

668 “(B) Ethics for public housing agencies;

669 “(C) Fair housing and reasonable accommodations;

670 “(D) Housing authority budgets and financial reporting;

671 “(E) Federal procurement requirements;

672 “(F) Housing authority performance monitoring and risk management;

673 “(G) HUD reporting requirements;

674 “(H) Public housing asset management, development, redevelopment,
675 disposition, and repositioning;

676 “(I) Objectives and requirements of HUD’s Moving to Work program; and

677 “(J) Resident opportunity, including HUD’s Section 3 requirements for
678 economic and employment opportunities.

679 “(2) In addition to the training in paragraph (1) of this subsection, the Executive

680 Director shall complete other trainings that the Board requires, such as labor and personnel
681 management, language access, public housing law and regulations, real estate and construction,
682 or other subjects related to public housing development, operation, and management.”.

683 Sec. 2123. Section 28-3901 of the District of Columbia Official Code is amended by
684 adding a new subsection (e) to read as follows:

685 “(e) Notwithstanding any other provision of this chapter, this chapter’s application to
686 landlord-tenant relations shall include the District of Columbia Housing Authority’s activities as
687 a landlord; provided, that this subsection shall not be construed to otherwise apply this chapter to
688 the District of Columbia or any agency thereof.”.

689 Sec. 2124. Applicability.

690 Section 2123 shall apply as of December 19, 2016.

691 **SUBTITLE O. HOUSING AUTHORITY FINANCIAL REPORTING**

692 Sec. 2141. Short title.

693 This subtitle may be cited as the “Housing Authority Financial Reporting Amendment
694 Act of 2023”.

695 Sec. 2142. The District of Columbia Housing Authority Act of 1999, effective May 9,
696 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*), is amended by inserting a new
697 section 8a to read as follows:

698 “Sec. 8a. Independent annual audit.

699 “(a)(1) Except as provided in subsection (b) of this section, by February 1 of each year,
700 the Authority shall submit to the Council a complete financial statement and report for the
701 preceding fiscal year, which shall be prepared according to generally accepted accounting

702 principles and audited by the Inspector General of the District of Columbia pursuant to section
703 208(e-1) of the District of Columbia Procurement Practices Act of 1985 (D.C. Law 6-85; D.C.
704 Official Code § 1-301.115a(e-1)).

705 “(2) The report shall include as a basic statement a comparison of audited actual
706 year-end results with the revenues submitted in the budget document for the fiscal year and the
707 appropriations enacted into law for such year, using the format, terminology, and classifications
708 contained in the law that makes the appropriations for the year and the legislative history of such
709 law.

710 “(b) If the Chief Financial Officer of the District of Columbia and Inspector General of
711 the District of Columbia include some or all of the finances of the Authority in the annual
712 audited financial report submitted pursuant to section 448(a)(4) of the District of Columbia
713 Home Rule Act, approved December 24, 1973 (87 Stat. 801; D.C. Official Code § 1-
714 204.48(a)(4)), the requirements of subsections (a) of this section shall apply only to any portions
715 of the Authority’s finances omitted from such report.”.

716 Sec. 2143. Section 208(e-1) of the District of Columbia Procurement Practices Act of
717 1985 (D.C. Law 6-85; D.C. Official Code § 1-301.115a(e-1)) is amended to read as follows:

718 “(e-1) The Inspector General shall audit the annual financial statement and report on the
719 activities of the District of Columbia Housing Authority out of local funds appropriated to the
720 Authority by the Council, in accordance with the requirements set forth in subsection (a)(4) and
721 (5) of this section. In addition, the Inspector General may undertake reviews and investigations
722 of the District of Columbia Housing Authority and make determinations or render opinions.”.

723 **SUBTITLE P. TARGETED HISTORIC PRESERVATION ASSISTANCE**

724 Sec. 2151. Short title.

725 This subtitle may be cited as the “Targeted Historic Preservation Assistance Amendment
726 Act of 2023”.

727 Sec. 2152. Section 11b of the Historic Landmark and Historic District Protection Act of
728 1978, effective March 2, 2007 (D.C. Law 16-189; D.C. Official Code § 6-1110.02), is amended
729 as follows:

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

731 “(b) A grant under this program may be used to rehabilitate a structure that contributes to
732 the character of any historic district or historic landmark.”.

733 (b) Subsection (d) is amended by striking the phrase “shall not exceed \$25,000; except,
734 that a grant may be a maximum of \$35,000 if the structure is located in the Anacostia Historic
735 District” and inserting the phrase “shall not exceed \$50,000” in its place.

736 (c) Subsection (f) is amended by striking the phrase “cost of the rehabilitation; except,
737 that the match requirement shall be a minimum of 15% for a taxpayer in the Anacostia Historic
738 District” and inserting the phrase “cost of the rehabilitation” in its place.

739 (d) Subsection (g) is amended by striking the phrase “cost of the rehabilitation; except,
740 that the match requirement shall be a minimum of 40% for a taxpayer in the Anacostia Historic
741 District” and inserting the phrase “cost of the rehabilitation” in its place.

742 (e) Subsection (i)(1) is amended by striking the phrase “5 years” and inserting the phrase
743 “10 years” in its place.

744 **SUBTITLE Q. COMMISSION ON THE ARTS AND HUMANITIES LARGE**
745 **CAPITAL PROJECTS**

746 Sec. 2161. Short title.

747 This subtitle may be cited as the “Commission on the Arts and Humanities Allotment
748 Adjustment and Large Capital Grants Amendment Act of 2023”.

749 Sec 2162. The Commission on the Arts and Humanities Act, effective October 21, 1975
750 (D.C. Law 1-22; D.C. Official Code § 39-201 *et seq.*), is amended as follows:

751 (a) Section 6(c-1) (D.C. Official Code § 39-205(c-1)) is amended as follows:

752 (1) The lead-in language is amended by striking the phrase “For Fiscal Year
753 2022” and inserting the phrase “For Fiscal Year 2024” in its place.

754 (2) Paragraph (1) is amended by striking the phrase “Not more than 22%” and
755 inserting the phrase “Not more than 20%” in its place.

756 (3) A new paragraph (1A) is added to read as follows:

757 “(1A) Not less than 9% of the annual budget shall be allocated for a large capital
758 grant program to be administered pursuant to section 6d.”.

759 (4) Paragraph (2) is amended to read as follows:

760 “(2)(A) The funds remaining after the allocations described in paragraphs (1) and
761 (1A) of this subsection shall be allocated for grants for the following purposes:

762 “(i) 17% for grants to fund capital projects in support of eligible
763 arts and humanities organizations;

764 “(ii) 54% for General Operating Support grants to eligible arts and
765 humanities organizations;

766

767 “(iii) 25% for other art grant programs established by the

768 Commission; and

769 “(iv) 4% the for the Humanities Grant Program administered by

770 HumanitiesDC.

771 “(B) Awards of General Operating Support grants pursuant to

772 subparagraph (A)(ii) of this paragraph shall be competitive, and each application of an eligible

773 organization shall be reviewed in cohorts of similar budget size, and with grant award amounts

774 tiered in relation to the grantee's budget size; provided, that an award to an individual

775 organization may not exceed 50% of the organization’s annual operating budget exclusive of

776 District funds.”.

777 (b) A new section 6d is added to read as follows:

778 “Sec. 6d. Large capital grants program.

779 “(a) There is established within the Commission a Large Capital Grants program to

780 provide subgrants to eligible organizations for the purpose of funding large capital grants for

781 facility improvements in an amount exceeding \$900,000 per grant.

782 “(b) Eligibility for a large capital grant shall be limited to organizations that:

783 “(1) Own the facility to be improved in fee simple, or hold a lease the facility to

784 be improved on a long-term basis of greater than 30 years; and

785 “(2) Use the grant to improve a facility with a real property tax assessment of \$1

786 million or more.

787 “(c) An organization awarded a large capital grant pursuant to this section shall not be
788 eligible for a grant to fund capital projects pursuant to section 6(c-1)(2)(A)(i) in the same fiscal
789 year.

790 “(d) An organization awarded a large capital grant pursuant to this section shall not be
791 eligible for a large capital grant for two subsequent fiscal years.

792 “(e)(1) The Commission, pursuant to Title I of the District of Columbia Administrative
793 Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.),
794 shall issue rules to implement the provisions of this section. Such rules shall set forth eligibility
795 and disbursement requirements in addition to the requirements in subsection (b) of this section.

796 “(2)(A) By November 1, 2023, proposed rules for implementation of this section
797 shall be submitted to the Council for approval.

798 “(B) If the Council does not approve or disapprove the proposed rules
799 submitted pursuant to subparagraph (A) of this paragraph, in whole or in part, by resolution
800 within a 60-day period that excludes days of Council recess and commences on the date of their
801 submission to the Council, the proposed rules shall be deemed approved.

802 “(C) The Commission may not advertise or award any grants under this
803 section until the Council has approved the proposed rules in whole or in part or the proposed
804 rules are deemed approved pursuant to subparagraph (B) of this paragraph.”.

805 **SUBTITLE R. HISTORIC PRESERVATION OF DISTRICT PROPERTIES**

806 Sec. 2171. Short title.

807 This subtitle may be cited as the “Historic Preservation of District Properties Extension
808 Amendment Act of 2023”.

809 Sec. 2172. Section 2 of the Historic Preservation of Derelict District Properties Act of
810 2016, effective March 11, 2017 (D.C. Law 21-223; 64 DCR 182), is amended as follows:

811 (a) Subsection (a) is amended by striking the phrase “2000 P Street, N.W., Suite 320,
812 Washington, D.C. 20036” and inserting the phrase “1307 New Hampshire Avenue, N.W., Suite
813 400, Washington, D.C. 20036” in its place.

814 (b) Subsection (b) is amended by striking the phrase “5 years” and inserting the phrase
815 “10 years” in its place.

816 Sec. 2173. Applicability.

817 This act shall apply as of March 9, 2023.

818 **SUBTITLE S. PUBLIC HOUSING STABILITY**

819 Sec. 2181. Short title.

820 This subtitle may be cited as the “Public Housing Stability Amendment Act of 2023”.

821 Sec. 2182. Section 3(c-1)(2) of the District of Columbia Housing Authority Act of 1999,
822 effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-202(c-1)(2)), is amended as
823 follows:

824 (a) Subparagraph (C) is amended by striking the phrase “year; and” and inserting the
825 phrase “year;” in its place.

826 (b) Subparagraph (D) is amended by striking the period at the end and inserting a
827 semicolon in its place.

828 (c) New subparagraphs (E) and (F) are added to read as follows:

829 “(E) Beginning October 1, 2027, the deed recordation tax amounts
830 specified in section 322(a)(1) of the District of Columbia Real Estate Deed Recordation Tax Act,

831 approved March 2, 1962 (76 Stat. 17; D.C. Official Code § 42-1122(a)(1)); and

832 “(F) Beginning October 1, 2027, the real property transfer tax amounts
833 specified in D.C. Official Code § 47-919(a)(1).”.

834 Sec. 2183. The District of Columbia Real Estate Deed Recordation Tax Act, approved
835 March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1101 *et seq.*), is amended as follows:

836 (a) Section 303(h) (D.C. Official Code § 42-1103(h)) is amended to read as follows:

837 “(h) Funds collected under this section shall be deposited pursuant to section 322.”.

838 (b) Section 322 (D.C. Official Code § 42-1122) is amended to read as follows:

839 “Sec. 322. Depositing collected money.

840 “(a) Beginning October 1, 2027:

841 “(1) 15% of the money collected under this act shall be deposited into the DCHA
842 Rehabilitation and Maintenance Fund, established pursuant to section 3(c-1) of the District of
843 Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C.
844 Official Code § 6-202(c-1)).

845 “(2) 15% of the money collected under this act shall be deposited into the
846 Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund
847 Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802).

848 “(b) All other money collected under this act shall be deposited in the General Fund.”.

849 Sec. 2184. Chapter 9 of Title 47 of the District of Columbia Official Code is amended as
850 follows:

851 (a) Section 47-903(f) is amended to read as follows:

852 “(f) Funds collected under this section shall be deposited pursuant to § 47-919.”.

853 (b) Section 47-919 is amended to read as follows:

854 “§ 47-919. Disposition of monies collected.

855 “(a) Beginning October 1, 2027:

856 “(1) 15% of the money collected under this chapter shall be deposited into the
857 DCHA Rehabilitation and Maintenance Fund established pursuant to section 3(c-1) of the
858 District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-150;
859 D.C. Official Code § 6-202(c-1)).

860 “(2) 15% of the money collected under this chapter shall be deposited into the
861 Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund
862 Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802).

863 “(b) Notwithstanding subsection (a) of this section, 85% of the money collected under this
864 chapter for the transfer of Lots 836, 837 and 855 in Square 37, or for the transfer of such
865 successor record or assessment and taxation lots as may be created through future subdivision or
866 creation of condominium units, shall be deposited in the West End Library and Fire Station
867 Maintenance Fund established by § 1-325.181.

868 “(c) All other money collected under this chapter shall be deposited in the General
869 Fund.”.

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

871 **SUBTITLE A. FIRE AND EMERGENCY MEDICAL SERVICES EMPLOYEE**

872 **PRESUMPTIVE DISABILITY ELIGIBILITY EXPANSION**

873 Sec. 3001. Short title.

874 This subtitle may be cited as the “Fire and Emergency Medical Services Employee
875 Presumptive Disability Amendment Act of 2023”.

876 Sec. 3002. Subtitle D of the Fire and Police Medical Leave and Limited Duty
877 Amendment Act of 2004, effective May 1, 2013 (D.C. Law 19-311; D.C. Official Code § 5-651
878 *et seq.*), is amended as follows:

879 (a) Section 653 (D.C. Official Code § 5-653) is amended as follows:

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

881 “(1) The member has been in contact with or exposed to a toxic substance while
882 in the line of duty that is associated with an increased risk of leukemia or cancer, and has a
883 diagnosis of:

884 “(A) Leukemia or breast, ovarian, pancreatic, prostate, rectal, colon,
885 colorectal, liver, testicular, or respiratory cancer;

886 “(B) Multiple myeloma, brain, non-Hodgkin’s, or throat cancer; or

887 “(C) Kidney, thyroid, or bladder cancer;”.

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

889 “(1) The EMS employee has been in contact with or exposed to a toxic substance
890 while in the line of duty that is associated with an increased risk of leukemia or cancer, and has a
891 diagnosis of:

892 “(A) Leukemia or breast, ovarian, pancreatic, prostate, rectal, colon,
893 colorectal, liver, testicular, or respiratory cancer;

894 “(B) Multiple myeloma, brain, non-Hodgkin’s, or throat cancer; or

895 “(C) Kidney, thyroid, or bladder cancer;”.

896 (b) Section 656 (D.C. Official Code § 5-656) is amended to read as follows:

897 "Sec. 656. Applicability.

898 "(a) Except as provided in subsections (b), (c), (d), and (e) of this section, this subtitle
899 shall apply as of October 1, 2016.

900 "(b) Section 654 shall apply as of October 1, 2017.

901 "(c) Section 652 shall apply as of October 1, 2018.

902 "(d) Section 653(a)(1)(B) and (b)(1)(B) shall apply as of October 1, 2023.

903 "(e) Section 653(a)(1)(C) and (b)(1)(C) shall apply as of October 1, 2027.”.

904 **SUBTITLE B. SCHOOL RESOURCE OFFICERS**

905 Sec. 3011. Short title.

906 This subtitle may be cited as the “School Resource Officers Amendment Act of 2023”.

907 Sec. 3012. Section 102 of the School Safety and Security Contracting Procedures Act of
908 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.02), is amended as
909 follows:

910 (a) Subsection (d) is amended to read as follows:

911 “(d) The Metropolitan Police Department shall publish on its website by the beginning of
912 each school year a description of the School Safety Division’s planned deployment of school
913 resource officers.”.

914 (b) Subsection (e) is repealed.

915 **SUBTITLE C. PUBLIC SAFETY GRANTS**

916 Sec. 3021. Short title.

917 This subtitle may be cited as the “Public Safety Grants Amendment Act of 2023”.

918 Sec. 3022. The Office of the Deputy Mayor for Public Safety and Justice Establishment
919 Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 1-301.191), is
920 amended by adding a new section 3023 to read as follows:

921 “Sec. 3023. Safe Commercial Corridors Program Pilot.

922 “(a) The Deputy Mayor for Public Safety and Justice (“Deputy Mayor”) shall establish a
923 pilot, under which the Deputy Mayor shall have grantmaking authority to issue grants to eligible
924 organizations, as described in subsection (b) of this section, solely for the purpose of creating or
925 augmenting a Safe Commercial Corridors Program, which shall promote public safety and health
926 through evidence-based activities for residents, workers, and visitors within the area served by
927 the organization and the surrounding area (“commercial district”).

928 “(b) To be eligible for a grant under this section, an organization shall:

929 “(1) Serve the District’s residents, workers, business owners, property owners,
930 and visitors of a commercial corridor in the Downtown, Shaw, and Adams Morgan
931 neighborhoods; and

932 “(2) Engage in the maintenance of public and commercial spaces in a commercial
933 corridor in the Downtown, Shaw, and Adams Morgan neighborhoods.

934 “(c) An organization seeking a grant under this section shall submit to the Deputy Mayor
935 a proposed Safe Commercial Corridors Program application, in a form prescribed by the Deputy
936 Mayor, which shall include:

937 “(1) A description of the public safety and health problems faced in the
938 commercial district;

939 “(2) A Safe Commercial Corridors Program Plan describing how the applicant
940 proposes to spend the grant funds in evidence-based ways to address the public safety and health
941 problems identified in the application and to promote improvements in public safety and health
942 in the commercial district;

943 “(3) A Clean Hands certification; and

944 “(4) Any additional information requested by the Deputy Mayor.

945 “(d) A Safe Commercial Corridors Program Plan may include the following activities:

946 “(1) Relationship-building with residents, workers, businesses, and regular
947 visitors;

948 “(2) Connecting residents, workers, visitors, and businesses with resources
949 available through District government agencies and direct service providers;

950 “(3) Providing safe passage for individuals who request accompaniment walking
951 to transit or their vehicle;

952 “(4) Assisting business owners with improvements to their security and safety
953 systems and protocols;

954 “(5) Responding to individuals with substance use disorders and implementing
955 harm-reduction strategies;

956 “(6) Implementing de-escalation techniques;

957 “(7) Deterring crime and public safety violations;

958 “(8) Liaising with residents, workers, businesses, visitors, District public safety
959 and health agencies, direct service providers in the community, and others as appropriate;

960 “(9) Providing culturally competent services and programming; and

961 “(10) Implementing other innovative strategies to promote public safety.

962 “(e) Organizations receiving funds pursuant to this section shall endeavor to coordinate
963 with other organizations receiving funds pursuant to this section and to share results and lessons
964 learned from implementation of a Safe Commercial Corridors Program and other public safety
965 efforts implemented by the organization.

966 “(f) A grant awarded pursuant to this section may be used to pay for the costs of:

967 “(1) Salary and fringe benefits for staff;

968 “(2) Equipment, training, training materials, uniforms, first aid and other medical
969 materials and equipment, and other materials and equipment for purposes of implementing the
970 Safe Commercial Corridors Program; and

971 “(3) Other costs that support improved public safety and health pursuant to the
972 Safe Commercial Corridors Program Plan.

973 “(g) An organization receiving a grant pursuant to this section shall submit a report to the
974 Deputy Mayor by the end of each fiscal year in which funds are received containing the
975 following:

976 “(1) An evaluation of the success of its Safe Commercial Corridors Program,
977 including a detailed description of the program activities;

978 “(2) A description of any training or support provided to program staff;

979 “(3) A summary of the number and types of interactions between program staff
980 and residents, visitors, businesses, and other individuals;

981 “(4) Evidence indicating the impact of the program activities on public safety and
982 health indicators; and

983 “(5) Any other data or information as required by the Deputy Mayor.”.

984 Sec. 3023. In Fiscal Year 2024, the Office of Victim Services and Justice Grants shall
985 award a grant, on a competitive basis, in an amount not to exceed \$200,000, to a community-
986 based organization to support the Violence Prevention and Response Team (“VPART”),
987 including coordinating and leading VPART meetings and providing services to support the
988 District’s response to hate crimes, including cultural competency training for relevant agency
989 staff and other service providers.

990 Sec. 3024. Notwithstanding the Grant Administration Act of 2013, effective December
991 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2024, the
992 Office of Neighborhood Safety and Engagement shall award one grant to each of the following
993 organizations to support their work on preventing gun violence; provided, that the combined total
994 of the 3 grants under this section shall not exceed \$150,000:

995 (1) Yaay Me, Inc.;

996 (2) Parent Watch, Inc.; and

997 (3) The TRIGGER Project.

998 **TITLE IV. PUBLIC EDUCATION SYSTEMS**

999 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA**

1000 Sec. 4001. Short title.

1001 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools
1002 Increase Amendment Act of 2023”.

1003 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
1004 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
1005 38-2901 *et seq.*), is amended as follows:

1006 (a) Section 103 (D.C. Official Code § 38-2902) is amended by adding a new subsection
1007 (b-1) to read as follows:

1008 “(b-1) Starting in Fiscal Year 2025, the cost of IMPACTplus bonus payments shall be
1009 paid from operating budget appropriations from the General Fund for DCPS and included in the
1010 Formula.”.

1011 (b) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase
1012 “\$12,419 per student for Fiscal Year 2023” and inserting the phrase “\$13,046 per student for
1013 Fiscal Year 2024” in its place.

1014 (c) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array
1015 and inserting the following tabular array in its place:

“Grade Level	Weighting	Per Pupil Allocation in FY 2024
“Pre-Kindergarten 3	1.34	\$17,482
“Pre-Kindergarten 4	1.30	\$16,960
“Kindergarten	1.30	\$16,960
“Grades 1-5	1.00	\$13,046
“Grades 6-8	1.08	\$14,090
“Grades 9-12	1.22	\$15,916

“Alternative program	1.52	\$19,830
“Special education school	1.17	\$15,264
“Adult	0.91	\$11,872

1016 ”.

1017 (d) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

1018 “(c) The supplemental allocations shall be calculated by applying weightings to the

1019 foundation level as follows:

1020 “Special Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Allocation in FY 2024
“Level 1: Special Education	Eight hours or less per week of specialized services	0.97	\$12,655
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$15,655
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$25,701

“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	\$45,531
“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	\$1,292
“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	\$1,161
“Residential	District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$21,787

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“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2024
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“Elementary ELL	Additional funding for English language learners in grades PK3-5	0.50	\$6,523
“Secondary ELL	Additional funding for English language learners in grades 6-12, alternative students, adult students, and students in special education schools	0.75	\$9,785
“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	\$3,131
“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	\$783
“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	0.07	\$913
“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	0.07	\$913

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“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Allocation in FY 2024
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	0.37	\$4,827
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	1.34	\$17,482
“Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	2.89	\$37,703

“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 District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	2.89	\$37,703
“LEP/NEP - Residential	Additional funding to support the after-hours limited and non-English proficiency needs of students living in a District of Columbia Public Schools school or public charter school that provides students with room and board in a residential setting	0.668	\$8,715

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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 2024
“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	\$822

“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	\$2,961
“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	\$6,406
“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	\$6,406

1028 ”.

1029 (e) Section 106a(c-2)(1) (D.C. Official Code § 38-2905.01(c-2)(1)) is amended by
1030 striking the phrase “based on projected enrollments” and inserting the phrase “based on actual
1031 audited enrollments for public charter schools and projected enrollments for DCPS schools” in
1032 its place.

1033 (f) Section 106b (D.C. Official Code § 38-2905.02) is amended as follows:

1034 (1) Subsection (b) is amended as follows:

1035 (A) Designate the existing text as paragraph (1).

1036 (B) A new paragraph (2) is added to read as follows:

1037 “(2) There shall be deposited into the Fund \$19,835,082 in Fiscal Year 2024.”.

1038 (2) Subsection (c) is amended to read as follows:

1039 “(c)(1) Money in the Fund shall be used to provide stability to DCPS and public charter
1040 schools as they respond to the effects of the COVID-19 pandemic and continue recovery efforts
1041 initiated with federal relief grants.

1042 “(2) Of the amount deposited into the Fund in Fiscal Year 2023, 52.62%,
1043 equivalent to \$9,559,091, shall be transferred to the DCPS and 47.38%, equivalent to \$8,605,828
1044 (“FY23 PCS Amount”), shall be allocated to public charter schools pursuant to subsection (d) of
1045 this section.

1046 “(3) Of the amount deposited into the Fund in Fiscal Year 2024, 52.62%,
1047 equivalent to \$10,437,996, shall be transferred to the DCPS and 47.38%, equivalent to
1048 \$9,397,086 (“FY24 PCS Amount”), shall be allocated to public charter schools pursuant to
1049 subsection (d-1) of this section.”.

1050 (3) Subsection (d) is amended by striking the phrase “PCS Amount” and inserting
1051 the phrase “FY23 PCS Amount” in its place.

1052 (4) A new subsection (d-1) is added to read as follows:

1053 “(d-1) From the FY24 PCS Amount, in School Year 2023-2024, the Mayor shall award
1054 each public charter school \$196.11 per enrolled pupil, which the Mayor shall pay in quarterly
1055 installments throughout Fiscal Year 2024 according to the schedule and enrollment figures the
1056 Mayor uses to make Formula payments pursuant to section 107b(b); provided, that the first
1057 quarterly payment may be paid by October 15, 2023.”.

1058 **SUBTITLE B. EDUCATION TO EMPLOYMENT DATA SYSTEM**

1059 Sec. 4011. Short title.

1060 This title may be cited as the “Education to Employment Data System Amendment Act of
1061 2023”.

1062 Sec. 4012. Section 202 of the Department of Education Establishment Act of 2007,
1063 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-191), is amended by adding
1064 new subsections (b-1) and (b-2) to read as follows.

1065 “(b-1)(1) The Deputy Mayor for Education may implement a centralized data system to
1066 collect, analyze, and publish data on how and how well the District’s education and workforce-
1067 related programs, and the agencies and entities implementing those programs, are serving
1068 District residents throughout their lifetimes, with the goal of enabling the linkage, management,
1069 and monitoring of information on individuals’ progress through education, workforce training,
1070 and employment.

1071 “(2) Each agency of the District government, including independent agencies,
1072 shall cooperate with the Deputy Mayor for Education in the implementation of the centralized
1073 data system, including by sharing education data for grades pre-kindergarten through 12, higher
1074 education data, and adult education data and workforce data with the Deputy Mayor for
1075 Education to the maximum extent allowed by federal law and notwithstanding the provisions of
1076 any District law otherwise limiting the sharing of such information.

1077 “(3) For the purposes of this subsection, the term:

1078 (A) “Education data” means data relating to individual and aggregate
1079 student performance, including, as applicable:

1080 “(i) Student progress information, including enrollment, retention,
1081 attendance, credit hours earned, graduation status, graduation rate, and time to degree;

1082 “(ii) Academic performance data, including grade point average,
1083 state assessment results, major selected, courses taken, and degree earned;
1084 “(iii) Financial aid status, including amount and type of financial
1085 aid awarded;
1086 “(iv) College and career preparedness data, including:
1087 “(I) Participation in career and technical education, work-
1088 based learning programs, early college, and dual enrollment programs; and
1089 “(II) Free Application for Federal Student Aid completion
1090 status; and
1091 “(v) Student demographics and data by special population statuses,
1092 including status as:
1093 “(I) Eligible for English learner and special education
1094 services;
1095 “(II) A recipient of assistance under the Supplemental
1096 Nutrition Assistance Program, Temporary Assistance for Needy Families program, or Pell
1097 grants;
1098 “(III) Under the legal responsibility of a foster care agency
1099 or court; and
1100 “(IV) Experiencing homelessness.
1101 “(B) “Workforce data” means data relating to participation in workforce
1102 programs and workforce outcomes, including:

1103 “(i) Employment information, including type of employment,
1104 employer name, location of employment, wage, number of hours worked, and length of
1105 employment;

1106 “(ii) Employment-related benefits data and status, including
1107 unemployment status and data; and

1108 “(iii) Workforce program participation data, including program
1109 enrollment, program completion status, and credentials earned.

1110 “(C) “Workforce program” includes apprenticeship programs, subsidized
1111 employment programs, occupational skills training, on-the-job training, internships, and job
1112 readiness programs.”.

1113 “(b-2) The Department of Education shall be considered an authorized representative of
1114 the Office of the State Superintendent of Education and the Higher Education Licensure
1115 Commission under applicable federal, District, and state laws and regulations for the purpose of
1116 accessing and compiling student record data for research purposes.”.

1117 Sec. 4013. Section 13(f) of the District of Columbia Unemployment Compensation Act,
1118 approved August 28, 1935 (49 Stat. 953; D.C. Official Code § 51-113(f)), is amended as follows:

1119 (a) Paragraph (2) is amended by redesignating the second subparagraph (C) as
1120 subparagraph (D).

1121 (b) Paragraph (3) is amended by striking the phrase “system of public employment
1122 offices” and inserting the phrase “system of public employment offices or with responsibility or
1123 authority for the evaluation of workforce or education programs” in its place.

1124 (c) A new paragraph (4) is added to read as follows:

1125 “(4) The Director may disclose workforce and employment data that is otherwise
1126 protected pursuant to paragraph (1) of this subsection without prior consent from the employing
1127 unit or individual when:

1128 “(A) Disclosure is to another District agency or the agent or contractor of
1129 a District agency for the purpose of evaluating workforce or education programs; and

1130 “(B) The use or disclosure is consistent with District and federal law.”.

1131 **SUBTITLE C. UNIVERSAL PAID LEAVE IMPLEMENTATION FUND**

1132 Sec. 4021. Short title.

1133 This subtitle may be cited as the “Universal Paid Leave Implementation Fund
1134 Amendment Act of 2023”.

1135 Sec. 4022. Section 1152 of the Universal Paid Leave Implementation Fund Act of 2016,
1136 effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01), is amended as
1137 follows:

1138 (a) Subsection (b)(2) is amended as follows:

1139 (1) The lead-in language is amended by striking the phrase “Fund the Universal
1140 Paid Leave” and inserting the phrase “Fund each fiscal year the Universal Paid Leave” in its
1141 place.

1142 (2) Subparagraph (A) is amended by striking the phrase “No more than 8.75% of
1143 money in the Fund” and inserting the phrase “No more than 15% of the money estimated to be
1144 deposited in the Fund” in its place.

1145 (3) Subparagraph (B) is amended by striking the phrase “money in the Fund” and
1146 inserting the phrase “money estimated to be deposited in the Fund” in its place.

1147 (4) Subparagraph (C) is amended by striking the phrase “money in the Fund” and
1148 inserting the phrase “money estimated to be deposited in the Fund” in its place.

1149 (b) A new subsection (b-1) is added to read as follows:

1150 “(b-1) For the purposes of subsection (b) of this section, the phrase “money estimated to
1151 be deposited in the Fund” means the amount of revenue that the Chief Financial Officer
1152 estimates will be deposited in the Fund, as indicated in the certification provided by the Chief
1153 Financial Officer pursuant to section 104a(b) of the Universal Paid Leave Amendment Act of
1154 2016, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 32-541.04a(b)),
1155 during the fiscal year in which the money in the Fund will be used to fund the Universal Paid
1156 Leave Administration Fund.”.

1157 **SUBTITLE D. CHILD CARE SUBSIDIES FOR CHILDREN WITH**
1158 **DISABILITIES**

1159 Sec. 4031. Short title.

1160 This subtitle may be cited as the “Enhancing Child Care Access for Children with
1161 Disabilities Amendment Act of 2023”.

1162 Sec. 4032. Section 3 of the Day Care Policy Act of 1979, effective September 19, 1979
1163 (D.C. Law 3-16; D.C. Official Code § 4-402), is amended as follows:

1164 (a) Subsection (a) is amended as follows:

1165 (1) Paragraph (4) is amended by striking the phrase “; and” and inserting a
1166 semicolon in its place.

1167 (2) Paragraph (5) is amended by striking the period at the end and inserting the
1168 phrase “; and” in its place.

1169 (3) A new paragraph (6) is added to read as follows:

1170 “(6) Provide a program which supports the childcare needs of children with
1171 disabilities and their families.”.

1172 (b) A new subsection (b-1) is added to read as follows:

1173 “(b-1) The Department is further authorized to:

1174 “(1) Make grants, as authorized by section 7g(c)(5) of the State Education Office
1175 Establishment Act of 2000, effective March 10, 2015 (D.C. Law 20-196; D.C. Official Code §
1176 38-2613(c)(5)), to child development facilities to support the costs of maintaining dedicated slots
1177 for infants and toddlers with disabilities and for providing out-of-school-time programming to
1178 school-aged children with disabilities; and

1179 “(2) Establish a referral program to place children with disabilities in dedicated
1180 grant-funded slots.”.

1181 Sec. 4033. Section 7g(c) of the State Education Office Establishment Act of 2000,
1182 effective March 10, 2015 (D.C. Law 20-196; D.C. Official Code § 38-2613(c)), is amended as
1183 follows:

1184 (a) Paragraph (3)(C) is amended by striking the phrase “; and” and inserting a semicolon
1185 in its place.

1186 (b) Paragraph (4) is amended by striking the period at the end and inserting the phrase “;
1187 and” in its place.

1188 (c) A new paragraph (5) is added to read as follows:

1189 “(5) Make grants to child development facilities to support the costs of
1190 maintaining dedicated slots for infants and toddlers with disabilities and providing out-of-school-

1191 time programming to school-aged children with disabilities and to implement a referral program
1192 to place children with disabilities in dedicated grant-funded slots.”.

1193 **SUBTITLE E. STATE BOARD OF EDUCATION COMPENSATION**

1194 Sec. 4041. Short title.

1195 This subtitle may be cited as the “State Board of Education Compensation Amendment
1196 Act of 2023”.

1197 Sec. 4042. Section 1110 of the District of Columbia Government Comprehensive Merit
1198 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
1199 611.10), is amended to read as follows:

1200 “Sec. 1110. Compensation — Members of the State Board of Education.

1201 “(a) Notwithstanding any other provision of law, each member of the State Board of
1202 Education shall, in 2024, receive an annual salary of \$20,000; except, the President of the Board
1203 of Education shall, in 2024, receive an annual salary of \$21,000. In each subsequent year, the
1204 annual salary of each member and the President of the SBOE shall be increased by a percentage
1205 equal to the percentage by which the Consumer Price Index for All Urban Consumers for the
1206 Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or such
1207 successor metropolitan statistical area that includes the District) increased in the prior calendar
1208 year.

1209 “(b) The salaries of the members and President of the SBOE shall not be subject to step
1210 increases or any other increase not provided for by this section.”.

1211 Sec. 4043. Applicability.

1212 This subtitle shall apply as of January 1, 2024.

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1214 **SUBTITLE F. LIBRARY COLLECTIONS ACCOUNT**

1215 Sec. 4051. Short title.

1216 This subtitle may be cited as the “Library Collections Account Amendment Act of 2023”.

1217 Sec. 4052. Section 14(b) of An Act To establish and provide for the maintenance of a free
1218 public library and reading room in the District of Columbia, effective September 20, 2012 (D.C.
1219 Law 19-168; D.C. Official Code § 39-114(b)), is amended by striking the phrase “Public
1220 Library” and inserting the phrase “Public Library, and to support the procurement, processing,
1221 and cataloging of library materials” in its place.

1222 **SUBTITLE G. PUBLIC CHARTER SCHOOL TEACHER COMPENSATION**

1223 **GRANTS**

1224 Sec. 4061. Short title.

1225 This subtitle may be cited as the “Public Charter School Teacher Compensation Act of
1226 2023”.

1227 Sec. 4062. (a) In School Year 2023-2024, the Office of the State Superintendent of
1228 Education (“OSSE”) shall make direct payments in a total amount of \$73,572,698 from the
1229 Workforce Investments Account to public charter LEAs for the purpose of:

1230 (1) Increasing compensation retroactively at a rate of 7.6% over a public charter
1231 LEA’s School Year 2022-2023 pay scale for teachers whom a public charter LEA employed as
1232 of October 5, 2022, and who remain employed by the LEA as of September 1, 2023;

1233 (2) Increasing compensation prospectively at a rate of 12.5% over a public charter
1234 LEA’s School Year 2019-2020 pay scale for teachers whom an LEA employs as of September 1,
1235 2023; and

1236 (3) If funds remain after making payments to increase teacher compensation
1237 pursuant to paragraphs (1) and (2) of this subsection, increasing compensation for school-based
1238 educators and support staff.

1239 (b) For the purposes of this section, the term:

1240 (1) “Public charter LEA” means an individual or a group of public charter schools
1241 operating under a single charter.

1242 (2) “Teacher” means a school-based employee who provides instruction in a core
1243 or non-core academic subject, and includes general or special education teachers instructing
1244 students in the core subject areas of English language arts, math, science, and social studies, as
1245 well as non-core subjects such as arts, foreign language, and physical education, but excludes
1246 student support professionals such as speech therapists or social workers, counselors, librarians,
1247 coaches, principals, special education coordinators, program coordinators, deans, office staff,
1248 custodians, or any other non-instructional personnel.

1249 Sec. 4063. Section 47-368.07(b)(2) of the District of Columbia Official Code is amended
1250 by striking the phrase “Payments to public charter schools authorized by section 204 of the
1251 Fiscal Year 2018 Budget Support Clarification Amendment Act of 2018, passed on 2nd reading
1252 on April 10, 2018 (Enrolled version of Bill 22-466)” and inserting the phrase “Payments to
1253 public charter schools authorized to be paid from the Account by other District law” in its place.

1254 **SUBTITLE H. WARD 4 LIBRARIES**

1255 Sec. 4071. Short title.

1256 This subtitle may be cited as the “Ward 4 Libraries Act of 2023”.

1257 Sec. 4072. (a)(1) Notwithstanding any other provision of law, no public funds shall be
1258 used to relocate or close the Juanita E. Thornton-Shepherd Park Branch of the District of
1259 Columbia Public Library; provided, that this prohibition shall not apply to a temporary relocation
1260 or closure for the purpose of modernizing, renovating, improving, or maintaining the library
1261 facility.

1262 (2) For purposes of this subtitle, the term “public funds” includes federal, local,
1263 and capital funds.

1264 (b)(1) Notwithstanding any other provision of law, the Mayor or a subordinate executive
1265 branch agency designated by the Mayor (“Mayor’s designee”) shall be authorized to use funds
1266 appropriated for capital project SPL37 to acquire real property that is suitable for development of
1267 a new full-service branch library to address a library service gap in Brightwood Park and Manor
1268 Park, as identified in the District of Columbia Public Library’s facilities master plan for 2021-
1269 2030; provided, that the real property be located within one-half mile of the portion of Kennedy
1270 Street, NW, situated between 13th Street, NW, and Kansas Avenue, NW.

1271 (2) Beginning June 1, 2024, and by June 1 of each year thereafter until acquisition
1272 of the real property described in this subsection is complete, the Mayor or the Mayor’s designee
1273 shall deliver a written report on the status of the acquisition to the Council and Ward 4 Advisory
1274 Neighborhood Commissions.

1275 (3) Until acquisition of the real property described in this subsection is complete,
1276 all amounts appropriated as funded capital allotments to project SPL37 shall not be
1277 reprogrammed to any other projects.

1278 (c) The Mayor may exercise eminent domain in accordance with the procedures set forth
1279 in Subchapter II of Chapter 13 of Title 16 of the District of Columbia Official Code to acquire
1280 real property suitable for development of a new full-service branch library described in
1281 subsection (b) of this section.

1282 **SUBTITLE I. COMMUNITY ACCESS TO RECREATIONAL SPACE PILOT**
1283 **PROGRAM**

1284 Sec. 4081. Short title.

1285 This subtitle may be cited as the “Community Access to Recreational Space Pilot
1286 Program Act of 2023”.

1287 Sec. 4082. Public Access to Recreational Facilities Pilot Program.

1288 (a)(1) In Fiscal Year 2024, the Department of Parks and Recreation (“DPR”) shall
1289 establish a pilot program to expand safe and sanitary public access to the recreational facilities at
1290 Garrison Elementary School and Benjamin Banneker High School on evenings and weekends,
1291 outside of the hours in which the facilities are in active use by the schools and student activities.

1292 (2) Under the pilot program, DPR shall enter an agreement with Garrison
1293 Elementary School and Benjamin Banneker High School to determine the hours of public use, at
1294 times that would not interfere with school- and student-related activities.

1295 (b) During all evening and weekend hours in which the facilities are open to the public,
1296 the DPR shall facilitate security and custodial services as necessary to allow the safe and sanitary
1297 use of public recreation amenities, either directly, through a District agency partner, or another
1298 third party.

1299 **SUBTITLE J. DEPARTMENT OF PARKS AND RECREATION GRANTS**

1300 Sec. 4091. Short title.

1301 This subtitle may be cited as the “Department of Parks and Recreation Grants Act of
1302 2023”.

1303 Sec. 4092. Notwithstanding the Grant Administration Act of 2013, effective December
1304 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2024, the
1305 Department of Parks and Recreation shall issue the following grants:

1306 (1) \$250,000 to Georgetown Heritage to complete design planning for the C&O
1307 Canal Educational and Cultural Center; and

1308 (2) \$100,000 to Horton’s Kids to support its work in Ward 8 helping children and
1309 families by providing high impact tutoring, youth development, college and career readiness,
1310 school partnerships, and family support services. This grant also may be used to support the
1311 organization’s capital needs.

1312 **SUBTITLE K. UNIVERSITY OF THE DISTRICT OF COLUMBIA FUNDING**

1313 Sec. 4101. Short title.

1314 This subtitle may be cited as the “University of the District of Columbia Funding Act of
1315 2023”.

1316 Sec. 4102. (a) In Fiscal Year 2024, of the funds allocated to the Non-Departmental
1317 Account, \$1 shall be transferred to the University of the District of Columbia (“UDC”) for every
1318 \$1 that UDC raises from private donations by April 1, 2024, up to a maximum transfer of \$1
1319 million.

1320 (b) Of the amount transferred to UDC pursuant to subsection (a) of this section, no less
1321 than one-third of the funds shall be deposited into UDC’s endowment fund.

1322 Sec. 4103. (a) In Fiscal Year 2024, the University of the District of Columbia (“UDC”)
1323 shall use funds authorized to be transferred to UDC from the Workforce Investment Account to
1324 increase compensation for faculty and staff positions existing as of October 1, 2023.

1325 (b) By September 1, 2024, UDC shall submit a report to the Council detailing its use of
1326 the funds referenced in subsection (a) of this section, which shall include an accounting of
1327 compensation increases by position title.

1328 **SUBTITLE L. PUBLIC SCHOOL HEALTHY FOOD CURRICULUM GRANTS**

1329 Sec. 4111. Short title.

1330 This subtitle may be cited as the “Public School Healthy Food Curriculum Grants
1331 Amendment Act of 2023”.

1332 Sec. 4112. Section 302 of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C.
1333 Law 18-209; D.C. Official Code § 38-823.02), is amended by adding a new subsection (c) to
1334 read as follows:

1335 “(c) In Fiscal Year 2024 and no later than November 1, 2023, notwithstanding the Grant
1336 Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code
1337 § 1-328.11 *et seq.*), the Office of the State Superintendent of Education shall issue a \$1.9 million
1338 grant to a not-for-profit organization that currently partners with the District of Columbia Public
1339 Schools (“DCPS”) to integrate a farming, cooking, and nutrition education curriculum (“healthy
1340 food programming”) into core academics for the purpose of continuing healthy food
1341 programming at DCPS in the 2023-2024 school year.”.

1342 Sec. 4113. Applicability.

1343 This subtitle shall apply as of the effective date of the Fiscal Year 2024 Budget Support
1344 Emergency Act of 2023, passed on emergency basis on June ____, 2023 (Enrolled version of Bill
1345 25-____).

1346 **SUBTITLE M. SPECIAL NEEDS PUBLIC CHARTER SCHOOL FUNDING**

1347 Sec. 4121. Short title.

1348 This subtitle may be cited as the “Special Needs Public Charter School Funding
1349 Authorization Act of 2023”.

1350 Sec. 4122. (a)(1) Notwithstanding section 2401(b)(3)(B)(i) of the School Reform Act of
1351 1995, approved April 26, 1996 (110 Stat. 1321-136; D.C. Official Code § 38-
1352 1804.01(b)(3)(B)(i)), in Fiscal Year 2024, the Public Charter School Board (“PCSB”) shall
1353 transmit \$1 million to St. Coletta Special Education Public Charter School (“School”), which
1354 shall be in addition to any funds transmitted to the School pursuant to the Uniform Per Student
1355 Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March
1356 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*).

1357 (2) PCSB shall transfer the funds authorized pursuant to paragraph (1) of this
1358 subsection to a bank designated by the School within 30 days of the effective date of the Fiscal
1359 Year 2024 Local Budget Act of 2023, passed on 2nd reading on May 30, 2024 (Enrolled version
1360 of Bill 25-202).

1361 (3) Within 2 business days of transferring the funds authorized in subsection (a)
1362 of this section to the School, PCSB shall submit documentation to the Council showing that such
1363 transfer occurred.

1364 (b)(1) PCSB shall require the School to submit to it a quarterly accounting of all
1365 expenditures made with the additional funds the School received pursuant to subsection (a) of
1366 this section.

1367 (2) PCSB may consider the School's failure to submit the quarterly accounting
1368 required pursuant to paragraph (1) of this subsection as fiscal mismanagement.

1369 **SUBTITLE N. OUT OF SCHOOL TIME OFFICE GRANT AUTHORITY**

1370 Sec. 4131. Short title.

1371 This subtitle may be cited as the “Out of School Time Office Grant Authority Expansion
1372 Amendment Act of 2023”.

1373 Sec. 4132. The Office of Out of School Time Grants and Youth Outcomes Establishment
1374 Act of 2016, effective April 7, 2017 (D.C. Law 21-261; D.C. Official Code § 2-1555.01 *et seq.*),
1375 is amended as follows:

1376 (a) Section 4(b) (D.C. Official Code § 2-1555.03(b)) is amended by striking the phrase
1377 “organizations providing” and inserting the phrase “organizations, District of Columbia Public
1378 Schools schools, and public charter schools providing” in its place.

1379 (b) Section 5(b) (D.C. Official Code § 2–1555.04(b)), is amended as follows:

1380 (1) Paragraph (1) is amended by striking the phrase “Except as provided in
1381 paragraphs (2) and (3) of this subsection” and inserting the phrase “Except as provided in
1382 paragraphs (2), (3), and (4) of this subsection” in its place.

1383 (2) A new paragraph (4) is added to read as follows:

1384 “(4) The Office may award grants on a competitive or formula basis to one or more
1385 District of Columbia Public Schools schools or public charter schools for the purpose of providing
1386 out-of-school-time programs.”.

1387 **SUBTITLE O. EARLY CHILDHOOD EDUCATOR PAY EQUITY INCREASES**

1388 Sec. 4141. Short title.

1389 This subtitle may be cited as the “Early Childhood Educator Pay Equity Increase
1390 Amendment Act of 2023”.

1391 Sec. 4142. Section 11b(b) of the Day Care Policy Act of 1979, effective October 30,
1392 2018 (D.C. Law 22-179; D.C. Official Code § 4-410.02(b)), is amended as follows:

1393 (a) The lead-in language is amended by striking the word “Educatory” and inserting the
1394 word “Educator” in its place.

1395 (b) The tabular arrays are amended to read as follows:

1396 “

Table 1: Assistant Teacher Minimum Salaries	
Credential Level	Minimum salary
Less than a CDA	\$43,865/year
CDA	\$51,006/year
Associate’s	\$54,262/year

1401

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	\$54,262/year

1402	Associate’s in ECE or Associate’s	\$63,838/year
1403	with greater than or equal to 24 credit	
1404	hours in ECE	
1405	.”. Bachelor’s in ECE or Bachelor’s with	\$75,103/year
1406	greater than or equal to 24 credit hours	1406
1407	in ECE	
1408		

1409 Sec. 4143. Applicability.

1410 This subtitle shall apply as of the effective date of the Fiscal Year 2024 Budget Support
 1411 Emergency Act of 2023, passed on emergency basis on ____, 2023, (Enrolled version of Bill 25-
 1412 ____).

1413 **SUBTITLE P. REPEAL OF OSSE SPECIAL FUNDS**

1414 Sec. 4151. Short title.

1415 This subtitle may be cited as the “Office of the State Superintendent of Education Repeal
 1416 of Special Funds Amendment Act of 2023”.

1417 Sec. 4152. Section 10005 of the Revised Revenue Estimate Adjustment Allocation Act of
 1418 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.251), is
 1419 repealed.

1420 Sec. 4153. Section 7a of the Child Development Facilities Regulation Act of 1998,
 1421 effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 7-2036.01), is repealed.

1422 Sec. 4154. (a) Section 4073 of the Healthy Tots Act of 2014, effective February 26, 2015
 1423 (D.C. Law 20-155; D.C. Official Code § 38-282), is amended as follows:

1424 (1) The section heading is amended by striking the word “Fund” and inserting the
1425 word “funding” in its place.

1426 (2) Subsections (a) and (b) are repealed.

1427 (3) The lead-in language of subsection (c) is amended by striking the phrase “the
1428 Fund” and inserting the phrase “annual appropriations for the Healthy Tots Program” in its place.

1429 (4) The lead-in language of subsection (d) is amended by striking the phrase “the
1430 Fund” and inserting the phrase “annual appropriations for the Healthy Tots Program” in its place.

1431 (b) Section (3)(b)(23) of the of the State Education Office Establishment Act of 2000,
1432 effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(23)) is amended
1433 by striking the phrase “Healthy Tots Fund fulfill its” and insert the phrase “Healthy Tots funding
1434 and fulfill its” in its place.

1435 Sec. 4155. An Act to require the payment of tuition on account of certain persons who
1436 attend the public schools of the District of Columbia, and for other purposes, approved
1437 September 8, 1960 (74 Stat. 853; D.C. Official Code § 38-301 *et seq.*), is amended as follows:

1438 (a) Section 2(c) (D.C. Official Code § 38-302(c)) is repealed.

1439 (b) Section 15b (D.C. Official Code § 38-312.02) is repealed.

1440 Sec. 4156. Section 7j of the State Education Office Establishment Act of 2000, effective September
1441 11, 2019 (D.C. Law 23-16; D.C. Official Code § 38-2616), is repealed.

1442 **SUBTITLE Q. DCPS EDUCATOR EXIT SURVEY REPORT**

1443 Sec. 4151. Short title.

1444 This subtitle may be cited as the “DCPS Educator Exit Survey Report Amendment Act of
1445 2023”.

1446 Sec. 4152. The District of Columbia Public Schools Agency Establishment Act of 2007,
1447 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-171 *et seq.*), is amended as
1448 follows:

1449 (a) A new section 101a is added to read as follows:

1450 “Sec. 101a. Definitions.

1451 “For the purposes of this title, the term:

1452 “(1) “DCPS” means the District of Columbia Public Schools system.

1453 “(2) “Educator” includes a principal, assistant principal, teacher, assistant teacher,
1454 paraprofessional, school psychologist or counselor, or any person who provides professional
1455 educational services or psychological services at a school.

1456 “(3) “Educator Preparation Program” means a program preparing teachers, service
1457 providers, and administrators for District of Columbia PreK through grade 12 schools, which has
1458 been determined by the Office of the State Superintendent of Education to meet state standards
1459 for preparing candidates to enter the profession.

1460 “(4) “Personal Identifiable Information” means information that can be used to
1461 distinguish or trace an individual’s identity, either alone or when combined with other personal
1462 or identifying information that is linked or linkable to a specific individual.”.

1463 (b) Section 105 (D.C. Official Code § 38-174) is amended by adding a new subsection
1464 (d) to read as follows:

1465 “(d)(1) By November 30, 2024, and annually by November 30 thereafter, the Chancellor
1466 shall publish an Educator Exit Survey Report (“report”), that provides the results of exit surveys
1467 from the previous school year, and shall:

1468 “(A) Make public a summary of the surveys used to gather the necessary
1469 information to publish this report;

1470 “(B) Make public the data used to furnish the report without any personal
1471 identifiable information;

1472 “(C) Publish the number and percentage of educators systemwide and by
1473 school who left the employ of their school or the employ of DCPS, disaggregated by:

1474 “(i) Number of years of service at the school site;

1475 “(ii) Number of years of service in DCPS;

1476 “(iii) Race;

1477 “(iv) Gender;

1478 “(v) Reason for leaving;

1479 “(vi) Job Title

1480 (vii) Ward in which school is located;

1481 “(viii) Educator preparation program, if applicable;

1482 “(ix) Score on most recent evaluation, if applicable;

1483 “(x) Grade level taught, if applicable; and

1484 “(xi) Subject taught or relevant position.

1485 “(D) Highlight schools retaining more of their educators than other
1486 schools with similar student demographics and the practices those schools implement to retain
1487 educators.

1488 “(2) The data collected to publish the report shall be collected, stored, and
1489 presented in a way that protects any personal identifiable information from disclosure.”.

1490 **SUBTITLE R. WORKFORCE DEVELOPMENT PARTICIPANT FOOD**

1491 **PURCHASE AUTHORIZATION**

1492 Sec. 4161. Short title.

1493 This subtitle may be cited as the “Workforce Development Participant Food Purchase
1494 Authorization Amendment Act of 2023”.

1495 Sec. 4162. Section 2102 of the Transitional Employment Program and Apprenticeship
1496 Initiative Establishment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official
1497 Code § 32-1331), is amended by adding a new subsection (h) to read as follows:

1498 “(h) Department of Employment Services funds may be used to purchase food and non-
1499 alcoholic beverages for transitional employment program participants attending training and
1500 education activities when the purchase is reasonably necessary to assist in the effective
1501 achievement of a statutorily authorized goal, objective, or responsibility.”.

1502 Sec. 4163. Section 2a of the Youth Employment Act of 1979, effective January 5, 1980
1503 (D.C. Law 3-46; D.C. Official Code § 32-242), is amended by adding a new subsection (h) to
1504 read as follows:

1505 “(h) When the purchase is reasonably necessary to assist in the effective achievement of a
1506 statutorily authorized goal, objective, or responsibility, Department of Employment Services
1507 funds may be used to purchase food and non-alcoholic beverages for:

1508 “(1) Youth enrolled in the summer youth jobs program;

1509 “(2) District government employees at registration events at which participant
1510 eligibility is certified or transportation stipends are distributed, or at hiring events; and

1511 “(3) Participants, District government employees, and employees of host agencies
1512 who attend the annual closing ceremony.”.

1513 Sec. 4164. Section 3 of the Mayor’s Youth Leadership Institute Act of 2005, effective
1514 October 20, 2005 (D.C. Law 16-32; D.C. Official Code § 2-1572), is amended by adding a new
1515 subsection (d) to read as follows:

1516 “(d) Department of Employment Services funds may be used to purchase food and non-
1517 alcoholic beverages for participants during the required summer training program sessions and
1518 the District government employees who supervise the youth during the required summer training
1519 program sessions.”.

1520 Sec. 4165. Section 2e of the Youth Employment Act of 1979, effective December 3, 2020
1521 (D.C. Law 23-149; D.C. Official Code § 32-246), is amended by adding a new subsection (e) to
1522 read as follows:

1523 “(e) Department of Employment Services funds may be used to purchase food and non-
1524 alcoholic beverages for participants receiving DCIA skills training, when the purchase is
1525 reasonably necessary to assist in the effective achievement of a statutorily authorized goal,
1526 objective, or responsibility.”.

1527 Sec. 4166. Section 3 of An Act to provide for voluntary apprenticeship in the District of
1528 Columbia, approved May 21, 1946 (60 Stat. 204; D.C. Official Code § 32-1403), is amended by
1529 adding a new subsection (c) to read as follows:

1530 “(c) Department of Employment Services funds may be used to purchase food and non-
1531 alcoholic beverages for apprentices, when the purchase is reasonably necessary to assist in the
1532 effective achievement of a statutorily authorized goal, objective, or responsibility.”.

1533 **SUBTITLE S. FLEXIBLE SCHEDULE PILOT PROGRAM**

1534 Sec. 4171. Short title.

1535 This subtitle may be cited as the “Flexible Schedule Amendment Act of 2023”.

1536 Sec. 4172. The District of Columbia Public Schools Agency Establishment Act of 2007,
1537 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-171 *et seq.*), is amended by
1538 adding a new section 105b to read as follows:

1539 “Sec. 105b. District of Columbia Public Schools Flexible Schedule Pilot.

1540 “In Fiscal Year 2024, DCPS shall provide funds to up to 6 schools at no more than
1541 \$400,000 per school for the purpose of continuing or creating scheduling arrangements that
1542 allow for variation in the educators’ instructional calendars and formats on a daily, weekly, or
1543 yearly school basis while meeting students’ learning needs.”.

1544 Sec. 4173. The State Education Office Establishment Act of 2000, effective October 21,
1545 2000 (D.C. Law 13-176; D.C. Official Code § 38-2601 *et seq.*), is amended as follows:

1546 (a) Section 2b (D.C. Official Code § 38-2601.02) is amended by adding a new paragraph
1547 (5A) to read as follows:

1548 “(5A) “Public charter school” shall have the same meaning as provided in section
1549 2002 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat.
1550 1321-226; D.C. Official Code § 38-1800.02).”.

1551 (b) A new section 7k is added to read as follow:

1552 “Sec. 7k. Flexible Schedule Pilot Program.

1553 “(a) In School Year 2024-2025, OSSE shall administer an Flexible Schedule Pilot
1554 Program ("pilot") to assist participating DCPS schools and public charter schools in providing

1555 additional time for educators to engage in professional development, continuing education,
1556 course planning, collaboration, wellness, and other similar activities by providing financial
1557 support, resources and guidance, linkages to out-of-school-time program providers, and research
1558 on existing flexible schedule models across the District.

1559 “(b) OSSE shall issue a call for applications and select participating schools for the pilot
1560 by March 15, 2024.

1561 “(1) Participation in the pilot shall be based on criteria OSSE establishes, and the
1562 following considerations:

1563 “(A) The ratio of DCPS schools compared to public charter schools in the
1564 pilot should aim to be proportional to the ratio of DCPS schools to public charter schools in the
1565 District.

1566 “(B) The number of participating schools by ward should aim to be
1567 proportional to the number of students who attend school in each ward compared to the total
1568 number of students in the District;

1569 “(C) The responses a school provides with its application pursuant to
1570 paragraph (2) of this subsection; and

1571 “(D) OSSE shall give priority to:

1572 “(i) Elementary and middle schools; and

1573 “(ii) Schools with higher-than-average teacher attrition.

1574 “(2) Each school’s application to the pilot shall include:

1575 “(A) Its proposed flexible schedule and an explanation of how it will
1576 enhance student learning of the academic standards set forth by OSSE;

1577 “(B) The school-level administrator who is responsible for leading the
1578 pilot;

1579 “(C) Approval from the LEA for the school to participate;

1580 “(D) A plan for engaging and communicating with families and students
1581 about the pilot;

1582 “(E) The projected cost of the pilot and a description of anticipated
1583 expenses;

1584 “(F) Out-of-school-time program providers the school plans to work with
1585 to support the pilot and for what purposes; and

1586 “(G) Demographics of the school including:

1587 “(i) The ward in which the school is located;

1588 “(ii) Number and percentage of students disaggregated by race,
1589 English language learner status, at-risk status, and special education status;

1590 “(iii) Grade levels served; and

1591 “(iv) The number of educators at the school, disaggregated by
1592 administrators, teachers, counselors, psychologists, and paraprofessionals.

1593 “(c) OSSE shall:

1594 “(1) Collect data on schools using flexible schedules outside of the pilot that
1595 compares different scheduling models and educator attrition rates across those models;

1596 “(2) Collaborate with the Office of Out of School Time to engage out-of-school-
1597 time program providers interested in working with pilot schools and support connecting those
1598 partners with pilot participants;

- 1599 “(3) Provide resources and access to technical support for participating schools;
- 1600 “(4) Administer a post-pilot survey to educators that collects feedback on the:
- 1601 “(A) Efficacy of the pilot model measured against its stated goals at that
- 1602 school site;
- 1603 “(B) Educators’ satisfaction with the pilot at their school; and
- 1604 “(C) Educators’ intent to continue working at their school;
- 1605 “(5) Administer a post-pilot survey to students and families that collects feedback
- 1606 on their satisfaction with the implementation of the pilot at their school;
- 1607 “(6) By February 1, 2026, make publicly available, a report that includes:
- 1608 “(A) A description of the pilot at each school;
- 1609 “(B) Background information on each pilot school including the
- 1610 demographic information the school provided pursuant to subsection (b)(2)(G) of this section;
- 1611 “(C) A description of costs associated with implementing the pilot at each
- 1612 school;
- 1613 “(D) The results from the educator and student and family surveys issued
- 1614 pursuant to paragraphs (4) and (5) of this subsection and an analysis of the results;
- 1615 “(E) An analysis of other impacts or observations of the pilot not captured
- 1616 by the surveys and an analysis of external variables that may have contributed to survey
- 1617 outcomes and the students’ academic performance;
- 1618 “(F) An accounting of staff attrition in each participating school the year
- 1619 before the pilot year compared to the pilot year;
- 1620 “(G) Recommendations for the most effective models of the pilot;

1621 “(H) An analysis of the role out-of-school-time program providers played
1622 in supporting the pilot; and

1623 “(I) Recommendations for how successful pilot models can expand to
1624 other schools, and what barriers, policy or otherwise, that may prevent adoption of successful
1625 pilot models.

1626 “(d) For the purposes of this section, the term:

1627 “(1) “Educator” includes a principal, assistant principal, teacher, assistant teacher,
1628 paraprofessional, school psychologist or counselor, all school service providers, or any person
1629 who provides professional educational services or education psychological services at a school.

1630 “(2) “Flexible schedule” means a scheduling arrangement that allows for variation
1631 in the educators’ instructional calendar and format on a daily, weekly, or yearly school basis
1632 while meeting students’ learning needs.

1633 “(3) “Out-of-school-time program” means a program or service that engages
1634 youth in a variety of social, emotional, educational, and recreational activities to promote
1635 improvements to their intellectual, behavioral, and physical well-being, consistent with a youth
1636 development approach.

1637 “(4) “Paraprofessional” means an individual employed by an LEA to
1638 provide instructional, behavioral, or other support for teachers and students in or outside of the
1639 classroom. This term includes instructional aides or assistants, teacher aides, and
1640 paraeducators.”.

1641 **TITLE V. HUMAN SUPPORT SERVICES**

1642 **SUBTITLE A. PUBLIC HEALTH LABORATORY**

1643 Sec. 5001. Short title.

1644 This subtitle may be cited as the “Public Health Laboratory Amendment Act of 2023”.

1645 Sec. 5002. The Department of Health Functions Clarification Act of 2001, effective
1646 October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731 *et seq.*), is amended by adding a
1647 new section 4961 to read as follows:

1648 “Sec. 4961. Public Health Laboratory.

1649 “(a) There is established within the Department of Health (“Department”), the Public
1650 Health Laboratory (“PHL”).

1651 “(b) The PHL shall provide public health laboratory services for the District, including:

1652 “(1) Disease prevention, control, and surveillance;÷

1653 “(2) Clinical diagnostic testing;

1654 “(3) Integrated data management;

1655 “(4) Reference and specialized testing;

1656 “(5) Environmental health and protection;

1657 “(6) Food safety and surveillance;

1658 “(7) Laboratory improvement and regulation;

1659 “(8) Policy development;

1660 “(9) Public health preparedness and response;

1661 “(10) Public health-related research;

1662 “(11) Training and education;

1663 “(12) Partnerships and communication with academia, government, and private
1664 industries; and

1665 “(13) Other services to monitor and detect health threats.

1666 “(c)(1) The Department may provide public health laboratory services to the federal
1667 government, state and local jurisdictions, academic institutions, nonprofit organizations, and
1668 hospitals and other health-related entities.

1669 “(2) The Mayor may establish fees for the provision of services by the PHL and
1670 may impose charges for reasonable costs related to expert-witness testimony provided by
1671 employees of the PHL, including the cost of preparation, travel, and related administrative
1672 functions.

1673 “(d) By December 31, 2023, the Department shall submit to the Council an
1674 organizational assessment of the PHL, which shall include:

1675 “(1) An organizational plan, including an organization chart and a listing of all
1676 current full-time equivalent positions;

1677 “(2) A strategic human capital plan, which shall identify the skills and personnel
1678 necessary to fulfill the functions of the PHL, current available human resources, and recruiting
1679 priorities and efforts;

1680 “(3) A detailed assessment of the services currently provided by the PHL and
1681 other potential services it could provide, including best practices from other state public health
1682 laboratories;

1683 “(4) A detailed description of how the PHL is currently funded, with a breakdown
1684 of local and federal funding sources, and identification of other potential non-local revenue, such
1685 as fees and grants, based on examples from other state public health laboratories;

1686 “(5) A detailed description of how the PHL will interact with the laboratories co-
1687 located with it, including protocols for how the laboratories are assigning shared equipment,
1688 facility space and fixed costs, security, and other shared costs;

1689 “(6) A detailed description of how the Department will identify, investigate, and
1690 develop corrective actions for any allegations of negligence, misconduct, or misidentification or
1691 other testing error related to the PHL; and

1692 “(7) A detailed plan of how the PHL will be integrated into the Department’s core
1693 mission and services.

1694 “(e)(1) The Mayor, pursuant to Title I of the District of Columbia Administrative
1695 Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*),
1696 may issue rules to implement the provisions of this section.

1697 “(2)(A) All functions, authority, programs, positions, personnel, property, records,
1698 and unexpended balances of appropriations, allocations, and other funds available or to be made
1699 available to the Department of Forensic Sciences for the provision of public health laboratory
1700 services are transferred to the Department of Health.

1701 “(B) All rules, orders, obligations, determinations, grants, contracts,
1702 licenses, and agreements of the Department of Forensic Sciences for the provision of public
1703 health laboratory services transferred to the Department of Health under subparagraph (A) of this

1704 paragraph shall continue in effect according to their terms until lawfully amended, repealed, or
1705 modified.”.

1706 Sec. 5003. The Department of Forensic Sciences Establishment Act of 2011, effective
1707 August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.01 *et seq.*), is amended as
1708 follows:

1709 (a) Section 2(6) (D.C. Official Code § 5-1501.01(6)) is repealed.

1710 (b) Section 3(b) (D.C. Official Code § 5-1501.02(b)) is amended by striking the phrase
1711 “reliable forensic science services and public health laboratory services” and inserting the phrase
1712 “reliable forensic science services” in its place.

1713 (c) Section 7 (D.C. Official Code § 5-1501.06) is amended as follows:

1714 (1) Subsection (c-1) is repealed.

1715 (2) Subsection (c-2) is repealed.

1716 (3) Subsection (c-3) is repealed.

1717 (d) Section 7a (D.C. Official Code § 5-1501.06a) is repealed.

1718 (e) The lead-in language of section 11(a) (D.C. Official Code § 5-1501.10(a)) is amended
1719 by striking the phrase “forensic science services or public health laboratory services” and
1720 inserting the phrase “forensic science services” in its place.

1721 (f) Section 13 (D.C. Official Code § 5-1501.12) is amended as follows:

1722 (1) Paragraph (1) is amended by striking the phrase “forensic science services or
1723 public health laboratory services” and inserting the phrase “forensic science services” in its
1724 place.

1725 (2) Paragraph (4)(A) is amended by striking the phrase “the forensic science
1726 services or public health laboratory services” and inserting the phrase “the forensic science
1727 services” in its place.

1728 (3) Paragraph (5) is amended by striking the phrase “the Department, forensic
1729 sciences services, or public health laboratory services” and inserting the phrase “the Department
1730 or forensic science services” in its place.

1731 (g) Section 14(a)(11) (D.C. Official Code § 5-1501.13(a)(11)) is amended by striking the
1732 phrase “forensic science services or public health laboratory services” and inserting the phrase
1733 “forensic science services” in its place.

1734 (h) Section 15 (D.C. Official Code § 5-1501.14) is amended as follows:

1735 (1) Paragraph (1)(A) is amended by striking the phrase “forensic science services
1736 or public health laboratory services” and inserting the phrase “forensic science services” in its
1737 place.

1738 (2) Paragraph (2) is amended by striking the phrase “the Department, forensic
1739 sciences services, or public health laboratory services” and inserting the phrase “the Department
1740 or forensic science services” in its place.

1741 (i) Section 16(a)(1)(A) (D.C. Official Code § 5-1501.15(a)(1)(A)) is amended by striking
1742 the phrase “forensic science services or public health laboratory services” and inserting the
1743 phrase “forensic science services” in its place.

1744 **SUBTITLE B. MEDICAID HOSPITAL PROVIDER REIMBURSEMENT**

1745 Sec. 5011. Short title.

1746 This subtitle may be cited as the “Medicaid Hospital Provider Reimbursement Act of
1747 2023”.

1748 Sec. 5012. Definitions

1749 For the purposes of this subtitle, the term:

1750 (1) “Covered Hospital” means a hospital, as defined in section 2(a)(9) of the
1751 Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of
1752 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(9)), except
1753 the term shall not include:

1754 (A) A hospital operated by the federal government;

1755 (B) A specialty hospital, as defined by the State Plan;

1756 (C) A hospital that is reimbursed under a specialty hospital reimbursement
1757 methodology under the State Plan; or

1758 (D) A hospital that serves an economically underserved area, as defined in
1759 the State Plan or by the Department in the managed care directed payment proposal submitted
1760 pursuant to section 5013(b).

1761 (2) “Department” means the Department of Health Care Finance.

1762 (3) “Medicaid” means the medical assistance programs authorized by Title XIX
1763 of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*), and
1764 by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance
1765 under title XIX of the Social Security Act for a medical assistance program, and for other
1766 purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and
1767 administered by the Department.

1768 (4) “State Plan” means the District of Columbia Medicaid State Plan.

1769 Sec. 5013. Medicaid hospital provider reimbursement.

1770 (a) Beginning October 1, 2023, the Department shall fund capitation rates for each
1771 managed care organization at a level that complies with the minimum reimbursement levels
1772 established in section 5066(b-1) of the Medicaid Hospital Outpatient Supplemental Payment Act
1773 of 2017, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.05(b-1)),
1774 and section 5084(a)(2) of the Medicaid Hospital Inpatient Rate Supplement Act of 2017,
1775 effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.13(a)(2)), and that
1776 ensures a covered hospital receives:

1777 (1) Maximum outpatient hospital reimbursements of 110% of the fee-for-service
1778 rate methodology set forth in the State Plan; and

1779 (2) Maximum inpatient hospital reimbursements equal to the negotiated managed
1780 care hospital rates that were in effect on March 31, 2023, for the managed care organization for
1781 inpatient hospital services.

1782 (b) Notwithstanding subsection (a) of this section, the Department shall fund capitation
1783 rates for each managed care organization at a level that allows for maximum outpatient hospital
1784 reimbursement rates to a nonprofit pediatric acute care hospital of:

1785 (1) 120% of the fee-for-service rate methodology set forth in the State Plan for the
1786 period October 1, 2023, to September 30, 2024;

1787 (2) 115% of the fee-for-service rate methodology set forth in the State Plan for the
1788 period October 1, 2024, to September 30, 2025;

1789 (3) 110% of the fee-for-service rate methodology set forth in the State Plan
1790 beginning October 1, 2025.

1791 (c) If necessary to ensure federal concurrence with the provisions of this section, the
1792 Department shall, by September 30, 2023, submit a managed care directed payment proposal to
1793 the Center for Medicare and Medicaid Services.

1794 Sec. 5014. Annual hospital costs reporting.

1795 By December 31, 2023, and by December 31 of each year thereafter, the Department
1796 shall publish on its website a report on District all-payer hospital costs.

1797 Sec. 5015. Sunset.

1798 This subtitle shall expire on September 30, 2027.

1799 **SUBTITLE C. GRANDPARENT AND CAREGIVER SUBSIDY ELIGIBILITY**

1800 **EXPANSION**

1801 Sec. 5021. Short title.

1802 This subtitle may be cited as the “Grandparent and Caregiver Subsidy Eligibility
1803 Expansion Amendment Act of 2023”.

1804 Sec. 5022. The Grandparent Caregivers Pilot Program Establishment Act of 2005,
1805 effective March 8, 2006 (D.C. Law 16-69; D.C. Official Code § 4-251.01 *et seq.*), is amended as
1806 follows:

1807 (a) Section 103(a)(5) (D.C. Official Code § 4-251.03(a)(5)) is amended by striking the
1808 phrase “income is under 200%” and inserting the phrase “income (excluding Supplemental
1809 Security Income) is under 200%” in its place.

1810 (b) Section 104(c) (D.C. Official Code § 4-251.04(c)) is amended by striking the phrase
1811 “or Supplemental Security Income for the child.” and inserting the phrase “for the child.” in its
1812 place.

1813 Sec. 5023. The Close Relative Caregiver Subsidy Pilot Program Establishment
1814 Amendment Act of 2019, effective November 26, 2019 (D.C. Law 23-32; D.C. Official Code §
1815 4-251.21 *et seq.*), is amended as follows:

1816 (a) Section 103(a)(5) (D.C. Official Code § 4-251.23(a)(5)) is amended by striking the
1817 phrase “income is under 200%” and inserting the phrase “income (excluding Supplemental
1818 Security Income) is under 200%” in its place.

1819 (b) Section 104(c) (D.C. Official Code § 4-251.24(c)) is amended by striking the phrase
1820 “or Supplemental Security Income for the child.” and inserting the phrase “for the child.” in its
1821 place.

1822 **SUBTITLE D. DEPARTMENT OF HEALTH CARE FINANCE REPORTING**
1823 **REQUIREMENTS**

1824 Sec. 5031. Short title.

1825 This subtitle may be cited as the “Department of Health Care Finance Reporting
1826 Amendment Act of 2023.”

1827 Sec. 5032. The Department of Health Care Finance Establishment Act of 2007, effective
1828 February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*), is amended by
1829 adding a new section 11c to read as follows:

1830 “Sec. 11c. Department of Health Care Finance reporting requirements.

1831 “(a) By January 1, 2024, the Director shall submit the following reports to the Council:

1832 “(1) A report on medical respite care for homeless individuals, including:

1833 “(A) Recommendations for the establishment of medical respite care
1834 services for homeless individuals, through either an amendment to the District of Columbia

1835 Medicaid State Plan or a waiver pursuant to section 1115 of the Social Security Act, approved
1836 July 25, 1962 (76 Stat.192; 42 U.S.C. § 1315);

1837 “(B) The types of services that may be offered to homeless individuals
1838 through a medical respite care program; and

1839 “(C) An identification of any potential restrictions on the provision of
1840 services identified pursuant to subparagraph (B) of this paragraph, including the use of prior
1841 authorization; and

1842 “(2) A report on the status of value-based payment methods within the District’s
1843 public and locally funded health benefit programs operated by managed care organizations
1844 (“MCOs”), which shall include:

1845 “(A) Specific efforts undertaken by each of the District’s public and
1846 locally funded health benefit programs operated by MCOs to incorporate value-based payment
1847 initiatives with their network providers, along with qualitative and quantitative outcomes
1848 associated with those efforts;

1849 “(B) A description of how each public and locally funded health benefit
1850 program operated by MCOs aligns financial incentives and accountability with the total costs of
1851 care and overall health outcomes;

1852 “(C) A description of how each public and locally funded health benefit
1853 program operated by MCOs aligns payments directly with quality and efficiency of care; and

1854 “(D) An analysis of the percentage of total medical expenditures by public
1855 and locally funded health benefit programs operated by MCOs that are linked to alternative
1856 payment methods.

1857 “(b)(1) Beginning January 1, 2024, and every 3 months thereafter, each of the District’s
1858 public and locally funded health benefit programs operated by MCOs shall report to the
1859 Department the following data on a de-identified basis:

1860 “(A) The total number of beneficiaries in its plan, including those enrolled
1861 in a value-based payment model;

1862 “(B) The number of its beneficiaries who do not have an assigned primary
1863 care physician;

1864 “(C) The number of its beneficiaries who have not had a primary care visit
1865 in the previous 12 months; and

1866 “(D) The number of its beneficiaries who have had more than 5
1867 emergency room visits in the previous 90 days.

1868 “(2) Within 30 days of receiving the information required under paragraph
1869 (1) of this subsection, the Director shall report such information to the Council and post it
1870 publicly on the Department’s website.”.

1871 **SUBTITLE E. FIRST-TIME MOTHERS HOME VISITING PROGRAM**

1872 Sec. 5041. Short Title.

1873 This subtitle may be cited as the “First-Time Mothers Home Visiting Program
1874 Amendment Act of 2023”.

1875 Sec. 5042. Section 105a(a) of the Birth-to-Three for All DC Amendment Act of 2018,
1876 effective September 11, 2019 (D.C. Law 23-16; D.C. Official Code § 4-651.05a(a)), is amended
1877 by adding a new paragraph (5) to read as follows:

1878 “(5) In Fiscal Year 2024, DHCF shall provide an amount not to exceed \$225,000
1879 to the home visiting provider who was awarded the competitive grant pursuant to paragraph (1)
1880 of this subsection, to be expended for the purposes set forth in that paragraph.”.

1881 **SUBTITLE F. SCHOOL-BASED BEHAVIORAL HEALTH STUDENT PEER**
1882 **EDUCATOR PILOT**

1883 Sec. 5051. Short title.

1884 This subtitle may be cited as the “School-Based Behavioral Health Student Peer Educator
1885 Pilot Amendment Act of 2023”.

1886 Sec. 5052. The Early Childhood and School-based Behavioral Health Infrastructure Act
1887 of 2012, effective June 7, 2012 (D.C. Law 19-141, D.C. Official Code § 2-1517.31 *et seq.*), is
1888 amended as follows:

1889 (a) Section 202 (D.C. Official Code § 2-1517.31) is amended as follows:

1890 (1) A new paragraph (1A) is added to read as follows:

1891 “(1A) “DC Prevention Center” means a District of Columbia neighborhood-based
1892 center that promotes healthy, drug-free living.”.

1893 (2) New paragraphs (3) and (4) are added to read as follows:

1894 “(3) “Resilience building” means the process by which individuals become better
1895 at reframing thought patterns and tapping into a strengths-based approach to working through
1896 obstacles.

1897 “(4) “School behavioral health coordinator” means a public or public charter
1898 school employee who coordinates behavioral health services and referrals.”.

1899 (b) A new section 204 is added to read as follows:

1900 “Sec. 204. School-based behavioral health student peer educator pilot.

1901 “(a) In Fiscal Year 2024, the Department of Behavioral Health (“DBH”) shall award by

1902 December 31, 2023, up to 2 grants totaling \$325,000 to non-governmental entities to train and

1903 supervise, in total, at least 100 high school student behavioral health peer educators (“peer

1904 educators”). Peer educators shall work in public and public charter schools as behavioral health

1905 peer educators and perform the functions identified in subsections (d) and (e) of this section.

1906 “(b) To qualify for a grant, an applicant shall:

1907 “(1) Submit an application that specifies:

1908 “(A) At least 3 public and public charter school high schools, with a

1909 preference for schools identified in Cohort 1 of the DBH School Based Behavioral Health

1910 Program expansion or located in Wards 5, 7, or 8, that the applicant intends to partner with;

1911 “(B) The maximum number of peer educators the applicant plans to

1912 recruit, train, and supervise;

1913 “(C) The types of interventions it will train peer educators to perform; and

1914 “(D) Target numbers for each intervention type;

1915 “(2) Be located in the District;

1916 “(3) Have experience providing workshops and programming to youth

1917 ages 14 to 21 on behavioral health, resiliency, and workforce readiness; and

1918 “(4) Agree to:

1919 “(A) Create a plan to reach at least 25% of the students, calculated by the

1920 in-seat attendance rate, at each school the applicant partners with;

1921 “(B) Recruit, train, and supervise at least 50 peer educators to work during
1922 the 2023-2024 school year; provided, that if only one grantee is selected, the grantee shall agree
1923 to train at least 100 peer educators;

1924 “(C) Compensate peer educators with a monthly stipend of no less than
1925 \$200;

1926 “(D) On a monthly basis, provide peer educators with training and
1927 supervision, including at least 4 hours of training or supervision in person, as follows:

1928 “(i) At least 8 hours of behavioral health training;

1929 “(ii) At least 2 hours of training in workforce readiness, self-
1930 advocacy and personal agency, career exploration, life skills, and financial literacy; and

1931 “(iii) At least 4 hours of supervision;

1932 “(E) Provide quarterly reports to DBH that shall include:

1933 “(i) A list of public and public charter students working as peer
1934 educators;

1935 “(ii) A list of activities and interventions performed by peer
1936 educators;

1937 “(iii) The total number of training hours conducted with peer
1938 educators and the topics covered, including the number of peer educators who participated in
1939 each training session;

1940 “(iv) A list of the training topics that were covered during the
1941 reporting period; and

1942 “(v) Progress made on objectives and benchmarks identified in the

1943 grant agreement.

1944 “(c)(1) If there is more than one grantee, DBH shall provide an additional \$25,000 from
1945 the funds identified in subsection (a) of this section to one of the grantees to serve as the
1946 coordinating organization for the pilot program. If only one grantee is selected, that grantee shall
1947 perform the duties of the coordinating organization.

1948 “(2) The coordinating grantee organization shall:

1949 “(A) Develop and collect behavioral health training curricula for peer
1950 educator training;

1951 “(B) Collect and share on a public dashboard or database data on peer
1952 educators’ activities;

1953 “(C) Compile and maintain a public dashboard or database of information
1954 on the public and public charter schools in the pilot program, which shall include:

1955 “(i) The contact information and school location of clinicians and
1956 peer educators;

1957 “(ii) Information on school services and programs; and

1958 “(iii) A method for students and caregivers to make appointments
1959 with behavioral health staff and submit referrals for services.

1960 “(d) Peer educators shall perform at least 3 of the following activities:

1961 “(1) Conducting behavioral health classroom presentations and trainings;

1962 “(2) Working with public and public charter school clinicians and staff to co-lead
1963 support groups;

1964 “(3) Distributing paper and electronic materials on behavioral health and

1965 resilience-building topics;

1966 “(4) Distributing paper and electronic materials to public and public charter

1967 students on school and community behavioral health services, programs, and resources; and

1968 “(5) Conducting individual education sessions with public and public

1969 charter students on behavioral health and resilience-building topics.

1970 “(e) Peer educators may perform the following additional activities:

1971 “(1) Creating and leading school and community events and programs;

1972 “(2) Creating a website that includes public and public charter school

1973 behavioral health services and resources and behavioral health educational information;

1974 “(3) Surveying public and public charter students regarding their ability to access

1975 school and community-based behavioral health resources;

1976 “(4) Partnering with a DC Prevention Center to increase youth access to

1977 drug prevention resources;

1978 “(5) Partnering with governmental and non-governmental youth and adult peer

1979 support specialists; and

1980 “(6) Any other activities or interventions that increase public and public charter

1981 school student access to school and community based behavioral health services and resources,

1982 and behavioral health information.

1983 “(f) DBH shall provide to the grantees and peer educators the contact information,

1984 including phone number, email address and office location, of public and public charter school

1985 clinicians and school behavioral health coordinators and connect grantees and peer educators

1986 with the clinicians and school behavioral health coordinators and with the operators of the DC
1987 Prevention Centers.”.

1988 **SUBTITLE G. SUBSTANCE ABUSE AND BEHAVIORAL HEALTH SERVICES**
1989 **TARGETED OUTREACH PILOT**

1990 Sec. 5061. Short title.

1991 This subtitle may be cited as the “Substance Abuse and Behavioral Health Services
1992 Targeted Outreach Pilot Act of 2023”.

1993 Sec. 5062. Substance abuse and behavioral health services targeted outreach pilot.

1994 (a) By October 31, 2023, the Department Behavioral Health (“DBH”) shall award a grant
1995 in the amount of \$600,000 to a 501(c)(3) not-for-profit organization with experience in substance
1996 abuse harm reduction services to provide direct support, relationship development, and resource
1997 brokering to individuals in need of substance abuse and behavioral health services at the
1998 following locations:

1999 (1) The vicinity of the 600 block of T Street, NW;

2000 (2) The vicinity of the 1100-1300 blocks of Mount Olivet Road, NE; and

2001 (3) The vicinity of the 3800-4000 blocks of Minnesota Avenue, NE.

2002 (b) By November 30, 2024, the not-for-profit organization awarded the grant pursuant to
2003 subsection (a) of this section (“grantee”) shall submit a report to DBH, which shall include the
2004 following information, broken down by location:

2005 (1) The number of individuals or groups the grantee engaged through outreach
2006 efforts;

2007 (2) The number of individuals the grantee connected to substance use disorder
2008 treatment programs, primary healthcare, mental health services, housing assistance, employment
2009 support, or other services;

2010 (3) The number of overdose reversals or interventions performed by the grantee
2011 using naloxone or other overdose reversal medications;

2012 (4) The amount of harm reduction supplies distributed by the grantee, including
2013 clean needles, syringes, naloxone kits, condoms, or other materials that reduce the risks
2014 associated with drug use; and

2015 (5) The number of educational sessions, workshops or prevention activities
2016 delivered by the grantee to target populations.

2017 (c) Within 30 days of receiving the report described in subsection (b) of this section,
2018 DBH shall submit the report to the Council and publicly post the report on its website.

2019 **SUBTITLE H. DC HEALTH GRANT**

2020 Sec. 5071. Short Title.

2021 This subtitle may be cited as the “Department of Health Grant Act of 2023”.

2022 Sec. 5072. Notwithstanding the Grant Administration Act of 2013, effective December
2023 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2024 the
2024 Department of Health shall issue a grant of \$250,000 to Joseph’s House to support its work
2025 providing comprehensive nursing and support services to homeless men and women with
2026 advanced HIV disease or terminal cancer.

2027 **SUBTITLE I. DEPARTMENT OF HUMAN SERVICES GRANT**

2028 Sec. 5081. Short Title.

2029 This subtitle may be cited as the “Department of Human Services Grant Act of 2023”.

2030 Sec. 5082. Notwithstanding the Grant Administration Act of 2013, effective December

2031 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year 2024 the

2032 Department of Human Services shall issue a grant of \$150,000 to A Wider Circle to support its

2033 work providing furniture and home goods to low-income individuals and families.

2034 **TITLE VI. OPERATIONS AND INFRASTRUCTURE**

2035 **SUBTITLE A. ALCOHOLIC BEVERAGE AND CANNABIS BOARD MEMBER**

2036 **COMPENSATION**

2037 Sec. 6001. Short title.

2038 This subtitle may be cited as the “Alcoholic Beverage and Cannabis Board Stipend

2039 Amendment Act of 2023”.

2040 Sec. 6002. Section 1108(c-1)(8) of the District of Columbia Government Comprehensive

2041 Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-

2042 611.08(c-1)(8)), is amended to read as follows:

2043 “(8) Alcoholic Beverage and Cannabis Board members shall be entitled to:

2044 “(A) Compensation at the hourly rate of \$50 for time spent in performance

2045 of duties at meetings, not to exceed \$18,000 for each member per year; and

2046 “(B) A stipend of \$250 per week for each member for their service on the

2047 board, except for the Chairperson, who shall be entitled to a stipend of \$350 per week.”.

2048 **SUBTITLE B. DC WATER FACILITY WORK FUND**

2049 Sec. 6011. Short title.

2050 This subtitle may be cited as the “DC Water Facility Work Fund Amendment Act of
2051 2023”.

2052 Sec. 6012. The Department of Transportation Establishment Act of 2002, effective May
2053 21, 2002 (D.C. Law 14–137; D.C. Official Code § 50-921.01 *et seq.*), is amended by adding a
2054 new section 9r to read as follows:

2055 “Sec. 9r. DC Water Facility Work Fund.

2056 “(a) There is established as a special fund the DC Water Facility Work Fund (“Fund”),
2057 which shall be administered by the Mayor in accordance with subsection (c) of this section.

2058 “(b) All revenue received by the District government from the District of Columbia
2059 Water and Sewer Authority (“DC Water”) pursuant to the Memorandum of Agreement between
2060 DDOT and DC Water, dated October 4, 2002 (“Agreement”), shall be deposited in the Fund.

2061 “(c) Money in the Fund shall be used to pay for or reimburse costs incurred by the
2062 District government for the design, construction, inspection, and administration of DC Water
2063 facility work covered by the Agreement.

2064 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
2065 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
2066 of a fiscal year, or at any other time.

2067 “(2) Subject to authorization in an approved budget and financial plan, any funds
2068 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

2069 **SUBTITLE C. PUBLIC SERVICE COMMISSION COMPENSATION**

2070 Sec. 6021. Short title.

2071 This subtitle may be cited as the “Public Service Commission Members’ Compensation
2072 Amendment of 2023”.

2073 Sec. 6022. Paragraph 97(a) of Section 8 of An Act Making appropriation to provide for
2074 the expenses of the government of the District of Columbia for the fiscal year ending June
2075 thirtieth, nineteen hundred and fourteen and for other purposes, approved March 1913 (37 Stat.
2076 995; D.C. Official Code § 34-801), is amended by striking the sentences “The Commissioners
2077 shall receive a salary equivalent to that received by an employee compensated at the midpoint of
2078 the E5 level pursuant to Title X-A of the District of Columbia Government Comprehensive Merit
2079 Personnel Act of 1978, effective June 10, 1998 (D.C. Law 12-124; D.C. Official Code § 1-610.51
2080 et seq.) (“Title X-A”). The Chairperson shall receive a salary equivalent to 5% higher than the
2081 midpoint of the ES level pursuant to Title X-A.” and inserting the sentences “The
2082 Commissioners shall receive a salary equivalent to 5% less than the maximum rate for Level II
2083 of the Senior Executive Attorney Service, pursuant to §§ 1-608.53 and 1-608.58. The
2084 Chairperson shall receive a salary equivalent to the maximum rate for Level II of the Senior
2085 Executive Attorney Service, pursuant to §§ 1-608.53 and 1-608.58.” in its place.

2086 **SUBTITLE D. MOTOR VEHICLE REGISTRATION FEE**

2087 Sec. 6031. Short title.

2088 This subtitle may be cited as the “Motor Vehicle Registration Fee Update Amendment
2089 Act of 2023”.

2090 Sec. 6032. Section 3(b)(1) of Title IV of the District of Columbia Revenue Act of 1937,
2091 approved August 17, 1937 (50 Stat. 681; D.C. Official Code § 50-1501.03(b)(1)), is amended as
2092 follows:

2093 (a) The tabular array in subparagraph (A) is amended to read as follows:

Weight Class Registration Fee	
Class I (3,499 pounds or less)	\$72
Class II (3,500-4,999 pounds)	\$175
Class III (5,000-5,999 pounds)	\$250
Class IV (6,000 pounds or greater)	\$500
Class V (A new electric vehicle, other than a motorcycle and motorized bicycle, less than 5,000 pounds.) (This provision shall only apply to the first 2 years of the vehicle’s registration, after which the vehicle shall be treated as Class I or Class II, whichever is applicable.)	\$36
Class VI (vehicles 3,500 pounds or greater that have been issued a disability license tag by the Department of Motor Vehicles pursuant to 18 DCMR § 2704, if the vehicle weight above 3,499 pounds is due to the accommodation of a disability)	\$72

2094

2095 (b) Subparagraph (B) is amended by striking the phrase “an electric vehicle may subtract

2096 1,000 pounds from its manufacturer’s shipping weight” and inserting the phrase “an electric

2097 vehicle with a manufacturer’s shipping weight less than 5,000 pounds may subtract 1,000 pounds
2098 from its manufacturer’s shipping weight” in its place.

2099 (c) A new subparagraph (D) is added to read as follows:

2100 “(D) Class VI shall only apply after September 30, 2023.”.

2101 **SUBTITLE E. CONGESTION PRICING STUDY UPDATE**

2102 Sec. 6041. Short title

2103 This subtitle may be cited as the “Congestion Pricing Study Update Amendment Act of
2104 2023”.

2105 Sec. 6042. Section 9m of the Department of Transportation Establishment Act of 2002,
2106 effective October 22, 2015 (D.C. Law 21-36; D.C. Official Code § 50-921.21), is amended by
2107 adding a new subsection (c) to read as follows:

2108 “(c)(1) By January 1, 2024, the District Department of Transportation shall transmit to
2109 the Chair of the Council Committee with oversight of the District Department of Transportation
2110 a study that updates the findings of the study conducted pursuant to subsection (b) of this
2111 section.

2112 “(2) The study completed pursuant to paragraph (1) of this subsection shall:

2113 “(A) Be developed in consultation with entities with expertise in
2114 transportation, including the organization that contracted for the study pursuant to subsection (b)
2115 of this section; and

2116 “(B) Utilize the same methodology as the study completed pursuant to
2117 subsection (b) of this section, except for any updates necessary to account for changes in

2118 commuting patterns since completion of the study conducted pursuant to subsection (b) of this
2119 section.”.

2120 Sec. 6043. Section 47-362 of the District of Columbia Official Code is amended by
2121 adding a new subsection (i) to read as follows:

2122 “(i) Notwithstanding § 47-363, beginning January 1, 2024, until the study
2123 conducted pursuant to § 50-921.21(c)(1) is transmitted to the Chair of the Council Committee
2124 with oversight of the District Department of Transportation, the District Department of
2125 Transportation shall not make a capital reprogramming unless the Council approves the
2126 reprogramming by resolution.”.

2127 **SUBTITLE F. SUSTAINABLE ENERGY TRUST FUND RIGHTSIZING**

2128 Sec. 6051. Short title.

2129 This subtitle may be cited as the “Sustainable Energy Trust Fund Rightsizing
2130 Amendment Act of 2023”.

2131 Sec. 6052. Section 210 of the Clean and Affordable Energy Act of 2008, effective
2132 October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10), is amended as follows:

2133 (a) Subsection (b) is amended as follows:

2134 (1) Paragraph (1) is amended as follows:

2135 (A) Subparagraph (E) is amended by striking the phrase “fiscal year 2020
2136 through fiscal year 2026;” and inserting the phrase “fiscal year 2020 through fiscal year 2023;
2137 and” in its place.

2138 (B) Subparagraph (F) is amended by striking the phrase “amount of
2139 \$.03762 in fiscal year 2027 through fiscal year 2031; and” and inserting the phrase “amount of
2140 \$.07515 in fiscal year 2024 and each fiscal year thereafter.” in its place.

2141 (C) Subparagraph (G) is repealed.

2142 (2) Paragraph (2) is amended as follows:

2143 (A) Subparagraph (F) is amended by striking the phrase “; and” and
2144 inserting a semicolon in its place.

2145 (B) Subparagraph (G) is amended by striking the phrase “fiscal year 2022
2146 and each year thereafter.” and inserting the phrase “fiscal year 2022 and fiscal year 2023;” in its
2147 place.

2148 (C) New subparagraphs (R), (S), (T), and (U) are added to read as
2149 follows:

2150 “(R) The amount of \$.0044001 in fiscal year 2024;

2151 “(S) The amount of \$.0049001 in fiscal year 2025;

2152 “(T) The amount of \$.0054001 in fiscal year 2026; and

2153 “(U) The amount of \$.0059001 in fiscal year 2027 and each fiscal year
2154 thereafter.”.

2155 (b) Subsection (c) is amended as follows:

2156 (1) Paragraph (21) is amended by striking the phrase “; and” and inserting a
2157 semicolon in its place.

2158 (2) Paragraph (22)(E) is amended by striking the phrase “Utility.” and inserting
2159 the phrase “Utility;” in its place.

2160 (3) New paragraphs (23) and (24) are added to read as follows:

2161 “(23) Replacement in a residential unit of all appliances or other systems, such as
2162 an oven, water heater, or heating system, that combust fossil fuels on site with appliances or
2163 other systems that perform the same function and that are powered exclusively by electricity;
2164 provided, that, in Fiscal Year 2024, the first \$2 million available for use under this paragraph
2165 shall be used for homes in the River Terrace and Deanwood neighborhoods in Ward 7; and
2166 “(24) Financial and technical assistance for energy efficiency upgrades for properties
2167 converting from commercial use to residential use for which the Mayor has approved a tax
2168 abatement under D.C. Official Code § 47-860.02(a).”.

2169 **SUBTITLE G. CLEAN CURBS PILOT PROGRAM**

2170 Sec. 6061. Short title.

2171 This subtitle may be cited as the “Clean Curbs Pilot Program Act of 2023”.

2172 Sec. 6062. Clean Curbs Pilot Program.

2173 (a) Beginning in Fiscal Year 2024, the Department of Public Works (“DPW”) shall
2174 establish and administer a pilot program to provide solid waste collection services through
2175 shared containers to residential homes currently serviced by DPW via front-of-home pick up.

2176 (b) Within 6 months after the enactment date of this act, DPW shall enter into a contract
2177 with a waste-hauling service to provide the following to the locations specified in subsection (e)
2178 of this section:

2179 (1) Rodent-resistant solid waste containers that are accessible by key or digital
2180 keypad and are of sufficient capacity to meet the solid waste storage needs of the residences that
2181 are eligible to participate in this pilot program; and

2182 (2) Solid waste collection services 3 times per week.

2183 (c) Solid waste collected through the pilot program shall be separated at the point of
2184 discard through the point of disposal at a transfer facility into the following categories:

2185 (1) Trash;

2186 (2) Glass; and

2187 (3) All other non-glass recyclable materials required by the Mayor to be recycled.

2188 (d) The contract shall require the waste-hauling service to provide appropriately sized
2189 containers and waste-hauling services to all participating blocks.

2190 (e)(1) DPW shall select blocks for participation in the program based on funding
2191 availability and the assessed ability of a block to meaningfully contribute to evaluation of the
2192 pilot. DPW may select only one side of a block for participation in the pilot program pursuant to
2193 this subsection.

2194 (2) Only blocks currently serviced by DPW via front-of-home pick up shall be
2195 eligible for participation;

2196 (3) In order for a block or a side of a block to be selected for participation in the
2197 program, DPW must receive a signed petition containing signatures from one adult resident of no
2198 fewer than 70 percent of households serviced by DPW on the block or the side of the block
2199 eligible for participation.

2200 (4) DPW shall continue collection service to households that did not opt into the
2201 pilot program.

2202 (5) DPW shall cease standard collection service to households that have opted
2203 into the pilot program, for the duration of the program.

2204 (6) Residents in participating blocks or sides of blocks shall be permitted to opt
2205 into the program at any time during the pilot program’s duration, even if they were not one of the
2206 signatories of the initial petition.

2207 (f) The Department of Transportation shall permit the necessary curbside use for the
2208 completion of this pilot program.

2209 (g) The duration of the pilot program shall be no less than one year starting from the date
2210 of implementation.

2211 (h) Within 6 months after the completion of the pilot program, DPW shall provide
2212 information to the Council and the Mayor that includes:

2213 (1) The location of participating blocks and the participation rate per block;

2214 (2) The total cost of the program, as well as a breakdown of those costs; and

2215 (3) Survey responses from participating residents on their experience with the
2216 program.

2217 (i) Within 6 months after the effective date of the Clean Curbs Pilot
2218 Program Act of 2023, passed on 2nd reading on May 30, 2023 (Enrolled version of Bill 25-202),
2219 DPW shall publish a database containing information that indicates which DPW-serviced homes
2220 receive front-of-home waste collection services versus alley waste collection services.

2221 **SUBTITLE H. FOR-HIRE VEHICLE CONGESTION MANAGEMENT**

2222 Sec. 6071. Short title.

2223 This subtitle may be cited as the “For-Hire Vehicle Congestion Management Amendment
2224 Act of 2023”.

2225 Sec. 6072. Section 201(b) of the Department of For-Hire Vehicles Establishment Act of
2226 1985, effective October 22, 2012 (D.C. Law 19-184; D.C. Official Code § D.C. Code § 50-
2227 301.31(b)), is amended by adding a new paragraph (11A) to read as follows:

2228 “(11A)(A) Every 3 months, a company that uses digital dispatch for private or
2229 public vehicles-for-hire, other than taxicabs, shall transmit to the Office of the Chief Financial
2230 Officer a congestion management fee as follows:

2231 “(i) \$.25 for each trip that originates in the District of Columbia
2232 and which occurs in a vehicle other than a zero emissions vehicle or hybrid;

2233 “(ii) \$.15 for each trip that originates in the District of Columbia in
2234 a hybrid vehicle; and

2235 “(iii) \$.10 for each trip that originates in the District of Columbia
2236 in a zero emissions vehicle.

2237 “(B) Subparagraph (A) shall not apply to rides transporting a passenger in
2238 a wheelchair or personal mobility device, or for non-emergency medical transportation arranged
2239 through a healthcare provider.

2240 “(C) The company shall certify that the amount transmitted is consistent
2241 with the amount collected for trips arranged through digital dispatch and shall provide a
2242 breakdown of the amount by vehicle type.

2243 “(D) For the purposes of this paragraph:

2244 “(i) “Zero emissions vehicle” means a battery electric motor
2245 vehicle or a hydrogen fuel cell motor vehicle.

2246 “(ii) “Hybrid vehicle” means a diesel and electric hybrid motor
2247 vehicle or a gas and electric hybrid motor vehicle.”.

2248 **SUBTITLE I. K STREET TRANSITWAY FUNDING**

2249 Sec. 6081. Short title.

2250 This subtitle may be cited as the “K Street Transitway Oversight Act of 2023”.

2251 Sec. 6082. Council approval of plan required before construction work commences.

2252 No funding, District, federal, or otherwise, shall be expended for any construction work
2253 on the K Street Transitway project (Project No. LMC02C) (“Project”), except as provided in
2254 subsections (a) and (b) of this section.

2255 (a) Prior to commencing construction on the Project, the Mayor shall submit to the
2256 Council a plan for the Project accompanied by design documents, a list of public comments
2257 received on the design of the Project, a description of public comments incorporated into the
2258 design, and a detailed cost estimate of construction work.

2259 (b) If a Council-enacted act disapproving the plan submitted pursuant to subsection (a) of
2260 this section and further prohibiting the expenditure of funding on the Project does not become
2261 effective within 60 days after the plan is submitted to the Council, the plan shall be deemed
2262 approved and funding may be expended for construction work on the Project; provided, that such
2263 construction work be consistent with the design documents and cost estimate submitted to the
2264 Council pursuant to subsection (a) of this section.

2265 **SUBTITLE J. FOUNDRY BRANCH TRESTLE BRIDGE**

2266 Sec. 6091. Short title.

2267 This subtitle may be cited as the “Foundry Branch Trestle Bridge Plan Act of 2023”.

2268 Sec. 6092. Council approval of plan required before purchase.

2269 No funds, District, federal, or otherwise, may be expended to purchase the Foundry
2270 Branch Trestle Bridge (“Trestle Bridge”), located in Foundry Branch Valley Park, except as
2271 provided in subsections (a) and (b) of this section.

2272 (a) Prior to purchasing the Trestle Bridge, the Mayor shall submit to the Council a
2273 plan for the future use of Trestle Bridge with design drawings, a cost estimate for the purchase of
2274 the Trestle Bridge, a cost estimate for any work necessary to accommodate the future use, and an
2275 estimate of the potential liability incurred by the District until the trestle bridge is restored,
2276 repurposed, or demolished.

2277 (b) If a Council-enacted act disapproving the plan submitted pursuant to subsection (a)
2278 of this section and further prohibiting the expenditure of funding to purchase the Trestle Bridge
2279 does not become effective within 60 days after the plan is submitted to the Council, the plan shall
2280 be deemed approved and funding may be expended to purchase the Trestle Bridge; provided, that
2281 the purchase price of the Trestle Bridge shall not be greater than the cost estimate submitted to
2282 the Council pursuant to subsection (a) of this section.

2283 **TITLE VII. FINANCE AND REVENUE**

2284 **SUBTITLE A. RULE 736 REPEALS**

2285 Sec. 7001. Short title.

2286 This subtitle may be cited as the “Rule 736 Repeals Amendment Act of 2023”.

2287 Sec. 7002. The Public School Health Services Amendment Act of 2017, effective
2288 February 17, 2018 (D.C. Law 22-61; 65 DCR 127), is repealed.

2289 Sec. 7003. Section 3 of the Opioid Overdose Treatment and Prevention Omnibus
2290 Amendment Act of 2020, effective March 16, 2021 (D.C. Law 23-182; 68 DCR 8), is repealed.

2291 Sec. 7004. Section 201 of the Performance Parking and RPP Exclusion Amendment Act
2292 of 2020, effective March 15, 2021 (D.C. Law 23-230; 68 DCR 1122), is repealed.

2293 **SUBTITLE B. BALLPARK FUND EXCESS REVENUE**

2294 Sec. 7011. Short title.

2295 This subtitle may be cited as the “Use of Excess Ballpark Fund Revenue Amendment Act
2296 of 2023”.

2297 Sec. 7012. Section 102(d) of the Ballpark Omnibus Financing and Revenue Act of 2004,
2298 effective April 8, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.02(d)), is amended by
2299 striking the phrase “in which it accrues” and inserting the phrase “in which it accrues; provided
2300 further, that the first \$20 million of any excess that accrues during Fiscal Year 2023, the first \$21
2301 million of any excess that accrues during Fiscal Year 2024, the first \$21 million of any excess
2302 that accrues during Fiscal Year 2025, the first \$20 million of any excess that accrues during
2303 Fiscal Year 2026, and the first \$20 million of any excess that accrues during Fiscal Year 2027
2304 shall be deposited in the unrestricted fund balance of the General Fund during the fiscal year in
2305 which it accrues” in its place.

2306 Sec. 7013. Applicability.

2307 This subtitle shall apply as of September 1, 2023.

2308 **SUBTITLE C. DEDICATED REVENUE ADJUSTMENTS**

2309 Sec. 7021. Short title.

2310 This subtitle may be cited as the “Dedicated Revenue Adjustments Amendment Act of
2311 2023”.

2312 Sec. 7022. Sports Wagering Revenue Dedication.

2313 (a) Title III of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and
2314 Raffles for Charitable Purposes in the District of Columbia, effective May 3, 2019 (D.C. Law
2315 22-312; D.C. Official Code § 36-621.01 *et seq.*), is amended as follows:

2316 (1) Section 311(a)(3) (D.C. Official Code § 36-621.11(a)(3)) is repealed.

2317 (2) Section 315(c) (D.C. Official Code § 36-621.15(c)) is repealed.

2318 (b) Section 11d of the Day Care Policy Act of 1979, effective March 19, 2020 (D.C. Law
2319 23-68; D.C. Official Code § 4-410.04), is repealed.

2320 (c) Section 103(b)(1) of the Neighborhood Engagement Achieves Results Amendment
2321 Act of 2016, effective March 19, 2020 (D.C. Law 23-68; D.C. Official Code § 7-2413(b)(1)), is
2322 repealed.

2323 Sec. 7023. ATE Revenue Dedication.

2324 (a) Section 9q(b) of the Department of Transportation Establishment Act of 2002,
2325 effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 50-921.25), is amended to
2326 read as follows:

2327 “(b) There shall be deposited into the Fund such amounts as may be appropriated to the
2328 Fund.”.

2329 (b) Section 905 of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9,
2330 1997 (D.C. Law 11-198; D.C. Official Code § 50-2209.05) is amended as follows:

2331 (1) The existing text is designated as subsection (a).

2332 (2) A new subsection (b) is added to read as follows:

2333 “(b) The Chief Financial Officer (“CFO”) shall submit to the Mayor and Council monthly
2334 reports that:

2335 “(1) State the CFO’s current projections regarding revenue from fines generated
2336 from the automated traffic enforcement system, including whether revenue is projected to exceed
2337 the certified revenue included in the Fiscal Year 2024 budget and financial plan; and

2338 “(2) Describe the methodology employed by the CFO to project revenue from
2339 fines generated from the automated traffic enforcement system.”.

2340 Sec. 7024. Housing Production Trust Fund Revenue Dedication.

2341 Section 3(c) of the Housing Production Trust Fund Act of 1989, effective March 16, 1989
2342 (D.C. Law 7-202; D.C. Official Code § 42-2802(c)), is amended as follows:

2343 (a) Paragraph (16) is amended by striking the phrase “Beginning October 1, 2003” and
2344 inserting the phrase “Beginning October 1, 2003, and ending September 30, 2023” in its place.

2345 (b) A new paragraph (16B) is added to read as follows:

2346 “(16B)(A) In Fiscal Year 2024, the lesser of:

2347 “(i) 15% of the real property transfer tax imposed by D.C. Official
2348 Code § 47-903 and 15% of the deed recordation tax imposed by section 303 of the District of
2349 Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C.
2350 Official Code § 42-1103); and

2351 “(ii) 102% of the amount deposited into the Fund in Fiscal Year
2352 2023 pursuant to paragraph (16) of this subsection;

2353 “(B) In Fiscal Years 2025, 2026, and 2027, the lesser of:

2354 “(i) 15% of the real property transfer tax imposed by D.C. Official
2355 Code § 47-903 and 15% of the deed recordation tax imposed by section 303 of the District of
2356 Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C.
2357 Official Code § 42-1103); and

2358 “(ii) 102% of the amount deposited into the Fund in the prior fiscal
2359 year pursuant to this paragraph;

2360 “(C) Beginning October 1, 2027, 15% of the real property transfer tax
2361 imposed by D.C. Official Code § 47-903 and 15% of the deed recordation tax imposed
2362 by section 303 of the District of Columbia Real Estate Deed Recordation Tax Act, approved
2363 March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103);”.

2364 Sec. 7025. Commission on the Arts and Humanities Revenue Dedication.

2365 Section 47-2002(d) of the District of Columbia Official Code is amended as follows:

2366 (a) The existing text is designated as paragraph (1).

2367 (b) The newly designated paragraph (1) is amended by striking the phrase “5% of the
2368 sales tax revenue” and inserting the phrase “In Fiscal Year 2023, 5% of the sales tax revenue” in
2369 its place.

2370 (c) New paragraphs (2) and (3) are added to read as follows:

2371 “(2) In Fiscal Years 2024, 2025, 2026, and 2027, there shall be dedicated to the
2372 Arts and Humanities Fund, from the sales tax revenue collected at the rate provided by the lead-
2373 in language of subsection (a) of this section, the lesser of:

2374 “(A) 5% of the sales tax revenue collected at the rate provided by the lead-
2375 in language of subsection (a) of this section that is not dedicated to legislatively proposed or

2376 existing tax increment financing districts or pledged to the benefit of holders of District bonds or
2377 notes existing on or before October 30, 2018; or

2378 “(B) An amount equal to 102% of the amount dedicated to the Arts and
2379 Humanities Fund in the prior fiscal year pursuant to this subsection.

2380 “(3) Beginning October 1, 2027, 5% of the sales tax revenue collected at the rate
2381 provided by the lead-in language of subsection (a) of this section that is not dedicated to
2382 legislatively proposed or existing tax increment financing districts or pledged to the benefit of
2383 holders of District bonds or notes existing on or before October 30, 2018, shall be dedicated to
2384 the Arts and Humanities Fund.”.

2385 Sec. 7026. WMATA Revenue Dedication.

2386 Section 47-2002.07 of the District of Columbia Official Code is amended as follows:

2387 (a) The existing text is designated as subsection (a).

2388 (b) The newly designated subsection (a) is amended by striking the phrase “All of the
2389 revenue” and inserting the phrase “In Fiscal Year 2023, all of the revenue” in its place.

2390 (c) New subsections (b) and (c) are added to read as follows:

2391 “(b) In Fiscal Years 2024, 2025, 2026, and 2027, from the revenue described in
2392 subsection (a) of this section there shall be dedicated annually to paying the District’s annual
2393 operating subsidies to WMATA the lesser of:

2394 “(1) All of such revenue; or

2395 “(2) An amount equal to 102% of the amount dedicated pursuant to this
2396 subsection from such revenue in the prior fiscal year to paying the District’s annual operating
2397 subsidies to WMATA.”.

2398 “(c) Beginning October 1, 2027, all of the revenue derived from the collection of the tax
2399 imposed upon all vendors by § 47-2002(1) on the gross receipts from the sale of or charges for
2400 the service of parking or storing vehicles or trailers, except the service of parking or storing of
2401 motor vehicles or trailers on a parking lot owned or operated by the Washington Metropolitan
2402 Area Transit Authority (“WMATA”) and located adjacent to a WMATA passenger stop or
2403 station, shall be dedicated annually to paying the District’s annual operating subsidies to
2404 WMATA.”.

2405 Sec. 7027. Early Childhood Educator Pay Equity Fund Dedication.

2406 Section 5102(b) of the Early Childhood Educator Pay Equity Fund Establishment Act of
2407 2021, effective November 13, 2021 (D.C. Law 24-45; D.C. Official Code § 1-325.431(b)), is
2408 amended as follows:

2409 (a) Paragraph (3) is amended by striking the phrase “\$73,883,680 in local funds” and
2410 inserting the phrase “\$69,508,332 in local funds” in its place.

2411 (b) Paragraph (4) is amended by striking the phrase “\$74,878,268 in local funds” and
2412 inserting the phrase “\$70,502,920 in local funds” in its place.

2413 Sec. 7028. Section 47-362(f)(2) of the District of Columbia Official Code is amended to
2414 read as follows:

2415 “(2) At the end of a fiscal year, any excess shall be transferred to the District
2416 Department of Transportation’s District-wide PAVEDC-Local Street Paving Project, established
2417 to maintain, repair, or replace the District’s local streets.”.

2418 **SUBTITLE D. FISCAL STABILIZATION RESERVE**

2419 Sec. 7031. Short title.

2420 This subtitle may be cited as the “Fiscal Stabilization Reserve Amendment Act of 2023”.

2421 Sec. 7032. Section 47-392.02(j-1)(2) of the District of Columbia Official Code is

2422 amended as follows:

2423 (a) Subparagraph (B) is amended by striking the phrase “; and” and inserting a semicolon
2424 in its place.

2425 (b) Subparagraph (C) is amended by striking the period at the end and inserting the phrase
2426 “; and” in its place.

2427 (c) A new subparagraph (D) is added to read as follows:

2428 “(D) Funding for locally appropriated expenditures in Fiscal Year 2023.”.

2429 Sec. 7033. Applicability.

2430 This subtitle shall apply as of the effective date of the Fiscal Year 2023 Revised Local
2431 Budget Adjustment Emergency Act of 2023, passed on emergency basis on May 30, 2023
2432 (Enrolled version of Bill 25-205).

2433 **SUBTITLE E. DESIGNATED FUND TRANSFERS**

2434 Sec. 7041. Short title.

2435 This title may be cited as the “Designated Fund Transfer Act of 2023”.

2436 Sec. 7042. (a) Notwithstanding any provision of law limiting the use of funds in the
2437 accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year
2438 2023 the following amounts from certified funds and other revenue in the identified accounts to
2439 the unassigned fund balance of the General Fund of the District of Columbia:

2440

FISCAL YEAR 2023 TRANSFERS

Agency Code	Fund	Fund Transfers
LOCAL FUNDS		
BGO	1111-DISABILITY COMP. NON - LAPSING LOCAL	(3,586,302)
CJO	1121-FAIR ELECTIONS FUND	(1,054,052)
GC0	1120-RESERVE FUNDS	(112,512)
GD0	1120-SPECIAL EDUCATION COMPLIANCE FUND	(756,000)
	1121-SPECIAL EDUCATION ENHANCEMENT FUND	(4,291,246)
	1124-SCHOOL SAFETY & POSITIVE CLIMATE	(602,606)
	1126-EARLY CHILDHOOD EDUCATOR PAY EQUITY FUND	(5,396,000)
	1140-COMMUNITY SCHOOLS FUND	(912,867)
HTO	SMOKING CESSATION FUND	(432,016)
HY0	1105-DCHA REHABILITATION AND MAINTENANCE FUND	(17,769,483)
JA0	1112-SNAP REINVESTMENT FUND	(850,936)
KGO	1000-CRIAC RELIEF FUND	(1,417,016)
RJO	1115-MEDICAL CAPTIVE CLAIMS RESERVE	(2,000,000)
DEDICATED TAXES		
AM0	2225-WEST END LIBRARY/FIREHOUSE MAINTENANCE	(2,129,112)
EBO	6603-ST ELIZABETH EAST CAMPUS REDEVELOPMENT	(444,165)
GD0	0111-HEALTHY SCHOOLS FUND	(556,021)
KE0	0110-DEDICATED TAXES	(739,138)
LQ0	0110-DEDICATED TAXES	(366,728)
RM0	1118-GAMBLING ADDICTION TREATMENT & RESEARCH	(600,000)
SPECIAL PURPOSE REVENUE FUNDS ('O' TYPE)		
AEO	1243-PUBLIC-PRIVATE PARTNERSHIP ADMIN FUND	(8,735)
AM0	1460-EASTERN MARKET ENTERPRISE FUND	(168,795)
ATO	0606-RECORDER OF DEEDS SURCHARGE	(1,278,435)
BD0	2001-HIST. LANDMARK & HIST. DIST. FILING FEES	(41,851)
BX0	0600-SPECIAL PURPOSE REVENUE	(755,656)
CB0	0616-LITIGATION SUPPORT FUND	(5,000,000)
	0617-ATTORNEY GENERAL RESTITUTION FUND	(1,908,000)
CE0	6108-COPIES AND PRINTING	(2,945)
	6160-REVENUE GENERATING ACTIVITIES	0
	6170-LIBRARY COLLECTIONS - ONLINE BOOK SALES	(30,447)
CF0	0618-WAGE THEFT	(65,766)
	0619-DC JOBS TRUST FUND	(365,815)
	0625-APPRENTICESHIP FEES	(243,469)
CIO	0600-SPECIAL PURPOSE REVENUE	(24,950)
CQ0	6000-RENTAL UNIT FEE FUND	(11,701)
CRO	6008-R-E GUAR. & EDUC. FUND	(766,140)
	6009-R-E APPRAISAL FEE	(59,321)
	6010-OPLA - SPECIAL ACCOUNT	(1,491)
	6013-BASIC BUSINESS LICENSE FUND	(3,083,619)
	6040-CORPORATE RECORDATION FUND	(647,789)

CUO	6030-GREEN BUILDING FUND	(79,801)
DBO	0610-DHCB UNIFIED FUND	(70,390)
EBO	0609-INDUSTRIAL REVENUE BOND PROGRAM	(554,001)
	0632-AWC & NCRC DEVELOPMENT (ED SPECIAL ACCT)	(13,424,852)
ENO	0632-SMALL BUSINESS CAPITAL ACCESS FUND	(320)
	6160-STREETScape LOAN RELIEF FUND	(5,094)
FBO	0601-FEMS REFORM FUND	(9,963,038)
	1200-AUTOMATED EXT DEFIB REG FEE FUND	(5,044)
FLO	0600-CORRECTIONS TRUSTEE REIMBURSEMENT	(3,907,407)
	0605-CORRECTIONS REIMBURSEMENT -JUVENILES	(20)
FXO	0610-MEDICAL EXAMINER PATHOLOGY & TOXICOLOGY	(322,033)
GAO	0633-DHHS AFTERSCHOOL PROG-COPAYMENT	(164,074)
GDO	0618-STUDENT RESIDENCY VERIFICATION FUND	(368,456)
	0620-CHILD DEVELOPMENT FACILITIES FUND	(221,709)
GLO	0619-STATE ATHLETIC ACTS PROG & OFFICE FUND	0
HAO	0602-ENTERPRISE FUND ACCOUNT	(1,103,210)
HCO	0605-SHPDA FEES	(1,220,612)
	0632-PHARMACY PROTECTION	(1,597,891)
	0643-BOARD OF MEDICINE	(4,702,061)
	0644-NON-LAPSING: SPAY AND NEUTERING FUND	(696)
	0655-SHPDA ADMISSION FEE	(82,961)
	0661-ICF / MR FEES & FINES	(18,205)
	0673-DOH - REGULATORY ENFORCEMENT FUND	(20,170)
	0679-OPIOID ABATEMENT FUND	(2,082,410)
HTO	0633-MEDICAID RECOVERY AUDIT CONTRACTOR	(1,401)
	0635-INDIVIDUAL INSUR MKT AFFORD & STABILITY	(2,979,384)
JAO	0603-SSI PAYBACK	(389,552)
KAO	6030-DC CIRCULATOR BUS SYSTEM	(609,979)
	6031-DC CIRCULATOR BUS SYSTEM - NPS MALL ROUTE	(651,776)
	6140-TREE FUND (EST DC ACT 14-614)	(2,006,598)
	6901-DDOT ENTERPRISE FUND-NON TAX REVENUES	(738,532)
	6910-VISION ZERO PEDESTRIAN & BICYCLE SAFETY	(1,468,853)
KEO	0601-PARKING METER WMATA	(3,331,803)
KGO	0607-UNDERGROUND STORAGE TANK FINES AND FEES	(199,436)
	0634-SOIL EROSION/SEDIMENT CONTROL	(49,785)
	0645-PESTICIDE PRODUCT REGISTRATION	(431,789)
	0646-STORM WATER FEES	(54,935)
	0647-MOLD ASSESSMENT AND REMEDIATION FUND	(4,857)
	0650-PRODUCT STEWARDSHIP FUND	(39,767)
	0655-STORMWATER IN LIEU FEE	(45,418)
	0662-RENEWABLE ENERGY DEVELOPMENT FUND	(393,994)
	0668-LEAD POISONING PREVENTION FUND	(208,506)
	0670-ANACOSTIA RIVER CLEAN UP FUND	(500,000)
	6500-BENCHMARKING ENFORCEMENT FUND	(23,627)
	6700-SUSTAINABLE ENERGY TRUST FUND	(7,178,851)
KTO	6010-SUPER CAN PROGRAM	(21,746)

	6052-THE SOLID WASTE DIVERSION FUND	(20,082)
	6082-SOLID WASTE DISPOSAL FEE FUND	(4,352,582)
KVO	6258-MOTOR VEHICLE INSPECTION STATION	(262,223)
LQO	6017-ABC - IMPORT AND CLASS LICENSE FEES	(524,029)
RJO	0640-SUBROGATION FUND	(444,387)
	1240-CAPTIVE INSURANCE FUND	(248,048)
RMO	0629-AGREEMENT WITH INDEPENDENT AGENCIES	(44,208)
SRO	2100-HMO ASSESSMENT	(2,662)
	2350-SECURITIES AND BANKING FUND	(476,000)
	2910-FORECLOSURE MEDIATION FUND	(3,700)
TCO	2400-PUBLIC VEHICLES FOR HIRE CONSUMER SERVIC	(137,037)
UCO	1630-911 & 311 ASSESSMENTS	0
	1631-PREPAID WIRELESS 911 CHARGES	171,775
VAO	0600-OFFICE OF VETERANS AFFAIS FUND	(15,000)
ENTERPRISE AND OTHER FUNDS DEDICATED TAX		
BKO	6114-BASEBALL REVENUE DEDICATED TAXES	(26,834,000)
TOTAL		(152,918,348)

2441
2442 (b) Notwithstanding any provision of law limiting the use of funds in the accounts listed
2443 in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2024 the
2444 following amounts from certified funds and other revenue in the identified accounts to the
2445 unassigned fund balance of the General Fund of the District of Columbia:

FISCAL YEAR 2024 TRANSFERS		
Agency Code	Fund	Fund Transfers
DEDICATED TAXES		
EB0	6603-ST ELIZABETH EAST CAMPUS REDEVELOPMENT	(300,000)
LQ0	0110-DEDICATED TAXES	(300,000)
SPECIAL PURPOSE REVENUE FUNDS ('O' TYPE)		
AG0	0601-ACCOUNTABILITY FUND	(4,342)
AS0	1150-UTILITIES PAYMENT FOR NON-DC AGENCIES	(16,790)
ATO	0601-HEALTH BENEFIT FEES	(77,548)
	0602-PAYROLL SERVICE FEES	(6,024)
	0603-SERVICE CONTRACTS	(15,183)
	0605-DISHONORED CHECK FEES	(4,260)
	0619-DC LOTTERY REIMBURSEMENT	(40,899)
	6115-OFT CENTRAL COLLECTION UNIT (CCU) O TYPE	(26,768)
BA0	1243-DISTRIBUTION FEES	(100,000)
BE0	0639-AGREEMENT WITH INDEPENDENT AGENCIES	(3,412)
CF0	0618-WAGE THEFT	(20,567)
CIO	0600-SPECIAL PURPOSE REVENUE	(163,000)

CU0	6050-EXPEDITED BUILDING PERMIT REVIEW PROGRAM	(47,547)
EBO	0609-INDUSTRIAL REVENUE BOND PROGRAM	(39,175)
	0632-AWC & NCRC DEVELOPMENT (ED SPECIAL ACCT)	(29,027)
FLO	0600-CORRECTIONS TRUSTEE REIMBURSEMENT	(264,243)
GDO	6007-SITE EVALUATION	(6,732)
HA0	0602-ENTERPRISE FUND ACCOUNT	(946,135)
HCO	0605-SHPDA FEES	(40,377)
	0606-VITAL RECORDS REVENUE	(60,946)
	0633-RADIATION PROTECTION	(4,801)
	0655-SHPDA ADMISSION FEE	(10,081)
	0656-EMS FEES	(3,453)
KA0	6901-DDOT ENTERPRISE FUND-NON TAX REVENUES	(43,117)
KGO	0680-PAYMENTS FROM INDEPENDENT AGENCIES	(2,461)
	6201-ECONOMY II	(1)
	6400-DC MUNICIPAL AGGREGATION PROGRAM	(2,219)
	6800-ENERGY ASSISTANCE TRUST FUND	(3)
KV0	6000-GENERAL "O" TYPE REVENUE SOURCES	(6,311)
PO0	4010-DC SURPLUS PERSONAL PROPERTY SALES OPER.	(33,098)
RJ0	0640-SUBROGATION FUND	(7,486)
RM0	0610-DMH FEDERAL BENEFICIARY REIMBURSEMENT	(89,594)
SR0	2100-HMO ASSESSMENT	(25,141)
	2200-INSURANCE ASSESSMENT	(186,145)
	2300-SECURITIES BROKER/DEALER LICENSES	(276,439)
	2350-SECURITIES AND BANKING FUND	(530,000)
	2800-CAPTIVE INSURANCE	(64,991)
TO0	0602-DC NET SERVICES SUPPORT	(69,250)
	1200-SERV US PROGRAM	(95)
UC0	1555-REIMBURSABLES FROM OTHER GOVERNMENTS	(212,629)
	1631-PREPAID WIRELESS 911 CHARGES	(10,583)
ENTERPRISE AND OTHER FUNDS DEDICATED TAX		
BK0	6114-BASEBALL REVENUE DEDICATED TAXES	(2,000,000)
TOTAL		(6,090,873)

2446

2447 (c) Notwithstanding any provision of law limiting the use of funds in the accounts listed
2448 in D.C. Official Code § 47-392.02(j-5)(1) and (2), the amounts deposited and committed to those
2449 accounts pursuant to D.C. Official Code § 47-392.02(j-5) in Fiscal Year 2023, based on the
2450 Annual Comprehensive Financial Report for Fiscal Year 2022, shall, after such deposits and
2451 commitments have been made, be transferred by the Chief Financial Officer before September
2452 30, 2023, to the unassigned balance of the General Fund of the District of Columbia.

2453 (d) The amounts identified in subsections (a), (b), and (c) of this section shall be made
2454 available as set forth in the approved Fiscal Year 2024 Budget and Financial Plan.

2455 Sec. 7043. Applicability.

2456 This section shall apply as of September 1, 2023.

2457 **SUBTITLE F. NEW HOWARD UNIVERSITY HOSPITAL TAX ABATEMENT**

2458 Sec. 7051. Short title.

2459 This subtitle may be cited as the “New Howard University Hospital Tax Abatement
2460 Amendment Act of 2023”.

2461 Sec. 7052. Section 47-4673 of the District of Columbia Official Code is amended as
2462 follows:

2463 (a) Subsection (a) is amended as follows:

2464 (1) Paragraph (4) is amended by striking the phrase “New Hospital Operator” and
2465 inserting the phrase “New Hospital Developer” in its place.

2466 (2) Paragraph (9) is amended by striking the phrase “Square 3072, and Lot 73”
2467 and inserting the phrase “Square 3072, Lots 26 and 30 in Square 3078, and Lot 73” in its place.

2468 (b) Subsection (d) is amended as follows:

2469 (1) Paragraph (1)(A) is amended to read as follows:

2470 “(A) The earlier of October 1, 2024, or the opening of the New Hospital;
2471 and”.

2472 (2) Paragraph (3) is amended by striking the phrase “tax year 2048” and inserting
2473 the phrase “tax year 2050” in its place.

2474 (c) Subsection (e)(4) is amended by striking the phrase “by October 1, 2026, and operate”
2475 and insert the phrase “by October 1, 2028, and the New Hospital Operator shall operate” in its
2476 place.

2477 (d) Subsection (f) is amended by adding a new paragraph (1A) to read as follows:

2478 “(1A) The District shall provide funding to support the
2479 operations of the New Hospital to Howard University. The District shall provide \$5 million in
2480 each fiscal year from Fiscal Year 2028 through Fiscal Year 2032, totaling \$25 million.”.

2481 **SUBTITLE G. DEDICATED TAX ADJUSTMENT**

2482 Sec. 7061. Short title.

2483 This subtitle may be cited as the “Alcoholic Beverage and Cannabis Administration
2484 Dedicated Tax Adjustment Amendment Act of 2023”.

2485 Sec. 7062. Section 47-2002(b) of the District of Columbia Official Code is amended by
2486 striking the figure “\$1,170,000” and inserting the figure “\$1,070,000” in its place.

2487 **SUBTITLE H. EVENTS DC**

2488 Sec. 7071. Short title.

2489 This subtitle may be cited as the “Events DC Grantmaking Act of 2023”.

2490 Sec. 7072. National Cherry Blossom Festival fundraising.

2491 (a) There is established a matching grant program to support the 2024 National Cherry
2492 Blossom Festival (“Program”), which shall be administered by the Washington Convention and
2493 Sports Authority (“Events DC”). Under the Program, a matching grant shall be awarded to a
2494 nonprofit organization that organizes and produces an event or events as part of the official,
2495 month-long National Cherry Blossom Festival (“Festival”) at a rate of \$2 for every dollar that the

2496 organization has raised in corporate donations by April 30, 2024; except, that the total matching
2497 grant shall not exceed \$1 million.

2498 (b) In Fiscal Year 2024, of the funds allocated to the Non-Departmental Account, \$1
2499 million shall be transferred to Events DC to use for the grant authorized by subsection (a) of this
2500 section.

2501 (c) A grant awarded pursuant to this section shall be in addition to any other grant
2502 awarded by Events DC in support of the Festival.

2503 Sec. 7073. Washington Nationals Youth Baseball Academy.

2504 (a) Events DC shall administer a grant to the Washington Nationals Youth Baseball
2505 Academy for grounds improvements at its location in Ward 7.

2506 (b) In Fiscal Year 2024, of the funds allocated to the Non-Departmental Account, \$2
2507 million shall be transferred to Events DC to use for the grant authorized by subsection (a) of this
2508 section.

2509 (c) A grant awarded pursuant to this section shall be in addition to any other grant
2510 awarded by Events DC in support of the Washington Nationals Youth Baseball Academy.

2511 Sec. 7074. District history grant.

2512 (a) There is established a grant program to support historical research, which shall be
2513 administered by the Washington Convention and Sports Authority (“Events DC”). Under the
2514 Program, a grant shall be awarded to a nonprofit organization occupying space in the Carnegie
2515 Library building that is engaged in collecting, interpreting, and sharing the history of the District.

2516 (b) In Fiscal Year 2024, of the funds allocated to the Non-Departmental Account,
2517 \$300,000 shall be transferred to Events DC to use for the grant authorized by subsection (a) of
2518 this section.

2519 (c) A grant awarded pursuant to this section shall be in addition to any other grant
2520 awarded by Events DC in support of historical education and research.

2521 Sec. 7075. The lead-in language of section 204(m) of Title II of the Washington
2522 Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188;
2523 D.C. Official Code § 10-1202.04(m)), is amended by striking the phrase “or 2023” and inserting
2524 the phrase “2023, or 2024” in its place.

2525 **SUBTITLE I. SUBJECT TO APPROPRIATION PROVISIONS**

2526 Sec. 7081. Short title.

2527 This subtitle may be cited as the “Subject to Appropriation Repeals and Modifications
2528 Amendment Act of 2023.”

2529 Sec. 7082. The Public Restroom Facilities Installation and Promotion Act of 2018,
2530 effective April 11, 2019 (D.C. Law 22-280; D.C. Official Code § 10-1051 *et seq.*), is amended
2531 by adding a new section 5a to read as follows:

2532 “Sec. 5a. Applicability.

2533 “(a) Section 3(d)–(g) of this act shall apply upon the date of inclusion of their fiscal effect
2534 in an approved budget and financial plan.

2535 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
2536 in an approved budget and financial plan and provide notice to the Budget Director of the
2537 Council of the certification.

2538 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
2539 the District of Columbia Register.

2540 “(2) The date of publication of the notice of the certification shall not affect the
2541 applicability of this act.”.

2542 Sec. 7083. Section 3 of the Local Resident Voting Rights Amendment Act of 2022,
2543 effective February 23, 2023 (D.C. Law 24-242; 69 DCR 14601), is repealed.

2544 Sec. 7084. Section 4 of the Period Equity Righting an Injustice of District Residents
2545 (PERIOD) Act of 2022, effective February 23, 2023 (D.C. Law 24-250; 69 DCR 15101), is
2546 amended to read as follows:

2547 “Sec. 4. Applicability.

2548 “(a)(1) Except as provided in subsection (b) of this section, this act shall apply upon the
2549 date of inclusion of its fiscal effect in an approved budget and financial plan.

2550 “(2) The Chief Financial Officer shall certify the date of the inclusion of the fiscal
2551 effect in an approved budget and financial plan and provide notice to the Budget Director of the
2552 Council of the certification.

2553 “(3)(A) The Budget Director shall cause the notice of the certification to be
2554 published in the District of Columbia Register.

2555 “(B) The date of publication of the notice of the certification shall not
2556 affect the applicability date of this act.

2557 “(b) This act shall apply with respect to public restrooms managed or maintained by the
2558 District of Columbia Public Library as of October 1, 2023.”.

2559 Sec. 7085. Section 3 of the Condominium Warranty Claims Clarification Amendment

2560 Act of 2022, effective February 23, 2023 (Law 24-262), is repealed.

2561 Sec. 7086. Section 3 of the Automatic Voter Registration Expansion Amendment Act of
2562 2022, effective February 23, 2023 (D.C. Law 24-265; 70 DCR 2937), is repealed.

2563 Sec. 7087. (a) Section 301 of the Second Chance Amendment Act of 2022, effective
2564 March 10, 2023 (D.C. Law 24-284; 70 DCR 913), is amended to read as follows:

2565 “Sec. 301. Applicability.

2566 “This act shall apply as of January 1, 2026.”

2567 (b) Chapter 8 of Title 16 of the District of Columbia Official Code is amended as
2568 follows:

2569 (1) Section 16-802(b) is amended by striking the date “January 1, 2025” and
2570 inserting the date “October 1, 2029” in its place.

2571 (2) Section 16-805(c) is amended as follows:

2572 (A) Paragraph (1)(A) is amended striking the date “January 1, 2027”
2573 and inserting the date “October 1, 2029” in its place.

2574 (B) Paragraph (2) is amended striking the date “January 1, 2027” and
2575 inserting the date “October 1, 2029” in its place.

2576 Sec. 7088. Section 4(a) of the Safe Streets for Students Amendment Act of 2022,
2577 effective Dec 21, 2022 (D.C. Law 24-285; 70 DCR 3516), is amended by striking the phrase
2578 “This act” and inserting the phrase “Sections 2a, 2b, 2c, 2d(5), 2g, 2h, 2i(b)(2), 2i(b)(2) and (3),
2579 and 2j(a)” in its place.

2580 Sec. 7089. Section 3 of the Elimination of Discrimination Against Women Act of 2022,
2581 effective March 10, 2023 (D.C. Law 24-303; 70 DCR 3534), is repealed.

2582 Sec. 7090. Section 401 of the Domestic Worker Employment Rights Amendment Act of
2583 2022, effective March 10, 2022 (D.C. Law 24-305; 70 DCR 902), is amended as follows:

2584 (a) Subsection (a) is amended by striking the phrase “shall apply upon the date of the
2585 inclusion of their fiscal affect in an approved budget and financial plan” and inserting the phrase
2586 “shall apply as of October 1, 2023” in its place.

2587 (b) Subsection (b) is amended by striking the phrase “shall apply 120 calendar days after
2588 the date of inclusion of their fiscal effect in an approved budget and financial plan” and inserting
2589 the phrase “shall apply as of January 29, 2020” in its place.

2590 Sec. 7091. Section 4 of the Greener Government Buildings Amendment Act of 2022,
2591 effective March 10, 2023 (D.C. Law 24-306; 70 DCR 003537), is repealed.

2592 Sec. 7092. Section 5 of the Preserving Our Kids’ Equity Through Trusts and Fostering
2593 Stable Housing Opportunities Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-
2594 309, 70 DCR 662), is repealed.

2595 Sec. 7093. Section 301 of the High Need Healthcare Career Scholarship and Health
2596 Professional Loan Repayment Program Amendment Act of 2022, effective March 10, 2023
2597 (D.C. Law 24-313; 70 DCR 600), is repealed.

2598 Sec. 7094. Section 4 of the Educator Background Check Streamlining Amendment Act of
2599 2022, effective March 10, 2023 (D.C. Law 24-317, 70 DCR 851), is repealed.

2600 Sec. 7095. Section 3 of the Automated Traffic Enforcement System Revenue Designation
2601 Amendment Act of 2022, effective March 10, 2023 (D.C. Law 24-321; 70 DCR 615), is
2602 repealed.

2603 Sec. 7096. Section 6 of the Office of District Waterways Establishment Act of 2022,
2604 effective March 22, 2023 (D.C. Law 24-336; 70 DCR 4307), is repealed.

2605 Sec. 7097. Section 5 of the Street Vendor Advancement Amendment Act of 2023, passed
2606 on 2nd reading on April 4, 2023 (Enrolled version of Bill 25-68), is repealed.

2607 **TITLE VIII. TECHNICAL AMENDMENTS**

2608 Sec. 8001. Short title.

2609 This subtitle may be cited as the “Technical Amendments Act of 2023”.

2611 Sec. 8002. (a). Section 2(g) of the Urban Forest Preservation Authority Amendment Act
2612 of 2022, effective August 16, 2022 (D.C. Law 24-152; 69 DCR 7730), amendatory subsection
2613 (d)(1)(B) is amended by striking the phrase “effective date of this act.” and inserting the phrase
2614 “effective date of the Urban Forest Preservation Authority Amendment Act of 2022, effective
2615 August 16, 2022 (D.C. Law 24-152; 69 DCR 7730).” in its place.

2616 (b) Section 3(c) of the Human Rights Enhancement Amendment Act of 2022, effective
2617 September 21, 2022 (D.C. Law 24-172; 2-1411.03), amendatory paragraph (11) is amended by
2618 striking the phrase “this act” and inserting the phrase “subtitle A of title II of this act” in its
2619 place.

2620 (c) Section 5081(2) of the Food Stamp Expansion Act of 2009, effective March 3, 2010
2621 (D.C. Law 18-111; D.C. Official Code § 4-261.01), is repealed.

2622 (d) The lead-in language to section 1022a of the Department of General Services
2623 Establishment Act of 2011, effective March 10, 2023 (D.C. Law 24-306; D.C. Official Code §
2624 10-551.01a), is amended by striking the word “section” and inserting the word “act” in its place.

2625 (e) The Comprehensive Policing and Justice Reform Amendment Act of 2022, effective
2626 April 21, 2023 (D.C. Law 24-345; 70 DCR 953), is amended as follows:

2627 (1) Section 103(c), amendatory subsection (d)(1), is amended by striking the
2628 phrase “reasonable opportunity view” and inserting the phrase “reasonable opportunity to view”
2629 in its place.

2630 (2) Section 104(a)(2), amendatory subsection (c)(1), is amended by striking the
2631 phrase “reasonable opportunity view” and inserting the phrase “reasonable opportunity to view”
2632 in its place.

2633 (3) Section 128(c)(2) is amended by striking the phrase “deadly use of force” and
2634 inserting the phrase “use of deadly force” in its place.

2635 (f) Section 3 of the Local Solar Expansion Amendment Act of 2022, effective March 10,
2636 2023 (D.C. Law 24-314; 70 DCR 606), is amended by striking the phrase “subsection (a) of this
2637 section;” and inserting the phrase “section 4;” in its place.

2638 (g) Title 47 of the District of Columbia Official Code is amended as follows:

2639 (1) Section 47-1887.16A is amended by striking the phrase “§ 47-1887.16A.
2640 Rules.” and inserting the phrase “§ 47-2887.16a. Rules.” in its place.

2641 (2) Section 47-2887.10(h) is amended by striking the phrase “term
2642 “communicates or attempts” to communicate” means” and inserting the phrase “term
2643 “communicates or attempts to communicate” means” in its place.

2644 (3) Section 47-2844(c)(4)(B) is amended by striking the word “creditment” and
2645 inserting the phrase “credit men” in its place.

2646 (4) Section 47-4675(a) is amended by striking the number “241” and inserting the
2647 number “341” in its place.

2648 (h) Section 903(a)(9) of the District of Columbia Government Comprehensive Merit
2649 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
2650 609.03(a)(9)), is amended by striking the phrase “and Criminal Code Revision Commission” and
2651 inserting the word “Commission” in its place.

2652 (i) Section 3122(c)(2) of the Criminal Code Reform Commission Establishment Act of
2653 2016, effective October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151(c)(2)), is
2654 repealed.

2655 (j) Section 904.1(f)(9) of Title 6-B of the District of Columbia Municipal Regulations (6-
2656 B DCMR § 904.1(f)(9)), is amended to read as follows:

2657 “(9) No more than eleven (11) positions, the occupants of which shall be
2658 appointed by the District of Columbia Sentencing Commission;”.

2659 **TITLE IX. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

2660 Sec. 9001. Applicability.

2661 Except as otherwise provided, this act shall apply as of October 1, 2023.

2662 Sec. 9002. Fiscal impact statement.

2663 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
2664 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
2665 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

2666 Sec. 9003. Effective date.

2667 This act shall take effect following approval by the Mayor (or in the event of veto by the
2668 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
2669 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
2670 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
2671 Columbia Register.