

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of law necessary to support the Fiscal Year 2016 budget.

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2016 Budget Support Act of 2015”.

**TITLE I. GOVERNMENT DIRECTION AND SUPPORT**  
**SUBTITLE A. BONUS AND SPECIAL PAY LIMITATION**

Sec. 1001. Short title.

This subtitle may be cited as the “Bonus and Special Pay Limitation Act of 2015”.

Sec. 1002. Bonus and special pay limitations.

(a) For Fiscal Year 2016, no funds shall be used to support the categories of special awards pay or bonus pay; provided, that funds may be used to pay:

- (1) Retirement awards;
- (2) Hiring bonuses for difficult-to-fill positions;
- (3) Additional income allowances for difficult-to-fill positions;
- (4) Agency awards or bonuses funded by private grants or donations;
- (5) Employee awards pursuant to section 1901 of the District of Columbia

Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-619.01);

- (6) Safe-driving awards;
- (7) Gainsharing incentives in the Department of Public Works;
- (8) Suggestion or invention awards;

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(9) Quality steps;

(10) Salary incentives negotiated through collective bargaining; or

(11) Any other award or bonus required by an existing contract or collective bargaining agreement that was entered into before the effective date of this subtitle.

(b) No special awards pay or bonus pay shall be paid to a subordinate agency head or an assistant or deputy agency head unless required by an existing contract that was entered into before the effective date of this subtitle.

(c) Notwithstanding any other provision of law, no restrictions on the use of funds to support the categories of special awards pay (comptroller subcategory 0137) or bonus pay (comptroller subcategory 0138) shall apply in Fiscal Year 2016 to employees of the District of Columbia Public Schools who are based at a local school or who provide direct services to individual students.

(d) Notwithstanding this subtitle or any other provision of law, the Office of the Attorney General shall pay employees of the Office of the Attorney General all performance allowance payments to which they are entitled or may become entitled under any approved compensation agreement negotiated between and executed by the Mayor and Compensation Unit 33 of the American Federation of Government Employees, Local 1403, AFL-CIO for the period from October 1, 2013, through September 30, 2017. These payments are necessary to satisfy the requirements of section 857 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective April 20, 1999 (D.C. Law 12-260; D.C. Official Code § 1-608.57), which requires the Attorney General's performance management system to link pay to performance.

(e) Notwithstanding this subtitle, the Office of the Attorney General and the subordinate agencies shall pay their employees all performance allowance payments to which they are entitled.

**SUBTITLE B. SUPPLY MANAGEMENT AMENDMENT**

Sec. 1011. Short title.

This subtitle may be cited as the "Supply Management Amendment Act of 2015".

Sec. 1012. The Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), is amended as follows:

(a) A new section 802a is added to read as follows:

"Sec. 802a. Surplus property disposition agreements.

"(a) The CPO may enter into an agreement with a District agency not otherwise under the authority of the CPO, including an independent agency or a public charter school, to sell its surplus goods.

"(b) OCP may charge an administrative fee of 6% of gross proceeds for the sale of surplus property sold pursuant to an agreement entered into under this section. The administrative fees shall be deposited into the Surplus Property Sales Fund established by section 805."

(b) Section 803 (D.C. Official Code § 2-358.03) is amended to read as follows:

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“Sec. 803. Electronic inventory control system for surplus property.

“The CPO shall establish an electronic inventory control system to monitor all surplus property. The system shall contain the following information:

“(1) The date of the receipt of the surplus property;

“(2) The agency or organization from which the surplus property was received;

“(3) A description of the surplus property, including quantity and condition;

“(4) A photograph of the surplus property; and

“(5) The estimated value of the surplus property.”.

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

“Sec. 805. Surplus Property Sales Fund.

“(a) There is established as a special fund the Surplus Property Sales Fund (“Fund”), which shall be administered by the CPO in accordance with subsection (c) of this section.

“(b) There shall be deposited into the Fund:

“(1) Administrative fees collected pursuant to an agreement entered into pursuant to section 802a; and

“(2) Proceeds from the sale of surplus property by OCP.

“(c) Money in the Fund shall be used to pay the administrative costs of maintaining and disposing of surplus property, including the costs of online auctions.

“(d) Amounts in excess of the money needed to pay for the cost of online auction contracts for surplus personal property shall be deposited into the unrestricted fund balance of the General Fund of the District of Columbia.”.

Sec. 1013. Section 1062 of the Fiscal Year 2015 Budget Support Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.271), is repealed.

**SUBTITLE C. OFFICE OF LGBTQ AFFAIRS AMENDMENT**

Sec. 1021. Short title.

This subtitle may be cited as the “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs Name Change Amendment Act of 2015”.

Sec. 1022. The Office of Gay, Lesbian, Bisexual, and Transgender Affairs Act of 2006, effective April 4, 2006 (D.C. Law 16-89; D.C. Official Code § 2-1381 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 2-1381) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “Office of Gay, Lesbian, Bisexual, and Transgender Affairs” and inserting the phrase “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs” in its place.

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

“(2) “Lesbian, gay, bisexual, transgender, and questioning” or “LGBTQ” means individuals who identify themselves as lesbian, gay, bisexual, or transgender or are questioning or exploring their sexuality or sexual identity, or are concerned about applying a social label to



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themselves related to their sexuality or sexual identity and who are residents of the District of Columbia.”.

(3) Paragraph (3) is amended by striking the phrase “Office of Gay, Lesbian, Bisexual, and Transgender Affairs” and inserting the phrase “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs” in its place.

(b) Section 3 (D.C. Official Code § 2-1382) is amended as follows:

(1) Strike the phrase “Office of Gay, Lesbian, Bisexual, and Transgender Affairs” wherever it appears and insert the phrase “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs” in its place.

(2) Strike the phrase “gay, lesbian, bisexual and transgender community” wherever it appears and insert the phrase “lesbian, gay, bisexual, transgender, and questioning community” in its place.

(c) Section 4 (D.C. Official Code § 2-1383) is amended as follows:

(1) Subsection (a)(1) is amended by striking the phrase “full-time” and inserting the phrase “full time” in its place.

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

(A) Paragraph (1) is amended by striking the phrase “gay, lesbian, bisexual and transgender community” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning community” in its place.

(B) Paragraph (3) is amended by striking the phrase “Gay, Lesbian, Bisexual and Transgender community” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning community” in its place.

(C) Paragraph (8) is amended as follows:

(i) Strike the phrase “Gay, Lesbian, Bisexual and Transgender Program Coordinators” and insert the phrase “lesbian, gay, bisexual, transgender, and questioning services coordinators” in its place.

(ii) Strike the phrase “gay, lesbian, bisexual and transgender community” and insert the phrase “lesbian, gay, bisexual, transgender, and questioning community” in its place.

(D) Paragraph (9) is amended by striking the phrase “Gay, Lesbian, Bisexual and Transgender Program Coordinator” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning services coordinator” in its place

(E) Paragraph (10) is amended as follows:

(i) Strike the phrase “Gay, Lesbian, Bisexual and Transgendered program coordinator” and insert the phrase “lesbian, gay, bisexual, transgender, and questioning services coordinator” in its place.

(ii) Strike the phrase “gay, lesbian, bisexual and transgender health” and insert the phrase “lesbian, gay, bisexual, transgender, and questioning health” in its place.

(d) Section 4a(a) (D.C. Official Code § 2-1384(a)) is amended by striking the phrase “Office of Gay, Lesbian, Bisexual and Transgender Affairs” and inserting the phrase “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs” in its place.

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Sec. 1023. Section 4(b)(2)(M) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-65; D.C. Official Code § 4-752.01(b)(2)(M)), is amended by striking the phrase “Office of Gay, Lesbian, Bisexual and Transgender Affairs” and inserting the phrase “Office of Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs” in its place.

Sec. 1024. Section 23(d)(1)(F)(iv) of the Emergency Medical Services Act of 2008, effective March 25, 2009 (D.C. Law 17-357; D.C. Official Code § 7-2341.22(d)(1)(F)(iv)), is amended by striking the phrase “Gay, Lesbian, Bisexual and Transgender community” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning community” in its place.

Sec. 1025. Section 10(c) of the Choice of Drug Treatment Act of 200, effective July 18, 2000 (D.C. Law 13-146; D.C. Official Code § 7-3009(c)), is amended by striking the phrase “gays, lesbians, bisexuals, transgenders” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning persons” in its place.

Sec. 1026. Section 302(d) of the Cable Television Communications Act of 1981, effective August 21, 1982 (D.C. Law 4-142; D.C. Official Code § 34-1253.02(d)), is amended by striking the phrase “gays and lesbians” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning persons” in its place.

### **SUBTITLE D. ATTORNEY GENERAL AUTHORITY AND LITIGATION FUND**

Sec. 1031. Short title.

This subtitle may be cited as the “Attorney General Authority and Litigation Fund Establishment Amendment Act of 2015”.

Sec. 1032. The Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.81 *et seq.*), is amended as follows:

(a) A new section 106b is added to read as follows:

“Sec. 106b. Litigation Support Fund.

“(a) There is established as a special fund the Litigation Support Fund (“Fund”), which shall be administered by the Office of the Attorney General in accordance with this section.

“(b) Subject to the limitations of subsection (d)(3) of this section, any recoveries from claims or litigation brought by the Office of the Attorney General on behalf of the District shall be deposited into the Fund.

“(c) The Fund shall be used for the purpose of supporting general litigation expenses associated with prosecuting or defending litigation cases on behalf of the District of Columbia.

“(d)(1) Except as provided in paragraph (3) of this subsection, the money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of any fiscal year or at any other time.

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

“(3) At no time shall the balance in the Fund, including interest earned, exceed \$1.5 million. Any funds in excess of \$1.5 million shall revert to the unrestricted fund balance of the General Fund of the District of Columbia.

“(e) For the purposes of this section, the term “recovery” shall include funds obtained through court determinations or through the settlement of claims in which the Office of the Attorney General represents the District, but shall not include funds obtained through an administrative proceeding or funds obligated to another source by District or federal law.”.

(b) New sections 108a and 108b are added to read as follows:

“Sec. 108a. Authority over personnel.

“The Attorney General shall be the personnel authority for the Office of the Attorney General. The Attorney General’s personnel authority shall be independent of the personnel authority of the Mayor established under section 422 of the District of Columbia Home Rule Act, approved December 23, 1973 (87 Stat. 790; D.C. Official Code §1-204.22), and section 406 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C Official Code §1-604.06), except that the personnel provisions applicable to the Mayor under the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C Official Code §1-601.01 *et seq.*), shall apply to the Attorney General’s exercise of this authority, unless specifically exempted by District statute.

“Sec. 108b. Authority for procurement of goods and services.

“The Attorney General shall carry out procurement of goods and services for the Office of the Attorney General through a procurement office or division. The procurement office or division shall operate independently of, and shall not be governed by, the Office of Contracting and Procurement established pursuant to the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18- 371; D.C. Official Code § 2-351.01 *et seq.*), except as provided in section 201(b) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.01(b)).”.

(c) A new section 110a is added to read as follows:

“Sec. 110a. Authority to issue subpoenas in investigation of consumer protection matters.

“(a) The Attorney General, or his or her designee, shall have the authority to issue subpoenas for the production of documents and materials or for the attendance and testimony of witnesses under oath, or both, related to an investigation into unfair, deceptive, unconscionable, or fraudulent trade practices by or between a merchant or consumer, as defined in D.C. Official Code § 28-3901.

“(b) Subpoenas issued pursuant to subsection (a) of this section or D.C. Official Code § 28-3910 shall contain the following:

“(1) The name of the person from whom testimony is sought or the documents or materials requested;

“(2) The person at the Office of the Attorney General to whom the documents shall be provided;

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“(3) A detailed list of the specific documents, books, papers, or objects being requested, if any;

“(4) The date, time, and place that the recipient is to appear to give testimony or produce the materials specified under paragraph (3) of this subsection, or both;

“(5) A short, plain statement of the recipient’s rights and the procedure for enforcing and contesting the subpoena; and

“(6) The signature of the Attorney General, Chief Deputy Attorney General, Deputy Attorney General, or Assistant Deputy Attorney General approving the subpoena request.

“(c) Unless otherwise permitted by the Office of the Attorney General, only attorneys for the Office of the Attorney General and their staff, other people involved in the investigation, the witness under examination, his or her attorney, interpreters when needed, and, for the purpose of taking the evidence, a stenographer or operator of a recording device may be present during the taking of testimony.

“(d) In the case of refusal to obey a subpoena issued under this section, the Attorney General may petition the Superior Court of the District of Columbia for an order requiring compliance. Any failure to obey the order of the court may be treated by the court as contempt.

“(e) Any person to whom a subpoena has been issued under this section or pursuant to D.C. Official Code § 28-3910 may exercise the privileges enjoyed by all witnesses. A person to whom a subpoena has been issued may move to quash or modify the subpoena in the Superior Court of the District of Columbia on grounds including:

“(1) The Attorney General failed to follow or satisfy the procedures set forth in this section for the issuance of a subpoena; or

“(2) Any grounds that exist under statute or common law for quashing or modifying a subpoena.”.

Sec. 1033. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 202(1) (D.C. Official Code § 1-602.02(1)) is amended as follows:

(1) Strike the phrase “The Mayor and each member of the Council of the District of Columbia” wherever it appears and insert the phrase “The Mayor, each member of the Council of the District of Columbia, and the Attorney General” in its place.

(2) Strike the phrase “in accordance with the provisions of sections 421(d) and 403(a) of the District of Columbia Home Rule Act, approved December 24, 1973, (87 Stat. 787; D.C Official Code §§ 1-204.21(d) and 1-204.03(a))” and insert the phrase “in accordance with the provisions of sections 421(d) and 403(a) of the District of Columbia Home Rule Act, approved December 24, 1973, (87 Stat. 787; D.C Official Code §§ 1-204.21(d) and 1-204.03(a)), and section 105 of the Attorney General of the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.85).” in its place.

(b) Section 301 (D.C. Official Code § 1-603.01) is amended as follows:

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

“(a-1) The term “Attorney General” means the Attorney General for the District of Columbia.”.

(2) Subsection (m) is amended by striking the phrase “For the purposes of this act, the Council of the District of Columbia shall be considered an independent agency of the District of Columbia.” and inserting the phrase “For the purposes of this act, the Council of the District of Columbia and the Office of the Attorney General for the District of Columbia shall be considered independent agencies of the District of Columbia.” in its place.

(3) Subsection (q)(4) is repealed.

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

(1) Paragraph (21) is amended by striking the phrase “Administration; and” and inserting the phrase “Administration;” in its place.

(2) Paragraph (22) is amended by striking the phrase “Education.” and inserting the phrase “Education; and” in its place.

(3) A new paragraph (23) is added to read as follows:

“(23) For employees of the Office of the Attorney General, the personnel authority is the Attorney General.”.

(d) Section 903(a) (D.C. Official Code § 1-609.03(a)) is amended by adding a new paragraph (2A) to read as follows:

“(2A) The Attorney General may appoint no more than 30 persons;”.

(e) Section 1109 (D.C. Official Code § 1-611.09) is amended by adding a new subsection (b-1) to read as follows:

“(b-1) In accordance with section 105 of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.85), the Attorney General shall receive compensation in an amount equal to the Chairman of the Council.”.

(f) Section 1715(a) (D.C. Official Code § 1-617.15(a)) is amended by striking the phrase “, or in the case of employees of the District of Columbia Board of Education or the Board of Trustees of the University of the District of Columbia, by the respective Boards” and inserting the phrase “; provided, that an agreement with a labor organization of employees of the Office of the Attorney General is subject to the approval of the Attorney General, and an agreement with a labor organization of employees of the District of Columbia Board of Education or the Board of Trustees of the University of the District of Columbia is subject to the approval of the respective Boards” in its place.

(g) Section 1716(a) (D.C. Official Code § 1-617.16(a)) is amended by striking the phrase “The Mayor,” and inserting the phrase “The Mayor, the Attorney General for employees of the Office of the Attorney General,” in its place.

Sec. 1034. Section 201(b) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.01(b)), is amended by adding a new paragraph (1B) to read as follows:

“(1B) The Office of the Attorney General;”.

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Sec. 1035. Section 207 of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-537), is amended as follows:

(a) Subsection (a) is amended by striking the phrase “subsection (a-1)” and inserting the phrase “subsections (a-1) and (a-2)” in its place.

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

“(a-2) Any person denied the right to inspect a public record in the possession of the Attorney General may institute proceedings in the Superior Court of the District of Columbia for injunctive or declaratory relief, or for an order to enjoin the public body from withholding the record and to compel the production of the requested record.”.

(c) Subsection (b) is amended by striking the phrase “subsection (a) or (a-1)” and inserting the phrase “subsection (a), (a-1), or (a-2)” in its place.

Sec. 1036. Section 28-3910 of the District of Columbia Official Code is amended as follows:

(a) The existing text is designated as subsection (a).

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

“(b) A subpoena issued pursuant to subsection (a) of this section shall be issued in accordance with section 110a of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, passed on 2nd reading on June 30, 2015 (Enrolled version of 21-158).”.

**SUBTITLE E. OFFICE ON AGING REPORTING REQUIREMENTS**

Sec. 1041. Short title.

This subtitle may be cited as the “Office on Aging Reporting Requirements Act of 2015”.

Sec. 1042. Office on Aging reporting requirements.

In Fiscal Year 2016, the Mayor shall submit quarterly reports to the Council, within 30 days after the end of each quarter, beginning October 1, 2015, on programs and operations within the Office on Aging. Each report shall include the following information:

- (1) The number of persons served through the Aging and Disability Resource Center, including the ages of those persons served and the types of services received;
- (2) The number of new applications for sub-grants;
- (3) A listing of current contracts and sub-grants by category;
- (4) A comprehensive listing of senior wellness centers (by center), including the number of seniors who utilize each location per quarter;
- (5) A complete listing of transportation services and the number of seniors who utilize transportation services, including the number of transports that originate from each ward;
- (6) The number of seniors in each ward who utilize home meal delivery services;
- (7) The locations of congregate meal services and the number of persons who utilize such services by ward; and
- (8) The total funds expended for each program area of operations included in the report.

**SUBTITLE F. GRANTS ADMINISTRATION**

Sec. 1051. Short title.

This subtitle may be cited as the “Grant Administration Amendment Act of 2015”.

Sec. 1052. Section 1014 of the Fiscal Year 2008 Budget Support Act of 2007, effective September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 1-328.01), is repealed.

Sec. 1053. The Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), is amended as follows:

(a) Section 1092 (D.C. Official Code § 1-328.11) is amended to read as follows:

“Sec. 1092. Definitions.

“For the purposes of this subtitle, the term:

“(1) “Candidate” shall have the same meaning as provided in section 101(6) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(6)).

“(2) “Contribution” shall have the same meaning as provided in section 101(10) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(10)).

“(3) “Covered recipient” means:

“(A) An elected District official who is or could be involved in influencing or approving the award of a grant;

“(B) A candidate for elective District office who is or could be involved in influencing or approving the award of a grant;

“(C) A political committee affiliated with a District candidate or elected District official described in subparagraphs (A) and (B) of this paragraph;

“(D) A constituent-service program or fund, or substantially similar entity, controlled, operated, or managed by:

“(i) An elected District official who is or could be involved in influencing or approving the award of a grant; or

“(ii) A person under the supervision, direction, or control of an elected District official who is or could be involved in influencing or approving the award of a grant;

“(E) A political party; or

“(F) An entity or organization:

“(i) That a candidate or elected District official described in subparagraphs (A) and (B) of this paragraph, or a member of his or her immediate family, controls; or

“(ii) In which a candidate or elected District official described in subparagraphs (A) and (B) of this paragraph has an ownership interest of 10 % or more.

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“(4) “Election” shall have the same meaning as provided in section 101(15) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(15)).

“(5) “Grant” means financial assistance to a person to support or stimulate the accomplishment of a public purpose as defined by the law that authorizes the grant; provided, that the organization, not the District, defines the specific services, the service levels, and the program approach for carrying out the grant.

“(6) “Grant program” means the management or administration by a grantor of grant-making or grant-issuing authority as covered by this subtitle.

“(7) “Grantee” means a person that receives funds under a grant program.

“(8) “Grantor” means a District agency, board, commission, instrumentality, or program designated by law as the grant-managing entity for a grant program.

“(9) “Immediate family” shall have the same meaning as provided in section 101(26) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(26)).

“(10) “Person” shall have the same meaning as provided in section 101(42) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(42)).

“(11) “Political committee” shall have the same meaning as provided in section 101(44) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(44)).

“(12) “Political party” shall have the same meaning as provided in section 101(45) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(45)).”

(b) Section 1093 (D.C. Official Code § 1-328.12) is amended by striking the phrase ‘established under the Fiscal Year 2014 Budget Support Act of 2013, passed on 2<sup>nd</sup> reading on June 26, 2013 (Enrolled version of Bill 20-199),’ and inserting the phrase “established by District law” in its place.

(c) Section 1094(a) (D.C. Official Code § 1-328.13(a)) is amended by striking the phrase “grant-issuing authority.” and inserting the phrase “grant-issuing authority, unless a non-District entity that provides funds to the District to award as grants has rules or requirements that prohibit or otherwise limit competition.” in its place.

(d) Section 1095(1) (D.C. Official Code § 1-328.14(1)) is amended by striking the phrase “30 days” and inserting the phrase “45 days” in its place.

(e) Section 1096 (D.C. Official Code § 1-328.15) is amended as follows:

(1) Designate the existing text as subsection (a).

(2) New subsections (b) and (c) are added to read as follows:



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“(b) Before a person may receive a grant under this subtitle, that person shall provide the District with a sworn statement, under penalty of perjury, that to the best of the person’s knowledge, after due diligence, the person is in compliance with subsections (c) and (d) of this section and is therefore eligible to receive a grant.

“(c)(1) A person that makes a contribution or solicitation for contribution to a covered recipient shall be ineligible to receive a grant from the District valued at \$100,000 or more during the time period set forth in subsection (d) of this section.

“(2) The District shall not award a grant valued at \$100,000 or more to a person that is ineligible to receive a grant under paragraph (1) of this subsection during the time period set forth in subsection (d) of this section.

“(d)(1) For contributions made to persons described under section 1092(3)(A), (B), or (C), a person is ineligible to receive a grant under this subtitle beginning on the date the contribution or solicitation for contribution was made and continuing for one year after the general election for which the contribution or solicitation for contribution was made, whether or not the contribution was made before the primary election.

“(2) For contributions made to persons described under section 1092(3)(D), (E), or (F), a person is ineligible to receive a grant under this subtitle beginning on the date the contribution or solicitation for contribution was made and continuing for 18 months after that date.”

(f) A new section 1098 is added to read as follows:

“Sec. 1098. Grant transparency.

“To ensure a transparent process for issuing and managing grants, the Office of Partnerships and Grants Development shall establish uniform guidelines for the application for and reporting on grants received from District government entities. The guidelines shall include a description of the project scope, budget, program activities, timelines, performance, and any appropriate financial information.”

### **SUBTITLE G. INDEPENDENT INVESTIGATION DEBARMENT AUTHORITY**

Sec. 1061. Short title.

This subtitle may be cited as the “Independent Investigation Debarment Authority Amendment Act of 2015”.

Sec. 1062. Section 907(d) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-359.07(d)), is amended to read as follows:

“(d)(1) After reasonable notice to a person and reasonable opportunity to be heard, the CPO may debar the person from consideration for award of any contract or subcontract if the CPO receives written notification from:

“(A) The Chairman of the Council or the chairperson of a Council committee that the person has willfully failed to cooperate in a Council or Council committee investigation conducted pursuant to section 413 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 789; D.C. Official Code § 1-204.13);

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“(B) The District of Columbia Auditor that the person has willfully failed to cooperate in an audit conducted pursuant to section 455 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.55), or to produce books or records pursuant to section 418; or

“(C) The Inspector General that the person has willfully failed to cooperate in an audit, inspection, or investigation conducted pursuant to section 208(a)(3) of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 1-301.115a(a)(3)), or to produce books and records pursuant to section 418.

“(2) The CPO shall issue a decision on a debarment recommended through a notification received under paragraph (1) of this subsection within 30 days of receipt of the notification.

“(3) The debarment shall be for a period of 5 years, unless the CPO receives written notification during the 5-year period from the Chairman of the Council or the chairperson of a Council committee, the District of Columbia Auditor, or the Inspector General that the debarred person has cooperated in the audit, inspection, or investigation referred to in paragraph (1) of this subsection.

“(4) For the purposes of this subsection, the term "willfully failed to cooperate" means:

“(A) Intentionally failed to attend and give testimony at a public hearing convened in accordance with the Rules of Organization and Procedure for the Council; or

“(B) Intentionally failed to provide documents, books, papers, or other information upon request of the Council or a Council committee, the District of Columbia Auditor, or the Inspector General.”.

### **SUBTITLE H. DISTRICT CULTURAL PLAN**

Sec. 1071. Short title.

This subtitle may be cited as the “Cultural Plan for the District Act of 2015”.

Sec. 1072. Creation of a cultural plan.

(a)(1) On or before December 15, 2016, the Director of the Office of Planning (“Office”) shall submit to the Mayor and the Council and post on the Office’s website a comprehensive cultural plan (“Plan”). Before that date, the Office shall oversee the solicitation, through a request for proposals, of a private cultural-planning firm to develop the Plan.

(2) The request for proposals to develop the Plan shall propose compensation for the firm developing the Plan that does not exceed \$200,000. The Office may accept contributions from private foundations to defray additional costs, if any, of compensating the firm that develops the Plan.

(3) At a minimum, the Plan shall include:

(A) Recommended means by which the District may increase participation in cultural activities throughout the District and address the desires of residents of each of the 8 wards with respect to art and culture policy in their neighborhoods;

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(B) An outline of the city’s cultural policies and the means of implementing those policies and a study of the economic benefits and the impacts on quality of life, community development, and cultural literacy of those policies;

(C) A proposed process for community decision-making regarding cultural activities that focuses on neighborhoods, engages and encourages community input, and supports access to the arts and cultural programming in neighborhoods;

(D) An analysis of whether some neighborhoods are better served than others with respect to cultural activities and proposals to remedy the disparities;

(E) An analysis of the needs of artists and other members of the creative economy and recommendations regarding steps that may be taken to retain and otherwise support such individuals in the District’s current real-estate environment, including recommendations with regard to the creation of both long-term and temporary affordable studio and rehearsal space, including space that otherwise would remain vacant, as well as affordable housing for artists and other members of the creative economy;

(F) An analysis of the current state of arts education in District of Columbia Public Schools and District public charter schools and recommendations regarding the improvement of arts education in the District;

(G) An analysis of the means by which District agencies can incorporate the arts to enhance their missions while better serving the cultural needs of the District. On or before November 1, 2015, each District agency shall submit its own analysis of those means that shall be incorporated in the Plan;

(H) An examination of means by which the arts can be incorporated into community and economic development planning processes and policies;

(I) Recommendations as to means by which the District can create a more arts-friendly regulatory structure, specifically with regard to facilitating performances and exhibitions that seek to engage the public in a public setting; and

(J) Any existing data sets regarding the distribution of cultural resources throughout the city, as well as any other existing data sets relevant to the Plan.

(4) All recommendations, initiatives, and priorities included in the Plan shall be indicated as being proposed to occur in a short-, medium-, or long-term timeframe and categorized by the following budget ranges: under \$50,000; \$50,000 to \$250,000; \$250,000 to \$1 million; and over \$1 million;

(5) The development of the Plan shall occur in a transparent and accessible fashion. Whenever feasible, the Office shall utilize appropriate technology to enhance outreach and communication with the public during the development of the Plan.

(6) The Office shall consult with the Commission on the Arts and Humanities in the development of the Plan.

(7) To the extent feasible, any agency implicated by the conclusions and recommendations of the Plan shall incorporate those conclusions and recommendations into its budget and programming.

(b)(1) A Cultural Planning Steering Committee (“Committee”) shall be formed to assist in the implementation of the Plan. The Committee shall consist of at least 3 members of the arts

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and creative economy community with relevant arts and creative economy expertise and each of the following individuals, or his or her appointee:

- (A) Deputy Mayor for Planning and Economic Development;
- (B) The Director of the Office of Planning;
- (C) The Executive Director of the Commission on the Arts and

Humanities;

- (D) The Chairperson of the Commission on the Arts and Humanities;
- (E) The Chairman of the Council's designee;
- (F) The Chairman of the Council's Committee on Finance and Revenue's

designee; and

- (G) The DC BID Council Executive Director.

(2) The Committee shall meet with the Office and representatives of other affected agencies on a quarterly basis to track the progress of the recommendations in the Plan, beginning with the first quarter after submission of the Plan to the Mayor and the Council.

**SUBTITLE I. BEGA BOARD SIZE**

Sec. 1081. Short title.

This subtitle may be cited as the "Board of Ethics and Government Accountability Board Size Amendment Act of 2015".

Sec. 1082. Section 203(a) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.03(a)), is amended as follows:

- (a) Strike the phrase "3 members" and insert the phrase "5 members" in its place.
- (b) Strike the phrase "2 of whom" and insert the phrase "3 of whom" in its place.

(c) Strike the phrase "one member shall be appointed to serve for a 2-year term, one member shall be appointed to serve for a 4-year term, and one member shall be appointed to serve for a 6-year term" and insert the phrase "one member shall be appointed to serve for a 2-year term, 2 members shall be appointed to serve for a 4-year term, and 2 members shall be appointed to serve for a 6-year term" in its place.

- (d) A new sentence is added at the end to read as follows:

"The terms of the 5 initial members shall begin on July 1, 2012."

**TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**

**SUBTITLE A. DSLBD MICRO LOAN AMENDMENT**

Sec. 2001. Short title.

This subtitle may be cited as the "Department of Small and Local Business Development Micro Loan Fund Amendment Act of 2015".

Sec. 2002. Section 2375 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective September 18, 2007 (D.C. Law 17-20; D.C. Code § 2-218.75), is amended as follows:

- (a) The section heading is amended to read as follows:

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“Sec. 2375. Small Business Capital Access Fund.”

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

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

“(1) “Eligible recipient” means a business certified, or eligible to be certified, as a small business enterprise pursuant to section 2332 or a disadvantaged business enterprise pursuant to section 2333.

“(2) “Fund” means the Small Business Capital Access Fund.”

(c) Subsection (b) is amended by striking the phrase “Micro Loan” and inserting the phrase “Capital Access” in its place.

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

“(1) Eligible recipients that are certified as a small business enterprise pursuant to section 2332, a disadvantaged business enterprise pursuant to section 2333, or a resident-owned business enterprises pursuant to section 2335; or”.

### **SUBTITLE B. APPRENTICESHIP MODERNIZATION AMENDMENT**

Sec. 2011. Short title.

This subtitle may be cited as the “Apprenticeship Modernization Amendment Act of 2015”.

Sec. 2012. An Act To provide for voluntary apprenticeship in the District of Columbia, approved May 21, 1946 (60 Stat. 204; D.C. Official Code § 32-1401 *et seq.*), is amended as follows:

(a) Section 1 (D.C. Official Code § 32-1401) is repealed.

(b) Section 2 (D.C. Official Code § 32-1402) is amended as follows:

(1) Strike the phrase “Superintendent of Schools” and insert the word “Chancellor” in its place.

(2) Strike the phrase “remainder of said term.” and insert the phrase “remainder of the term. At the end of a term, a member shall continue to serve until a successor is appointed and sworn into office.” in its place.

(3) Strike the last sentence.

(c) Section 3 (D.C. Official Code § 32-1403) is amended to read as follows:

“Sec. 3. Associate Director of Apprenticeship.

“(a) The Director of the Department of Employment Services shall appoint an Associate Director of Apprenticeship whose office shall have responsibility and accountability for the apprenticeship system in the District of Columbia.

“(b)(1) The Office of Apprenticeship, Information and Training, which shall also be known as the Registration Agency, shall have the authority to approve apprenticeship registration for federal purposes.

“(2) The Office of Apprenticeship, Information and Training is authorized to supply the Associate Director of Apprenticeship and the Apprenticeship Council with the clerical, technical, and professional assistance considered essential to effectuate the purposes of this act.”.

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(d) Section 4 (D.C. Official Code § 32-1404) is amended as follows:

(1) Strike the word “Director” and insert the phrase “Associate Director of Apprenticeship” in its place.

(2) Strike the phrase “Secretary of Labor” and insert the phrase “Director of the Department of Employment Services” in its place.

(3) Strike the sentence “Not less than once every 2 years the Apprenticeship Council shall make a report through the Mayor of its activities and findings to Congress and to the public.” and insert the sentence “Once every year the Registration Agency shall make a report through the Mayor of its findings and activities to the Council of the District of Columbia and to the public.” in its place.

(e) Section 5 (D.C. Official Code § 32-1405) is amended to read as follows:

“Sec. 5. Duties of Associate Director of Apprenticeship.

“The Associate Director of Apprenticeship, under the supervision of the Director of the Department of Employment Services and with the advice and guidance of the Apprenticeship Council, shall:

“(1) Administer the provisions of this act in cooperation with the Apprenticeship Council, local joint apprenticeship committees, and non-joint apprenticeship committees to develop criteria and training standards for apprentices, which shall in no case be lower than those required by this act;

“(2) Act as secretary of the Apprenticeship Council;

“(3) Approve, if approval is in the best interest of the apprentice, any apprentice agreement that meets the standards established by or in accordance with this act;

“(4) Terminate or cancel any apprenticeship agreement in accordance with the provisions of the apprenticeship agreement;

“(5) Engage with the State Board of Education and area community colleges on the administration and supervision of related and supplemental instruction for apprentices to ensure coordination of the instruction with job experiences; and

“(6) Perform such other duties as necessary to carry out the intent of this act.”.

(f) Section 6 (D.C. Official Code § 32-1406) is amended to read as follows:

“Sec. 6. Apprenticeship committees.

“(a) Local joint apprenticeship committees and non-joint apprenticeship committees in any trade or group of trades may be submitted to the Registration Agency for approval. Such apprenticeship committees shall be composed of an equal number of employer and employee representatives appointed by the groups or organizations they represent, or the committee may consist of the employer and not fewer than 2 representatives from the recognized bargaining agency.

“(b) In a trade or group of trades in which there is no bona fide employee organization, the Registration Agency, with the advice and guidance of the Apprenticeship Council, may approve a joint trade apprenticeship committee and a non-joint apprenticeship committee (also referred to as a unilateral or group non-joint committee).

“(c) Subject to the approval of the Registration Agency, and in accordance with standards established by or under authority of this act, joint trade apprenticeship committees and non-joint

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apprenticeship committees may develop standards to govern the training of apprentices and give such aid as may be necessary to effectuate the standards.”.

(g) Section 7 (D.C. Official Code § 32-1407) is amended to read as follows:

“Sec. 7. Definition of apprentice.

“For the purposes of this act, the term “apprentice” means a worker at least 16 years of age, except when a higher minimum age standard is otherwise fixed by law, who is employed to learn an apprenticeable occupation meeting the criteria approved by the Registration Agency and who has entered into a written apprenticeship agreement, which contains the terms and conditions of the employment and training of the apprentice, with either the apprentice’s program sponsor or an apprenticeship committee acting as agent for the program sponsor.”.

(h) Section 8 (D.C. Official Code § 32-1408) is amended to read as follows:

“Sec. 8. Apprenticeship agreements – contents.

“Every apprenticeship agreement entered into pursuant to this act shall contain:

“(1) The names and signatures of the contracting parties, including the apprentice’s parent or guardian, if the apprentice is a minor, and the contact information of the program sponsor and the Registration Agency:

“(2) The date of birth of the apprentice and the apprentice’s social security number, given on a voluntary basis;

“(3) A statement of the craft or occupation that the apprentice is to be taught and the time period at which the apprenticeship will begin and end;

“(4) A statement showing:

“(A) The number of hours to be spent by the apprentice in on-the-job learning in a time-based program;

“(B)(i) A description of the skill sets to be attained by completion of a competency-based program, including the on-the-job learning component; or

“(ii) The minimum number of hours to be spent by the apprentice and a description of the skill sets to be attained by completion of a hybrid program; and

“(C) Provisions for related and supplemental instruction;

“(5) A statement setting forth a schedule of the processes in the occupation or industry division in which the apprentice is to be trained and the approximate time to be spent in each process;

“(6) A statement of the graduated scale of wages to be paid the apprentice and whether the required school time shall be compensated;

“(7) A statement providing for a period of probation without adverse impact on the sponsor during which time the apprenticeship agreement shall be terminated by the Associate Director of Apprenticeship at the request, in writing, of the apprentice or suspended or cancelled by the sponsor for good cause with due notice to the apprentice and a reasonable opportunity for corrective action with due notice to the Associate Director of Apprenticeship, and providing that after a probationary period, the apprenticeship may be cancelled by the Associate Director of Apprenticeship by mutual agreement of all parties or canceled by the Associate Director of Apprenticeship for good and sufficient reasons;

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“(8) Contact information (name, address, phone, and e-mail, if appropriate) of the person in the Registration Agency designated under the program to receive, process, and make disposition of a controversy of difference arising out of the apprenticeship agreement when the controversy or difference cannot be adjusted locally or resolved in accordance with the established procedure or applicable collective bargaining provisions;

“(9) A provision that a sponsor who is unable to fulfill the obligations under the apprenticeship agreement may, with the approval of the Associate Director of Apprenticeship or under the direction of the joint trade apprenticeship committee or non-joint apprenticeship committee or individual sponsor, transfer the apprenticeship agreement to another sponsor; provided, that:

“(A) The apprentice consents and that the other sponsor agrees to assume the obligations of the apprenticeship agreement;

“(B) The transferring apprentice is provided a transcript of related instruction and on-the-job learning by the program sponsor;

“(C) The transfer is to the same occupation; and

“(D) A new apprenticeship agreement is executed when the transfer between program sponsors occurs; and

“(10) Such additional terms and conditions as may be prescribed or approved by the Registration Agency with the advice and guidance of the Apprenticeship Council, if not inconsistent with the provisions of this act.”.

(i) Section 9 (D.C. Official Code § 32-1409) is amended by striking the word “Director” both times it appears and inserting the phrase “Associate Director of Apprenticeship” in its place.

(j) Section 10 (D.C. Official Code § 32-1410) is amended as follows:

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

(A) Strike the word “Director” and insert the phrase “Associate Director of Apprenticeship” in its place.

(B) Strike the phrase “under this act, and he may hold” and insert the phrase “under this act and may hold” in its place.

(C) Strike the phrase “Secretary of Labor” and insert the phrase “Registration Agency” in its place.

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

“(b)(1) The determination of the Associate Director of Apprenticeship shall be filed with the Apprenticeship Council. If no appeal is filed with the Apprenticeship Council within 10 days after the date of filing of the determination of the Associate Director of Apprenticeship, the determination shall become the order of the Apprenticeship Council.

“(2) Any person aggrieved by a determination or action of the Associate Director of Apprenticeship may appeal to the Apprenticeship Council, which shall hold a hearing after due notice to the interested parties.

“(3) Any person aggrieved by the action of the Apprenticeship Council may appeal as provided in Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204: D.C. Official Code § 2-501 *et seq.*).”.

(k) Section 12 (D.C. Official Code § 32-1412) is repealed.



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Sec. 2013. Section 5(c)(2) of the Amendments to An Act to Provide for Voluntary Apprenticeship in the District of Columbia Act of 1978, effective March 6, 1979 (D.C. Law 2-156; D.C. Official Code § 32-1431(c)(2)), is amended by striking the phrase “Contracting Officer” wherever it appears and inserting the phrase “Department of Employment Services” in its place.

### **SUBTITLE C. RETAIL PRIORITY AREA AMENDMENT**

Sec. 2021. Short title.

This subtitle may be cited as the “Retail Priority Area Amendment Act of 2015”.

Sec. 2022. The H Street, N.E., Retail Priority Area Incentive Act of 2010, effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.171 *et seq.*), is amended as follows:

(a) Section 2(5) (D.C. Official Code § 1-325.171(5)) is amended to read as follows:

“(5) “H Street, N.E., Retail Priority Area” means the H Street, N.E., Retail Priority Area as defined in section 2(2) of the Great Streets Neighborhood Retail Priority Areas Approval Resolution of 2007, effective July 10, 2007 (Res. 17-257; 54 DCR 7194).”.

(b) Section 3(c) (D.C. Official Code § 1-325.172(c)) is amended as follows:

(1) Paragraph (1)(B) is amended by striking the word “and”.

(2) Paragraph (2) is amended by striking the period at the end and inserting a semicolon in its place.

(3) A new paragraph (3) is added to read as follows:

“(3) Beginning October 1, 2015, and ending September 30, 2016, make grants to support revitalization programs pursuant to section 4b of the Retail Incentive Act of 2004, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 2-1217.73b). Grants may be awarded for revitalization programs within any of the Retail Priority Areas established by or pursuant to section 4 of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73). The total amount of funds that may be granted pursuant to this paragraph shall not exceed \$4 million; and”.

Sec. 2023. Section 4 of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73), is amended as follows:

(a) Subsection (f) is amended by striking the phrase “within the following area” and inserting the phrase “within or abutting the boundary of the following area” in its place.

(b) Subsection (g) is amended by striking the phrase “within the following area” and inserting the phrase “within or abutting the boundary of the following area” in its place.

(c) Subsection (h) is amended by striking the phrase “within the following area” and inserting the phrase “within or abutting the boundary of the following area” in its place.

(d) Subsection (i) is amended to read as follows:

“(i) There is established the Connecticut Avenue Retail Priority Area, which shall consist of the parcels, squares, and lots abutting Connecticut Avenue, N.W., beginning at the intersection of Connecticut Avenue, N.W., and Macomb Street, N.W., thence north on Connecticut Avenue, N.W., to its intersection with Western Avenue, N.W.”.

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(e) Subsection (j) is amended by striking the phrase “within the following area” and inserting the phrase “within or abutting the boundary of the following area” in its place.

(f) Subsection (k) is amended by striking the phrase “within the following area” and inserting the phrase “within or abutting the boundary of the following area” in its place.

(g) Subsection (l) is amended to read as follows:

“(l) There is established the Good Hope Road, S.E. Retail Priority Area, which shall consist of the parcels, squares, and lots abutting Good Hope Road, S.E., beginning at the intersection of Good Hope Road, S.E., and Anacostia Drive, S.E., thence southeast on Good Hope Road, S.E., to its intersection with Naylor Road, S.E.”.

(h) Subsection (m) is amended to read as follows:

“(m) There is established the U Street/14th Street Retail Priority Area, which shall consist of the parcels, squares, and lots within or abutting the boundary of the following area: Beginning at the intersection of T Street, N.W., and 11th Street, N.W.; thence west on T Street, N.W., to 19th Street, N.W.; thence north on 19th Street, N.W., to Columbia Road, N.W.; thence northeast on Columbia Road, N.W., to 18th Street, N.W.; thence northwest on Adams Mill Road, N.W., to Lanier Place, N.W.; thence northeast on Lanier Place, N.W. to Ontario Road, N.W.; thence northeast on Columbia Road, N.W., to Mount Pleasant Street, N.W.; thence northwest on Mount Pleasant Street, N.W., to Park Road, N.W.; thence southeast on Park Road, N.W., to 14th Street, N.W.; thence north on 14th Street, N.W., to Spring Road, N.W.; thence southeast on Spring Road, N.W., to 13th Street, N.W.; thence south on 13th Street, N.W., to Monroe Street, N.W.; thence South on 11th Street, N.W., to Kenyon Street, N.W.; thence west on Kenyon Street, N.W. to 13th. Street, N.W.; thence south on 13th Street, N.W. to V Street, N.W.; thence east on V Street, N.W., to 11th Street, N.W.; thence south on 11th Street, N.W., to the point of beginning.”.

(i) A new subsection (n) is added to read as follows:

“(n) There is established the Tenleytown Retail Priority Area, which shall consist of the parcels, squares, and lots abutting Wisconsin Avenue, N.W., beginning at the intersection of Wisconsin Avenue, N.W., and Tenley Circle, N.W., thence north on Wisconsin Avenue, N.W., to its intersection with Western Avenue, N.W.”.

Sec. 2024. Section 2 of the Great Streets Neighborhood Retail Priority Areas Approval Resolution of 2007, effective July 10, 2007 (Res. 17-257; 54 DCR 7194), is amended as follows:

(a) The lead-in text of paragraph (1) is amended by striking the phrase “within the following areas” and inserting the phrase “within or abutting the boundaries of the following areas” in its place.

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

“(2) H Street, N.E., Retail Priority Area, which shall consist of the parcels, squares, and lots within or abutting the area bounded by a line beginning at the intersection of the center lines of Massachusetts Avenue, N.E., Columbus Circle, N.E., and 1st Street, N.E.; continuing northeast along the center line of 1st Street, N.E., to the center line of K Street, N.E.; continuing east along the center line of K Street, N.E., to the center line of Florida Avenue, N.E.; continuing southeast along the center line of Florida Avenue, N.E., to the center line of Staples Street, N.E.; continuing northeast along the center line of Staples Street, N.E., to the center line

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of Oates Street, N.E.; continuing southeast along the center line of Oates Street, N.E., until the point where Oates Street, N.E., becomes K Street, N.E.; continuing east along the center line of K Street, N.E., to the center line of 17th Street, N.E.; continuing south along the center line of 17th Street, N.E., to the center line of Gales Street, N.E.; continuing northwest along the center line of Gales Street, N.E., to the center line of 15th Street, N.E.; continuing south along the center line of 15th Street, N.E., to the center line of F Street, N.E.; continuing west along F Street, N.E., to the center line of Columbus Circle, N.E.; and continuing south and circumferentially along the center line of Columbus Circle, N.E., to the beginning point, and, after October 1, 2014, the Bladensburg Road, N.E., Retail Priority Area, as defined in D.C. Official Code § 2-1217.73(g).”

(c) Paragraph (3) is amended by striking the phrase “within the area bounded by a line” and inserting the phrase “within or abutting the area bounded by a line” in its place.

(d) Paragraph (4) is amended to read as follows:

“(4) Ward 4 Georgia Avenue Retail Priority Area, which shall consist of the parcels, squares, and lots within or abutting the area bounded by a line beginning at the intersection of Kenyon Street, N.W. and Sherman Avenue, N.W.; continuing north along Sherman Avenue, N.W. to New Hampshire Avenue, N.W.; then continuing northeast along New Hampshire Avenue, N.W. to Spring Road, N.W.; then continuing northwest along Spring Road, N.W. to 14<sup>th</sup> Street, N.W., then continuing north along 14<sup>th</sup> Street, N.W. to Longfellow Street, N.W., then continuing east along Longfellow Street, N.W. to Georgia Avenue, N.W., then continuing north along Georgia Avenue, N.W. to Eastern Avenue, N.W., then continuing southeast along Eastern Avenue, N.W., to Kansas Avenue, N.E.; then continuing southwest along Kansas Avenue, N.E. to Blair Road, N.W., then continuing south along Blair Road, N.W., to North Capitol Street, N.E., then continuing south along North Capitol Street, N.E., to Kennedy Street, N.W., then continuing west along Kennedy Street, N.W., to Kansas Avenue, N.W., then continuing southwest along Kansas Avenue, N.W. to Varnum Street, N.W.; then continuing east along Varnum Street, N.W. to 7th Street, N.W.; then continuing south along the center line of 7th Street, N.W., until the point where 7th Street, N.W., becomes Warder Street, N.W.; then continuing further south along Warder Street, N.W., to Kenyon Avenue, N.W.; and then continuing west along Kenyon Avenue, N.W. to the beginning point.”

(e) Paragraph (5) is amended by striking the phrase “within the area bounded by a line” and inserting the phrase “within or abutting the area bounded by a line” in its place.

(f) Paragraph (6) is amended by striking the phrase “within the following areas” and inserting the phrase “within or abutting the boundaries of the following areas” in its place.

### **SUBTITLE D. YOUTH EMPLOYMENT AND WORK READINESS TRAINING**

Sec. 2031. Short title.

This subtitle may be cited as the “Youth Employment and Work Readiness Training Amendment Act of 2015”.

Sec. 2032. Section 2 of the Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-46; D.C. Official Code § 32-241), is amended as follows:

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

(1) Subparagraphs (A) and (A-i) are amended to read as follows:

“(A)(i) A summer youth jobs program to provide for the employment or training each summer of not fewer than 10,000 or more than 21,000 youth 14 to 21 years of age on the date of enrollment in the program.

“(ii) Youth ages 14 to 15 years at the date of enrollment shall receive an hourly work readiness training rate of not less than \$5.25.

“(iii) Youth ages 16 to 21 years at the date of enrollment shall be compensated at an hourly rate of \$8.25.

“(A-i) Registration for the summer youth jobs program shall occur on or before the last day of January and shall conclude by the last day of April of each year.”.

(2) Subparagraph (B) is amended by striking the phrase “but shall not be less than 20 nor more than 25 hours” and inserting the phrase “but shall not be fewer than 20 hours or more than 40 hours” in its place.

(3) Subparagraph (C) is amended to read as follows:

“(C) Employment may include an appropriate number of supervisory positions at an hourly wage of \$9.25 to \$13. Supervisory positions shall not be subject to the requirements under this paragraph regarding the number of hours and weeks of employment.”.

(4) Subparagraph (E) is repealed.

(b) Subsections (a)(2), (3), (4), and (5) are amended to read as follows:

“(2) *In school employment and work readiness training.* – An in-school employment and work readiness training program to provide for the employment or training during the school year of students aged 14 through 21 years on a part-time basis at no less than the federal minimum wage; or work readiness training rate at no less than \$5.25 per hour. Priority shall be given to students who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1425; 29 U.S.C. § 3101 *et seq.*) (“Workforce Innovation and Opportunity Act”), as identified in regulations issued to implement this act. The Mayor may provide financial incentives to increase performance outcomes.

“(3) *Out-of-school, year-round employment and work readiness training.*—An out-of-school, year-round employment and work readiness training program to provide youth 16 through 24 years of age with employment at the prevailing entry-level wage for the job being performed and no less than the federal minimum wage; or work readiness training at a training rate no less than \$5.25 per hour. The Mayor may provide financial incentives to promote work readiness training activities and to increase performance outcomes. Priority shall be given to youth who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act, as identified in regulations issued to implement this act. The program shall include safeguards to assure that the prospect of employment resulting from this program does not induce students to drop out of school.

“(4) *On-the-job training program for adults.*—An on-the-job training program for unemployed individuals at least 18 years of age. Priority shall be given to participants who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act, as

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identified in regulations issued to implement this act. The District government shall reimburse participating employers no more than 75% of the prevailing wage paid for an occupation, as determined by the Mayor, for a period not to exceed 12 months. The employer shall pay all wages in excess of the allowable reimbursement and all fringe benefits. The Mayor shall require that participating private-sector employers agree to hire persons who successfully complete the program. On-the-job training participants shall not displace existing employees or be used as substitutes for regular workers.

“(5) *Training and retraining for employment.*—Programs for pre-employment training and retraining for persons 16 years of age and above. Priority shall be given to participants who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act, as identified in regulations issued to implement this act. Training programs established pursuant to this paragraph may be coupled with those conducted pursuant to paragraphs (3) and (4) of this subsection.”.

(c) Subsection (b) is amended by adding the following sentence at the end:

“The Mayor may enter into performance-based contracts to implement programs described in subsection (a) of this section.”.

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

“(d) For the purposes of this section, to give priority to participants who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act means to engage in a good-faith effort to fill at least 30% of a program’s available positions with persons who meet the eligibility criteria and standards of the Workforce Innovation and Opportunity Act.”.

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

“(g)(1) The Department of Employment Services shall collect, and publish on its website, aggregated information on the participants of the summer youth jobs program, including statistics on:

“(A) The demographics of participants;

“(B) Participants’ activities in the program; and

“(C) Participants’ employment following the end of the program.

“(2) The information required by paragraph (1) of this subsection shall be published by February 1, 2016 and annually thereafter.

“(3) It is the sense of the Council that the Department of Employment Services shall consult with the Council on revising the existing evaluation requirement for the summer youth jobs program to focus on program outcomes and program effectiveness.

“(4) With regard to the summer 2015 program only, the Mayor shall conduct an assessment and evaluation of employment outcomes for summer employment participants 22 through 24 years of age.”.

### **SUBTITLE E. LOCAL RENT SUPPLEMENT AMENDMENT**

Sec. 2041. Short title.

This subtitle may be cited as the “Local Rent Supplement Amendment Act of 2015”.

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Sec. 2042. Section 26c of the District of Columbia Housing Authority Act of 1999, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 6-228), is amended as follows:

(a) Subsection (b) is amended by striking the phrase “selected from” and inserting the phrase “selected from the households referred to the Authority pursuant to subsection (c) of this section or” in its place.

(b) New subsections (c), (d), and (e) are added to read as follows:

“(c) Eligible families may be referred to the Authority by the Department of Human Services or by another District agency designated by the Mayor.

“(d) Families and individuals housed in the Rapid Rehousing Program administered by the Department of Human Services or by another District agency designated by the Mayor may be referred to the Authority for the Local Rent Supplement Program for eligibility determination.

“(e) Households that no longer require supportive services under the Permanent Supportive Housing Program but still require long term housing assistance may be referred by the Department of Human Services, or another District agency designated by the Mayor, to the Authority for the Local Rent Supplement Program for eligibility determination.”.

### **SUBTITLE F. AFFORDABLE HOMEOWNERSHIP**

Sec. 2051. Short title.

This subtitle may be cited as the “Affordable Homeownership Preservation and Equity Accumulation Amendment Act of 2015”.

Sec. 2052. Section 2(8A) of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801(8A)), is amended by striking the phrase “the greater of”.

Sec. 2053. Section 47-3502(c) of the District of Columbia Official Code is amended by striking the phrase “is filed” and inserting the phrase “is filed, unless the unit or residential property is a for-sale unit constructed pursuant to the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*), that remains affordable for 180 months or a longer period selected by the developer, in accordance with section 2218 of Title 14 of the District of Columbia Municipal Regulations (14 DCMR § 2218), then this chapter shall apply” in its place.

### **SUBTITLE G. SIDEWALK CAFE AND SUMMER GARDEN ENDORSEMENT**

Sec 2061. Short title.

This subtitle may be cited “Sidewalk Cafe and Summer Garden Endorsement Amendment Act of 2015”.

Sec. 2062. Section 25-113a(c) of the District of Columbia Official Code is amended as follows:

(a) Strike the phrase “under an” and insert the phrase “under a manufacturer’s license class A or B holding an on-site sales and consumption permit or an” in its place.

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(b) Strike the phrase “private space.” and insert the phrase “private space. The licensee under a manufacturer’s license class A or B holding an on-site sales and consumption permit may be authorized to conduct business operations on a sidewalk cafe or summer garden only between the hours of 1:00 p.m. and 9:00 p.m., 7 days a week.” in its place.

Sec. 2063. Title 24 of the District of Columbia Municipal Regulations is amended as follows:

(a) Section 301 is amended as follows:

(1) Subsection 301.3 is amended as follows:

(A) Strike the phrase “is zoned for restaurant or grocery store use” and insert the phrase “is zoned for restaurant, grocery store, brewery, winery, or distillery use” in its place.

(B) Strike the phrase “variance to operate a restaurant or grocery store” and insert the phrase “variance to operate a restaurant, grocery store, brewery, winery, or distillery” in its place.

(2) A new subsection 301.6 is added to read as follows:

“301.6 The holder of a Sidewalk Cafe Permit adjacent to a brewery, winery, or distillery may conduct business operations on a sidewalk cafe between the hours of 1:00 p.m. and 9:00 p.m., 7 days a week.”.

(b) Section 303.13(h) is amended by striking the phrase “abutting restaurant” and inserting the phrase “abutting restaurant, distillery, brewery, winery, grocery store, fast food establishment, or prepared food shop” in its place.

(c) Section 399.1 is amended as follows:

(1) The definition of “Enclosed sidewalk cafe” is amended as follows:

(A) Strike the phrase “adjacent to a restaurant” and insert the phrase “adjacent to a restaurant, distillery, brewery, winery, grocery store, fast food establishment, or prepared food shop” in its place.

(B) Strike the phrase “abutting the restaurant” and insert the phrase “abutting the restaurant, distillery, brewery, winery, grocery store, fast food establishment, or prepared food shop” in its place.

(2) Add a new definition after the definition of “Enclosed sidewalk cafe” to read as follows:

“Fast food establishment – a place of business, other than a “prepared food shop,” where food is prepared on the premises and sold to customers for consumption and at least one of the following conditions apply:

“(a) The premises include a drive-through;

“(b) Customers pay for the food before it is consumed. One characteristic that would satisfy this element would be building permit plans that depict a service counter without seating unless the applicant certifies that the intended principal use is for a restaurant or grocery and that the counter is part of a carry out service that is clearly subordinate to that principal use; or

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“(c) Food is served on/in anything other than non-disposable tableware. Characteristics that would satisfy this element include, but are not limited to: the building permit plans do not depict a dishwasher or do depict trash receptacles in public areas.

“A proposed or existing establishment meeting this definition shall not be deemed to constitute any other use permitted under the authority of these regulations, except that a restaurant, grocery store, movie theater, or other use providing carryout service that is clearly subordinate to its principal use shall not be deemed a fast food establishment.”

(3) Add 2 new definitions after the definition of “Owner” to read as follows:

“Prepared food - food that is assembled, but not heated by means other than microwave or toaster, on the premises of a prepared food shop.

“Prepared food shop - a place of business that offers seating or carry out service, or both, and which is principally devoted to the sale of prepared food, non-alcoholic beverages, or cold refreshments. This term includes an establishment known as a sandwich shop, coffee shop, or an ice cream parlor.”

(4) Add a new definition after the definition of “Public Space Committee” to read as follows:

“Restaurant - a place of business that does not meet the definition of a “fast food establishment” or “prepared food shop,” where food, drinks, or refreshments are prepared and sold to customers primarily for consumption on the premises. Any facilities for carryout shall be clearly subordinate to the principal use providing prepared foods for consumption on the premises.”

(5) The definition of “Unenclosed sidewalk cafe” is amended by striking the phrase “adjacent to a restaurant” and inserting the phrase “adjacent to a restaurant, distillery, brewery, winery, grocery store, fast food establishment, or prepared food shop” in its place.

### **SUBTITLE H. ENTERTAINMENT AND MEDIA PRODUCTION AND DEVELOPMENT AMENDMENT**

Sec. 2071. Short title.

This subtitle may be cited as the “Entertainment and Media Production and Development Amendment Act of 2015”.

Sec. 2072. The Cable Television Reform Act of 2002, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1251.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 34-1251.01) is amended to read as follows:

“Sec. 101. Short title.

“This act may be cited as the “Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2015”.”

(b) Section 102 (D.C. Official Code § 34-1251.02) is repealed.

(c) Section 103 (D.C. Official Code § 34-1251.03) is amended as follows:

(1) Paragraph (10) is repealed.

(2) A new paragraph (10A) is added to read as follows:

“(10A) “Director” means the Director of the Office of Cable Television, Film, Music, and Entertainment.”



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(3) A new paragraph (12A) is added to read as follows:

“(12A) “Entertainment industry” means film, television, music, video, photography, gaming, digital media, and entertainment production.

(4) Paragraph (13) is repealed.

(5) Paragraph (23) is amended to read as follows:

“(23) “Office” means the Office of Cable Television, Film, Music, and Entertainment established by section 201.”.

(6) Paragraph (26) is amended to read as follows:

“(26) “PEG” means public access, educational, and governmental channels with channel capacity designated for public access channels, educational channels, and government channels, and the facilities and equipment for the use of the channels.”.

(d) Section 201 (D.C. Official Code § 34-1252.01.) is amended as follows:

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

“Sec. 201. Establishment of the Office of Cable Television, Film, Music, and Entertainment; Director; General Counsel.”.

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

“(a) There is established within the executive branch, as a subordinate agency, the Office of Cable Television, Film, Music, and Entertainment. The Office shall be responsible for:

“(1) Oversight of cable television services, including:

“(A) Regulating cable service, cable service providers, and the cable television industry;

“(B) Protecting and promoting the public interest in cable service; and

“(C) Executing the policies and provisions of the cable television laws and regulations of the District;

“(2) Producing content for the government and educational channels and managing those channels and producing video content for District government agencies and residents; and

“(3) Fostering the development of an entertainment industry in the District, including:

“(A) Marketing and promoting the District to the entertainment industry as a prime location for productions and events;

“(B) Stimulating employment and business opportunities related to the entertainment industry;

“(C) Creating a workforce-development program for the training of District residents on entertainment industry skillsets;

“(D) Serving as a clearinghouse for information regarding government requirements affecting the entertainment industry within the District;

“(E) Assisting producers and companies in securing permits and other appropriate services connected with the entertainment industry, including television shows and films; and

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“(F) Facilitating cooperation from the District government, the federal government, and private sector groups in the location and production of entertainment industry projects, including television shows and films.”.

(3) Subsections (b) and (c) are amended by striking the term “Executive Director” wherever it appears and inserting the term “Director” in its place.

(4) Subsection (d) is amended as follows:

(A) Strike the phrase “Executive Director” wherever it appears and insert the phrase “Director” in its place.

(B) Strike the phrase “Corporation Counsel” both times it appears and insert the phrase “Director of the Mayor’s Office of Legal Counsel” in its place.

(C) A new sentence is added at the end to read as follows:  
“The General Counsel shall have significant experience with cable regulation matters.”.

(5) New subsections (d-1) and (d-2) are added to read as follows:

“(d-1) There shall be established within the Office a:

“(1) Cable Television Division that shall oversee matters related to the regulation of the cable television industry; and

“(2) Film, Music, and Entertainment Development Division to support the development of an entertainment industry in the District.

“(d-2) The Director may establish other offices and divisions as the Director determines are in the interest of the Office and the purposes of this act.”.

(6) Subsection (e) is amended by striking the phrase “Executive Director” and inserting the phrase “Director” in its place.

(e) The heading for section 202 (D.C. Official Code § 34-1252.02) is amended to read as follows:

“Sec. 202. Powers and responsibilities of the Office of Film, Cable Television, Film, Music, and Entertainment.”.

(f) Section 203(c) (D.C. Official Code § 34-1252.03(c)) is amended by striking the phrase “Executive Director” and inserting the word “Director” in its place.

(g) Section 602(b) (D.C. Official Code § 34-1256.02(b)) is amended by striking the phrase “to the Corporation Counsel” and inserting the phrase “to the Director of the Mayor’s Office of Legal Counsel” in its place.

(h) Section 604(c) (D.C. Official Code § 34-1256.04(c)) is amended by striking the phrase “to the Corporation Counsel” and inserting the phrase “to the Director of the Mayor’s Office of Legal Counsel” in its place.

(i) A new section 1406 is added to read as follows:

“Sec. 1406. Additional transition provisions.

“(a) All appointments, rules, regulations, orders, administrative issuances, obligations, determinations, and agreements made, established, issued, promulgated, or entered into by the Office of Cable Television or the Office of Motion Picture and Television Development shall remain in effect until amended, modified, superseded, or repealed by the Office of Cable Television, Film, Music, and Entertainment.

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“(b) All unexpended balances of appropriations, allocations, income, and other funds available to the Office of Cable Television or the Office of Motion Picture and Television Development shall be transferred to the appropriate accounts of the Office of Cable Television, Film, Music, and Entertainment.

“(c) All lawful existing contractual rights and obligations of the Office of Cable Television or the Office of Motion Picture and Television Development shall transfer to the Office of Cable Television, Film, Music, and Entertainment, which shall assume all rights, duties, liabilities, and obligations as a successor in interest.”.

Sec. 2073. The Office of Motion Picture and Television Development Establishment Act of 2014, effective May 2, 2015 (D.C. Law 20-268; 62 DCR 1549), is repealed.

**SUBTITLE I. LOCAL BUSINESS ENTERPRISE**

Sec. 2081. Short title.

This subtitle may be cited as the “Local Business Enterprise Certification Amendment Act of 2015”.

Sec. 2082. Section 2331(2A) of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.31(2A)), is amended as follows:

(a) Subparagraph (B) is amended by striking the word “or” at the end.

(b) Subparagraph (C) is amended to read as follows:

“(C) More than 50% of the assets of the business enterprise, excluding bank accounts, are located in the District; or”.

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

“(D) More than 50% of the business enterprise's gross receipts are District gross receipts; and”.

Sec. 2083. Applicability.

This subtitle shall apply as of June 10, 2014.

**SUBTITLE J. SOLAR PERMITTING FEES TECHNICAL AMENDMENT**

Sec. 2091. Short title.

This subtitle may be cited as the “Solar Permitting Fees Technical Clarification Amendment Act of 2015”.

Sec. 2092. Section 2022 of the Solar Permitting Fees Amendment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990), is amended by striking the phrase “12-K,” both times it appears and inserting the phrase “12-M” in its place.

**SUBTITLE K. ELECTRIC COMPANY INFRASTRUCTURE IMPROVEMENT**

Sec. 2101. Short title.

This subtitle may be cited as the “Electric Company Infrastructure Improvement Financing Amendment Act of 2015”.

Sec. 2102. Section 101 of the Electric Company Infrastructure Improvement Financing Act of 2014, effective May 3, 2014 (D.C. Law 20-102; D.C. Official Code § 34-1311.01), is amended by adding a new paragraph (8A) to read as follows:

“(8A)(A) “Distribution service customer class cost allocations” means the allocation of the electric company’s revenue requirement to each customer rate class on the basis of the total rate class distribution service revenue minus the customer charge revenue.”.

Sec. 2103. Applicability.

This subtitle shall apply as of May 3, 2014.

**SUBTITLE L. ADULT CAREER PATHWAYS TASK FORCE AMENDMENT**

Sec. 2111. Short title.

This subtitle may be cited as the “Adult Career Pathways Task Force Amendment Act of 2015”.

Sec. 2112. Section 2122 of the Adult Literacy Task Force Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 32-1661), is amended as follows:

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

(1) The lead-in language is amended by striking the number “13” and inserting the number “14” in its place.

(2) A new paragraph (8A) is added to read as follows:

“(8A) The Director of the Department on Disability Services, or his or her designee.”.

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

(1) The lead-in language is amended to read as follows:

“(d) No later than September 30, 2015, the Task Force shall submit to the Council and the Mayor the city-wide strategic plan required under this section. The plan shall be developed in concert with the District’s state integrated workforce development plan required under the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1425; 29 U.S.C. § 3101 *et seq.*). In developing the strategic plan, the Task Force shall:”.

(2) Paragraph (8) is amended by striking the phrase “GED or secondary school diploma attainment” and inserting the phrase “secondary school diploma or equivalent credential attainment” in its place.

**SUBTITLE M. ADULT CAREER PATHWAYS IMPLEMENTATION**

Sec. 2121. Short title.

This subtitle may be cited as the “Career Pathways Implementation Amendment Act of 2015”.

Sec. 2122. The Workforce Investment Implementation Act of 2000, effective July 18, 2000 (D.C. Law 13-150; D.C. Official Code § 32-1601 *et seq.*), is amended by adding a new section 6a to read as follows:

“Sec. 6a. Career Pathways Innovation.

“(a) Beginning in Fiscal Year 2017, and pursuant to section 4(c), the Council shall issue Career Pathways Innovation grants to design, pilot, and scale best practices in the implementation of adult career pathways and improve district performance as mandated by the Workforce Innovation and Opportunity Act, approved July 22, 2014 (128 Stat. 1425; 29 U.S.C. § 3101 *et seq.*), using a career pathways approach, consistent with the city-wide strategic plan developed by the Adult Career Pathways Task Force pursuant to section 2122 of the Adult Literacy Task Force Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 32-1661).

“(b) In Fiscal Year 2016, the Council shall solicit technical assistance to prepare for the issuance of the grants authorized by subsection (a) of this section.”.

Sec. 2123. Section 14(d)(2) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 947; D.C. Official Code § 51-114(d)(2)), is amended as follows:

(a) Subparagraph (A) is amended by striking the phrase “Administrative Assessment Account” wherever it appears and inserting the phrase “Unemployment and Workforce Development Administrative Fund” in its place.

(b) Subparagraph (B) is amended by striking the phrase “Administrative Assessment Account” and inserting the phrase “Unemployment and Workforce Development Administrative Fund” in its place.

(c) Subparagraph (C)(vi) is amended to read as follows:

“(vi) Other activities that may increase the likelihood of employment or reemployment, including the activities of the Workforce Investment Council, established by section 4 of the Workforce Investment Implementation Act of 2000, effective July 18, 2000 (D.C. Law 13-150; D.C. Official Code § 32-1603) (“Workforce Investment Implementation Act”).”

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

“(D) The following amounts in the Unemployment and Workforce Development Administrative Fund may be used by the Workforce Investment Council, for the purposes set forth in section 6a of the Workforce Investment Implementation Act:

“(i) In Fiscal Year 2016, \$500,000; and

“(ii) In Fiscal Year 2017 and each fiscal year thereafter, \$1.5 million.”.

**SUBTITLE N. CLEAN TEAM EXTENSION**

Sec. 2131. Short title.

This subtitle may be cited as the “Clean Team Extension Amendment Act of 2015”.

Sec. 2132. Section 6087(a)(2) of the Fiscal Year 2015 Budget Support Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990), is amended by striking the phrase “Wisconsin Avenue, N.W., from Lowell Street, N.W., to Davenport Street, N.W.” and inserting the phrase “Wisconsin Avenue, N.W., from Lowell Street, N.W., to Western Avenue, N.W.; and Connecticut Avenue, N.W., between Calvert Street, N.W., and Cathedral Avenue, N.W., between Macomb Street, N.W., and Porter Street, N.W., between Tilden Street, N.W., and Albemarle Street, N.W., between Fessenden Street, N.W., and Nebraska Avenue, N.W., and between Livingston Street, N.W., and Western Avenue, N.W.” in its place.

**SUBTITLE O. DC BEAUTIFUL PILOT PROGRAM**

Sec. 2141. Short title.

This subtitle may be cited as the “DC Beautiful Pilot Program Act of 2015”.

Sec. 2142. DC Beautiful Pilot Program.

(a) The Office of Planning shall create a one-year pilot program during Fiscal Year 2016 to beautify 2 or more street segments in Ward 7 or Ward 8 that are not located in a Business Improvement District, as that term is defined in section 3(7) of the Business Improvements Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2-1215.02(7)).

(b) For the pilot program, the Office of Planning shall allocate 2 employees who shall design, plan, and coordinate efforts of private actors and government agencies to beautify the selected street segments by, at a minimum:

(1) Engaging community members and local businesses to determine priorities for beautification;

(2) Soliciting private organizations for resources and assistance; and

(3) Identifying and coordinating beautification services from various District agencies to:

(A) Increase the number of tree boxes and planters;

(B) Abate graffiti;

(C) Survey the designated area to ensure an adequate number of trash and recycle bins;

(D) Maintain bus shelters and triangle parks;

(E) Landscape tree boxes, planters, and triangle parks; and

(F) Clean up litter.

**SUBTITLE P. GREATER ECONOMIC OPPORTUNITY STRATEGIC PLANNING**

Sec. 2151. Short title.

This subtitle may be cited as the “Greater Economic Opportunity Strategic Planning Act of 2015”.

Sec. 2152. Strategic Plans for Economic Opportunity for Ward 7 and Ward 8.

(a) In Fiscal Year 2016, the Deputy Mayor for Greater Economic Opportunity is authorized to prepare, publish, and submit to the Council a comprehensive Strategic Plan for Economic Development for Ward 7 and a comprehensive Strategic Plan for Economic Development for Ward 8, no later than September 30, 2016.

(b) The plans required by this section shall:

- (1) Include analysis of data related to education, housing, employment, transit, and economic development in each ward;
- (2) Include a needs assessment for each ward that takes into account existing data;
- (3) Include analysis of strategies that have been successful in spurring economic development in similar communities within the District and across the country;
- (4) Include specific recommendations for improvements in the areas of education, housing, employment, transit, and economic development; and
- (5) Include assessments of and recommendations to achieve viability of existing commercial corridors in each ward.

(c) The plans required by this section shall identify any new legislation necessary to implement its recommendations and provide recommendations concerning how to fund the provisions of the plan.

**SUBTITLE Q. UNIFORM COMMERCIAL CODE BULK SALES CONFORMING CLARIFICATION**

Sec. 2161. Short title.

This subtitle may be cited as the “Uniform Commercial Code Bulk Sales Conforming Clarification Act of 2015”.

Sec. 2162. Section 25-303 of the District of Columbia Official Code is amended by adding a new subsection (e) to read as follows:

“(e) Nothing in this section shall prohibit a wholesaler or other licensee under this title from obtaining, perfecting, or enforcing a security interest under Article 9 of Subtitle I of Title 28 in any personal property or fixtures of a retailer or other licensee, including inventory and accounts and other rights to payment.”.

**SUBTITLE R. CREATIVE AND OPEN SPACE MODERNIZATION**

Sec. 2171. Short title.

This subtitle may be cited as the “Creative and Open Space Modernization Amendment Act of 2015”.

**ENROLLED ORIGINAL**

Sec. 2172. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-811.03(a)(4) is amended to read as follows:

“(4) “Eligible building” means a non-residential or mixed-use building.”.

(b) Chapter 46 is amended as follows:

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

“47-4664. Qualified High Technology Company interior renovation tax rebate.”.

(2) A new section 47-4664 is added to read as follows:

“§ 47-4664. Qualified High Technology Company interior renovation tax rebate.

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

“(1) “Directly related entity” means a Qualified High Technology Company that is closely associated with a tenant, including:

“(A) A subsidiary or parent company of a tenant;

“(B) A special purpose vehicle of a tenant;

“(C) A holding company of a tenant;

“(D) An operating company of a tenant;

“(E) A flow-through entity of a tenant; or

“(F) A company otherwise substantially sharing, directly or indirectly, common directors, officers, employees, facilities, or profits with a tenant.

“(2) “Eligible building” means a non-residential or mixed-use building.

“(3) “Eligible premises” means a nonresidential, interior portion of an eligible building that is used as an office (including ancillary uses) or retail space by a Qualified High Technology Company under a lease.

“(4) “Lease commencement” means the date on which a tenant, or a directly related entity, takes possession of eligible premises or the occupancy date for eligible premises agreed to in a lease or sublease by a tenant, whichever occurs first.

“(5) “Mixed-use building” means a building used for both residential and non-residential purposes.

“(6) “Public benefit” means an undertaking by a tenant or a directly related entity that the Mayor, in his or her sole discretion, determines will have a material, positive impact on the District of Columbia. The term “public benefit” may include:

“(A) Providing employment or contracting opportunities for District of Columbia residents and Certified Business Enterprises;

“(B) Providing low-income or underserved individuals or communities in the District of Columbia with reduced-price or free products, services, or commercial or community space;

“(C) Providing economic opportunities, training, or jobs for individuals or communities beyond those offered through the normal course of business; or

“(D) Providing innovation-and-technology-related educational, training, or internship opportunities for students in the District of Columbia.

“(7) “Qualified High Technology Company” shall have the same meaning as provided in § 47-1817.01(5).



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”(8) “Qualified tenant improvement” means an improvement to eligible premises made pursuant to a lease or a sublease by a tenant or a directly related entity that is substantially completed no later than one year after lease commencement.

“(9) “Tenant” means a Qualified High Technology Company that executes a lease or a sublease for at least 50,000 square feet of net rentable area of eligible premises within the District for a minimum term of 12 years, under which the tenant, or a directly related entity, occupies and uses the eligible premises, or will occupy and use the eligible premises, on or after the lease commencement date.

“(10) “Total value of qualified tenant improvements” means the amount expended by a tenant or a directly related entity to make qualified tenant improvements.

“(b) A tenant that leases or subleases eligible premises taxable under Chapter 8 of this title shall receive, to the extent provided in this section, a rebate of the real property tax paid with respect to the eligible premises for the portion of the tax year that the eligible premises are occupied by the tenant or a directly related entity if:

“(1) The tenant is liable under the lease or sublease for its proportionate share of the real property tax for the tax lot on which the eligible building is located;

“(2) The tenant has been certified as eligible for a rebate by the Mayor under subsection (e) of this section;

“(3) The real property tax has been paid for the year during which the rebate is sought;

“(4) The tenant complies with the requirements of subsection (d) of this section during the tax year for which the rebate is sought; and

“(5) No abatement of the real property tax on the eligible building pursuant to § 47-811.03 has been claimed for the tax year for which the rebate is sought.

“(c)(1) The amount of a rebate provided pursuant to this section to a single tenant or any directly related entity in a single year shall be equal to the least of the following:

“(A) 10% of the total value of any qualified tenant improvements substantially completed during the preceding 5 years, as certified by the Mayor pursuant to subsection (e)(3) of this section;

“(B) The portion of the real property tax paid during the year for which the rebate is sought, either directly or indirectly, by the tenant or by a directly related entity under the tenant’s or directly related entity’s lease or sublease; or

“(C) \$1 million.

“(2) The amount of the rebate calculated pursuant to paragraph (1) of this subsection shall be reduced by the amount of any grant received by the tenant or by a directly related entity pursuant to section 3(c)(4) of the H Street, N.E., Retail Priority Area Incentive Act of 2010, effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.172(c)(4)), as certified by the Mayor to the Office of Tax and Revenue.

“(3) Payment of the rebate of real property tax shall be made no later than December 31 of the year following the tax year for which the taxes to be rebated were paid; provided, that the tenant is eligible to receive the rebate payment.

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“(d) No later than September 15 of the tax year in which the tax was paid as provided under § 47-811, a tenant seeking a rebate pursuant to this section shall submit to the Chief Financial Officer:

“(1) A copy of the tenant’s lease or sublease including any provisions requiring the tenant to pay a portion of the property tax for the tax lot on which the eligible building is located;

“(2) Documentation that the tenant has paid its proportional share of the real property tax to date, as required under the lease or sublease for the eligible premises, to be supplemented by the tenant once it has made its final payment for the calendar year;

“(3) An itemization of the rentable square footage of the eligible premises actually occupied by the tenant or a directly related entity and the period of such occupancy during the tax year; and

“(4) If obtained by the tenant before the date of the submission to the Chief Financial Officer, certifications by the Mayor of the tenant’s eligibility for a rebate pursuant to subsection (e)(2) of this section and of the total value of qualified tenant improvements pursuant to subsection (e)(3) of this section, and, if known to the tenant before the date of the submission to the Chief Financial Officer, the maximum amount of the rebate allowable under subsection (c) of this section. If these items are not available at the time of submission, the tenant shall supplement the application with these items when they become available.

“(e)(1) A tenant who seeks to be considered eligible for a rebate provided under this section, shall file with the Mayor on or after June 1, 2016, in a manner and form as the Mayor may prescribe, an eligibility certification application, which shall include:

“(A) The identity of the tenant, including the tenant’s taxpayer identification number, and the identity of any directly related entity that may be occupying all or part of the eligible premises, including the directly related entity’s taxpayer identification number;

“(B) A description of the eligible building, by square and lot, parcel, or reservation number, and of the eligible premises, including floors, location, and square footage;

“(C) The estimated cost of making any qualified tenant improvements to the eligible premises;

“(D) The date of lease commencement and anticipated duration of the lease or sublease.

“(E) A description of the public benefit that the tenant proposes to furnish; and

“(F) Any other information that the Mayor considers necessary.

“(2) The Mayor shall review the tenant’s eligibility certification application. If the Mayor determines that the tenant has proposed to furnish a public benefit and that the tenant is otherwise eligible, the Mayor shall certify to the Office of Tax and Revenue the tenant’s eligibility to receive a rebate pursuant to this section. The certification shall be made before the tenant’s lease commencement or within 45 days after the eligibility certification application is received, whichever is later in time.

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“(3) Within 60 days following substantial completion of qualified tenant improvements, the tenant shall submit to the Mayor an itemization of the total value of qualified tenant improvements, together with supporting documentation. Within 60 days following the receipt of this submission, the Mayor shall review and certify the total value of qualified tenant improvements to the Office of Tax and Revenue.

“(4) No later than 31 days before the end of each calendar year following lease commencement, the Mayor shall certify to the Office of Tax and Revenue whether the tenant has furnished or has made substantial progress toward furnishing a public benefit. If the Mayor certifies that a tenant has not furnished or made substantial progress toward furnishing a public benefit, the Office of Tax and Revenue shall not pay a rebate to the tenant for that calendar year.

“(5) If at any time the Mayor determines that a tenant has become ineligible for a rebate under this section, either for failure to make substantial progress toward furnishing a public benefit or for some other reason, the Mayor immediately shall notify the Office of Tax and Revenue and thereafter the Office of Tax and Revenue shall not pay to the tenant any rebate pursuant to this section.

“(f) Notwithstanding any other provision of this section, the total combined rebate payments per fiscal year for all tenants under this section, beginning in Fiscal Year 2017, shall not exceed \$3 million.”.

Sec. 2173. Section 301 of the National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Act of 2008, effective March 26, 2008 (D.C. Law 17-138; D.C. Official Code § 2-1225.21), is amended by adding a new subsection (d-1) to read as follows:

“(d-1) In Fiscal Year 2017 and each fiscal year thereafter, up to \$3 million in monies credited to the Account may be used to fund real property tax rebates to one or more Qualified High Technology Companies (“QHTCs”), as defined by D.C. Official Code § 47-1817.01(5), pursuant to D.C. Official Code § 47-4664.”.

Sec. 2174. Section 3(c) of the H Street, N.E., Retail Priority Area Incentive Act of 2010, effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.172(c)), is amended by adding a new paragraph (4) to read as follows:

“(4)(A) In Fiscal Year 2016, the Deputy Mayor for Planning and Economic Development may use monies credited to the Fund to award up to \$2 million in grants to one or more Qualified High Technology Companies (“QHTCs”), as defined by D.C. Official Code § 47-1817.01(5), for the purpose of assisting the recipients in making improvements to building space that is rented, or to be rented, and occupied exclusively, or to be occupied exclusively, by those QHTCs.

“(B) The total amount of grants to a single recipient shall not exceed \$1 million.”.

**SUBTITLE S. SOCCER STADIUM DEVELOPMENT TECHNICAL  
CLARIFICATION**

Sec. 2181. Short title.

This subtitle may be cited as the “Soccer Stadium Development Technical Clarification Amendment Act of 2015”.

Sec. 2182. The Soccer Stadium Development Act of 2014, effective March 11, 2015 (D.C. Law 20-233; to be codified at D.C. Official Code § 10-1651.01 *et seq.*), is amended as follows:

(a) Section 101 (to be codified at D.C. Official Code § 10-1651.01) is amended to read as follows:

“Sec. 101. Definitions.

“For the purposes of this title, the term:

“(1) “Northwest portion of Lot 24 in Square 665” means the northwest portion of Lot 24 in Square 665 as described in the letter of intent between the District and Potomac Electric Power Company dated December 27, 2013.

“(2) “Soccer stadium site” means the real property described as Squares 603S, 605, 607, 661, and 661N, and the northwest portion of Lot 24 in Square 665, and all public alleys and streets to be closed within these squares.”.

(b) Section 102 (to be codified at D.C. Official Code § 10-1651.02) is amended as follows:

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

“(1A) The acquisition of land for, construction of, and operation of a new stadium for D.C. United in itself serves a public purpose, in particular because the stadium will promote the recreation, entertainment, and enjoyment of the public.”.

(2) Paragraph (2) is amended by striking the phrase “Without the development” and inserting the phrase “In addition, without the development” in its place.

(c) Section 103 (to be codified at D.C. Official Code § 10-1651.03) is amended as follows:

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

(A) Strike the phrase “shall acquire” and insert the phrase “is authorized to acquire” in its place.

(B) Strike the phrase “as described in the letter of intent between the District and Potomac Electric Power Company (“PEPCO”) dated December 27, 2013”.

(2) Subsection (d) is amended to read as follows:

“(d) The Mayor shall transmit to the Council any agreement to acquire any portion of Squares 605, 607, or 661, or the northwest portion of Lot 24 in Square 665 that requires the approval of the Council pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), not later than 30 days before the effective date of the agreement. Any such agreement shall be exempt from section 202(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(c)).”.

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(3) Subsection (e) is amended by striking the phrase “as described in the letter of intent between the District and PEPCO dated December 27, 2013”.

(d) Section 104 (to be codified at D.C. Official Code § 10-1651.04) is amended as follows:

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

“(a) Notwithstanding 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.*), the Mayor may enter into a ground lease (“revised ground lease”) between the District of Columbia and DC Stadium LLC; provided, that:

“(1) The revised ground lease amends the ground lease between the District of Columbia and DC Stadium LLC, dated May 23, 2014 (“original ground lease”) to:

“(A) Not contain any provision to abate District sales tax;

“(B) Include the labor peace provisions set forth in subsection (c) of this section; and

“(C) Contain modifications to conform the terms of the original ground lease to the provisions of this act;

“(2) The Mayor transmits the revised ground lease to the Council for its review not later than 30 days before the effective date of the revised ground lease;

“(3) The Mayor transmits simultaneously to the Council for its review pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), a revised development agreement (“revised development agreement”) that amends the development agreement between the District of Columbia and DC Stadium LLC, dated May 23, 2014 (“original development agreement”), for the development of the soccer stadium site and that:

“(A) Extends the date by which the District shall acquire control of the soccer stadium site to September 30, 2015;

“(B) Extends the dates by which the District shall close streets and alleys, acquire fee title, demolish existing structures, perform infrastructure work (including all District obligations under article V of the original development agreement), and perform environmental remediation work (including all District obligations under article VI of the original development agreement), as such actions are described in articles III, IV, V, and VI of the original development agreement and may be described or referenced in other provisions of the original development agreement, each by 6 months;

“(C) Sets a date by which DC Stadium LLC shall complete the construction of a soccer stadium at the soccer stadium site;

“(D) Extends other dates as negotiated between the District and DC Stadium, LLC;

“(E) Amends section 5.9 of the original development agreement to read as follows: “Land Contribution. Within 30 days of the District’s acquisition of either Lot 7 or Lot 802 in Square 605, the Stadium Developer shall pay to the District, or its designee, Two Million Five Hundred Thousand Dollars (\$2,500,000.00) to offset Land acquisition costs, unless the

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District acquires either Lot 7 or Lot 802 in Square 605 by the use of eminent domain and the aggregate price paid by the District for Lot 7 and Lot 802 is less than \$25,148,760.”;

“(F) Amends section 9.1(c) of the original development agreement to read as follows: “Designated Entertainment Area. The District shall grant to the Developer ‘signage rights’ with respect to the Land, such signage rights to be those rights described in the proposed Chapter 8 of Title 13 of the District of Columbia Municipal Regulations published in the DC Register on August 17, 2012.”;

“(G) Provides that no fees, proffers, or deposits shall be borne or waived by the District pursuant to section 7.6 of the original development agreement before October 1, 2015.”; and

“(H) Includes the labor peace provisions set forth in subsection (c) of this section; and

“(4) The Council does not adopt a resolution of disapproval pertaining to the ground lease within 30 days beginning on the day on which the ground lease is submitted to the Council, excluding days of Council recess.”.

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

“(b)(1) The revised ground lease and the revised development agreement each may provide an enhanced “Performance Assurance” without increasing the District’s financial obligations.

“(2) The revised development agreement shall be exempt from section 202(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(c)).”.

(3) Subsection (c) is amended by striking the phrase “DC Stadium, LLC and the District shall agree” and inserting the phrase “The District is authorized to agree” in its place.

(e) Section 107(b) (to be codified at D.C. Official Code § 10-1651.07(b)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “September 4, 2014;” and inserting the phrase “December 15, 2014;” in its place.

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

“(2A) Any payment made by D.C. United to the District government pursuant to the revised ground lease;”.

(f) Section 108 (to be codified at D.C. Official Code § 10-1651.08) is amended as follows:

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

“(a) The Mayor shall implement the Convention Center – Southwest Waterfront corridor as described in the “DC Circulator 2014 Transit Development Plan Update” dated September 2014.”.

(2) Subsection (c) is amended to read as follows:

“(c) The Mayor shall make capital improvements of at least \$250,000 to the Randall Recreation Center in Ward 6.”.

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(3) Subsection (d) is amended by striking the phrase “provide ongoing operations and programming funding for” and inserting the phrase “operate and provide programmed activities for” in its place.

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

“(e) The Mayor is authorized to negotiate other community-benefit commitments from D.C. United and its affiliated entities, including those that promote youth soccer, education, employment opportunities, and job training programs.”.

### **SUBTITLE T. DEPUTY MAYOR FOR PLANNING AND ECONOMIC DEVELOPMENT LIMITED GRANT-MAKING**

Sec. 2191. Short title.

This subtitle may be cited as the “Fiscal Year 2016 Deputy Mayor for Planning and Economic Development Limited Grant-making Amendment Act of 2015”.

Sec. 2192. In Fiscal Year 2016, the Deputy Mayor for Planning and Economic Development shall award a grant of \$3 million to a qualified partner of the C&O Canal National Historic Park to improve infrastructure or facilities on or along the Georgetown section of the C&O Canal.

### **SUBTITLE U. DCHA BOARD OF COMMISSIONERS AMENDMENT**

Sec. 2201. Short title.

This subtitle may be cited as the “DCHA Board of Commissioners Amendment Act of 2015”.

Sec. 2202. Section 1108(c-2)(1) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08(c-2)(1)), is amended as follows:

- (a) Strike the figure “\$3,000” and insert the figure “\$4,000” in its place.
- (b) Strike the figure “\$5,000” and insert the figure “\$6,000” in its place.
- (c) Strike the phrase “quarterly;” and insert the phrase “quarterly; provided, that all stipends shall be paid from non-District funds;” in its place.

### **SUBTITLE V. RENT CONTROL HOUSING CLEARINGHOUSE**

Sec. 2211. Short title.

This subtitle may be cited as the “Rent Control Housing Clearinghouse Amendment Act of 2015”.

Sec. 2212. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.01 *et seq.*), is amended as follows:

- (a) A new section 203a is added to read as follows:  
“Sec. 203a. Public Accessible Rent Control Housing Clearinghouse.

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“(a) The Rental Accommodations Division (“RAD”) of the Department of Housing and Community Development (“DHCD”), in close consultation with the Office of the Tenant Advocate and the Office of the Chief Technology Officer, is authorized to establish a user-friendly, internet-accessible, searchable database for the submission, management, and review of all documents and relevant data that title II of this act requires housing providers to submit to the RAD.

“(b) The database shall:

“(1) Include an online portal, not accessible to the general public, for the filing of all documents and data by housing providers as required by title II of this act, and all regulations promulgated pursuant to title II of this act; and

“(2) Include an online portal accessible to the general public that provides information drawn from the documents submitted by housing providers pursuant to paragraph (1) of this subsection, relevant to tenants seeking and living in rent control accommodations.

“(c) The portal accessible to the general public shall include at a minimum, the following real-time, searchable parameters:

“(1) The building address and ward number;

“(2) The base rent for each rental unit in the accommodation;

“(3) Any services or facilities provided as part of the base rent;

“(4) The amount and date of each annual rent increase or decrease;

“(5) The number of bedrooms in each unit;

“(6) The vacancy status of each unit;

“(7) The accessibility information of the building, as it relates to District of Columbia and federal law;

“(8) The name, telephone number, and email address of the housing provider and property manager;

“(9) Dates and numbers of the basic business license of the housing provider;

“(10) Dates and numbers of the certificate of occupancy of the building;

“(11) The name, contact information, and place of business of the registered agent of the building, if applicable;

“(12) The licensing and registration of the property manager of the accommodation, when other than the housing provider;

“(13) The RAD registration exemption number and date of the housing accommodation;

“(14) Any pro-active inspection dates;

“(15) Any outstanding violations of the housing regulations applicable to the accommodation;

“(16) The notice date of any housing code violations;

“(17) The rate of return for the housing accommodation and computation required by section 205(f)(6);

“(18) Any petitions filed by the housing provider including, related services and facilities petition, capital improvement petition, substantial rehabilitation petition, voluntary agreement petition, hardship petition, other valid tenant petitions;



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“(19) Any court or administrative actions; and

“(20) Other information the RAD determines is relevant to tenants seeking and living in rent control accommodations.

“(d) The portal accessible to the general public shall exclude any documentation submitted in support of a tenant’s application for elderly or disability status pursuant to section 208(h)(2), and any other information the Rent Administrator may deem necessary to exclude to protect the privacy and personal information of a tenant.

“(e) The database should be completed in phases according to the following timeline:

“(1) Phase 1 - Within 6 months of the effective date of the Rent Control Housing Clearinghouse Amendment Act of 2015, passed on 2<sup>nd</sup> reading on June 30, 2015 (Enrolled version of Bill 21-158)(“Clearinghouse Act”), DHCD should award a contract to build the database.

“(2) Phase 2 - Within one year of the effective date of the Clearinghouse Act, DHCD should ensure that the database portals are operational for the entry of data by housing providers, and for the general public to conduct searches of the information in the database.

“(3) Phase 3 - Within 2 years of the effective date of the Clearinghouse Act, DHCD should ensure the integration of existing data contained in documents previously submitted to the RAD, pursuant to title II of this act, into the database.

“(f) Beginning with the completion of Phase 2, all documents required to be filed by title II of this act, should be submitted to the RAD through the online database.

“(g) Beginning 6 months after the effective date of the Clearinghouse Act, and continuing every 6 months thereafter until phase 3 of database is completed, the RAD should report to the Council on the progress of the establishment of the database.”.

(b) Section 205(g)(2) (D.C. Official Code § 42-3502.05(g)(2)) is repealed.

**TITLE III. PUBLIC SAFETY AND JUSTICE**

**SUBTITLE A. BODY-WORN CAMERA REGULATION AND REPORTING REQUIREMENTS**

Sec. 3001. Short title.

This subtitle may be cited as the “Body-Worn Camera Regulation and Reporting Requirements Act of 2015”.

Sec. 3002. Body-Worn Camera Program; generally.

The Body-Worn Camera Program in the Metropolitan Police Department in Fiscal Year 2016 shall not be implemented until certification by the Chief Financial Officer that the cost of public access to body-worn camera recordings, if any, is funded in the Fiscal Year 2016 budget and 4-year financial plan.

Sec. 3003. Body-Worn Camera Program; rulemaking requirement.

(a) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), and in

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accordance with this section, shall issue rules regarding the Metropolitan Police Department's Body-Worn Camera Program. The rules, at a minimum, shall provide:

- (1) Standards for public access to body-worn camera recordings;
- (2) Policies for retaining body-worn camera recordings;
- (3) Procedures for auditing the Body-Worn Camera Program;
- (4) Policies for protecting the security and integrity of body-worn camera data;

and

- (5) Mechanisms for cost recovery of Freedom of Information Act requests.

(b) The Mayor shall establish and consult with an advisory group to provide recommendations for the proposed rules required by subsection (c) of this section. The advisory group shall consist of one representative from each of the following agencies and organizations:

- (1) The Committee on the Judiciary of the Council of the District of Columbia;
- (2) The Office of Police Complaints;
- (3) The Office of Open Government of the Board of Ethics and Government

Accountability;

- (4) The Fraternal Order of Police, D.C. Police Union;
- (5) The Electronic Privacy and Information Center;
- (6) The D.C. Coalition Against Domestic Violence;
- (7) The American Civil Liberties Union of the National Capital Area;
- (8) The Reporters Committee for Freedom of the Press;
- (9) The D.C. Open Government Coalition;
- (10) The Office of the Attorney General;
- (11) The United States Attorney's Office for the District of Columbia; and
- (12) The Public Defender Service for the District of Columbia.

(c) The Mayor shall submit the proposed rules required by this section to the Council by October 1, 2015, for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution, within this 45-day period of review, the proposed rules shall be deemed disapproved.

**Sec. 3004. Body-Worn Camera Program; reporting requirements.**

(a) By October 1, 2015, and every 6 months thereafter, the Mayor shall collect, and make available in a publicly accessible format, data on the Metropolitan Police Department's Body-Worn Camera Program, including:

- (1) How many hours of body-worn camera recordings were collected;
- (2) How many times body-worn cameras failed while officers were on shift and the reasons for the failures;
- (3) How many times internal investigations were opened for a failure to turn on body-worn cameras during interactions;
- (4) How many times body-worn camera recordings were used by the Metropolitan Police Department in internal affairs investigations;

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(5) How many times body-worn camera recordings were used by the Metropolitan Police Department to investigate complaints made by an individual or group;

(6) How many body-worn cameras are assigned to each police district and police unit for the reporting period; and

(7) How many Freedom of Information Act requests the Metropolitan Police Department received for body-worn camera recordings during the reporting period, and the outcome of each request, including any reasons for denial.

(b) The Metropolitan Police Department shall provide the Office of Police Complaints with direct access to body-worn camera recordings.

Sec. 3005. Section 8 of the Office of Citizen Complaint Review Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-208; D.C. Official Code § 5-1107), is amended by adding a new subsection (k) to read as follows:

“(k) By February 1 of each year, the Office of Police Complaints shall provide a report to the Council on the effectiveness of the Metropolitan Police Department’s Body-Worn Camera Program, including an analysis of use of force incidents.”.

**SUBTITLE B. CHILD FATALITY REVIEW COMMITTEE AMENDMENT**

Sec. 3011. Short title.

This subtitle may be cited as the “Child Fatality Review Committee Establishment Amendment of 2015”.

Sec. 3012. Section 4604(a) of the Child Fatality Review Committee Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 4-1371.04(a)), is amended as follows:

(a) Paragraph (8) is amended by striking the phrase “Department of Housing and Community Development; and” and inserting the phrase “District of Columbia Housing Authority;” in its place.

(b) Paragraph (9) is amended by striking the phrase “Office of the Corporation Counsel.” and inserting the phrase “Office of the Attorney General;” in its place.

(c) New paragraphs (10), (11), (12), and (13) are added to read as follows:

“(10) Department of Behavioral Health;

“(11) Department of Health Care Finance;

“(12) Department of Youth Rehabilitation Services; and

“(13) Office of the State Superintendent of Education.”.

**SUBTITLE C. OFFICE OF THE DEPUTY MAYOR FOR PUBLIC SAFETY AND JUSTICE**

Sec. 3021. Short title.

This subtitle may be cited as the “Office of the Deputy Mayor for Public Safety and Justice Amendment Act of 2015”.

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Sec. 3022. Section 3022(c)(5)(A) of the Office of the Deputy Mayor for Public Safety and Justice Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 1-301.191(c)(5)(A)), is amended by striking the phrase “Oversee and provide administrative support for the” and inserting the phrase “Be responsible for providing guidance and support to, and coordination of, the” in its place.

**SUBTITLE D. SENTENCING AND CRIMINAL CODE REVISION  
COMMISSION STAFFING**

Sec. 3031. Short title.

This subtitle may be cited as the “Sentencing and Criminal Code Revision Commission Staffing Amendment Act of 2015”.

Sec. 3032. Section 903(a)(9) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-609.03(a)(9)), is amended by striking the phrase “10 persons” and inserting the phrase “11 persons” in its place.

**SUBTITLE E. DOC INMATE AND RETURNING CITIZEN ASSISTANCE**

Sec. 3041. Short title.

This subtitle may be cited as the “DOC Inmate and Returning Citizen Assistance Act of 2015”.

Sec. 3042. DOC inmate and returning citizen assistance grant.

From the Fiscal Year 2016 funds available to the Office of Justice Grants Administration, no less than \$100,000 shall be awarded to help fund an organization that assists inmates at the DC Jail or Correctional Treatment Facility and recently released inmates.

**TITLE IV. PUBLIC EDUCATION  
SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC  
SCHOOLS AND PUBLIC CHARTER SCHOOLS AMENDMENT**

Sec. 4001. Short title.

This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools Amendment Act of 2015”.

Sec. 4002. 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 § 38-2901 *et seq.*), is amended as follows:

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

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“Grade Level	Weighting	Per Pupil Allocation in FY 2016
“Pre-Kindergarten 3	1.34	\$12,719
“Pre-Kindergarten 4	1.30	\$12,340
“Kindergarten	1.30	\$12,340
“Grades 1-5	1.00	\$9,492
“Grades 6-8	1.08	\$10,251
“Grades 9-12	1.22	\$11,580
“Alternative program	1.44	\$13,668
“Special education school	1.17	\$11,106
“Adult	0.89	\$8,448

(b) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:  
“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:  
“Special Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2016
“Level 1: Special Education	Eight hours or less per week of specialized services	0.97	\$9,207
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$11,390
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$18,699
“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	\$33,127

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“Special education enhancement	Weighting provided in addition to special education level add-on weightings on a per-student basis	0.069	\$655
“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	\$845
“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$15,852

“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2016
“ELL	Additional funding for English Language Learners	0.49	\$4,651
“At-risk	Additional funding for students who are at-risk as defined in section 102(2A) of 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 § 38-2901(2A))	0.219	\$2,079

“Residential Add-ons:

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“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2016
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.368	\$3,493
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	1.337	\$12,691
“Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.891	\$27,438
“Level 4: Special Education - Residential	Additional funding to support the after-hours level 4 special education needs of limited and non-English proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.874	\$27,280

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“LEP/NEP - Residential	Additional funding to support the after-hours limited and non-English proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.668	\$6,341
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“Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2016
“Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs.	0.063	\$598
“Special Education Level 2 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.227	\$2,155
“Special Education Level 3 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$4,661
“Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.489	\$4,642

”.



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(c) Section 115 (D.C. Official Code § 38-2913) is amended by striking the phrase “fiscal year 2016” and inserting the phrase “Fiscal Year 2017” in its place.

### **SUBTITLE B. SCHOOL TECHNOLOGY FUND**

Sec. 4011. Short title.

This subtitle may be cited as the “School Technology Fund Amendment Act of 2015”.

Sec. 4012. Section 10005 of the Revised Revenue Estimate Adjustment Allocation Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.251), is amended by adding a new subsection (d) to read as follows:

“(d) By November 15 of each year, each LEA receiving money from the Fund shall submit to the Office of the State Superintendent of Education a report of all expenditures from the Fund for the preceding fiscal year. The report shall include the following information:

“(1) A detailed description of the equipment or software that was purchased by the LEA with money from the Fund, including the cost associated with each piece of equipment or software; and

“(2) A detailed description of the technological improvements that were made to the LEA’s school facilities using money from the Fund.”.

### **SUBTITLE C. STUDENT RESIDENCY VERIFICATION FUND**

Sec. 4021. Short title.

This subtitle may be cited as the “Student Residency Verification Fund Amendment Act of 2015”.

Sec. 4022. Section 2(c) of An Act To require the payment of tuition on account of certain persons who attend the public schools of the District of Columbia, and for other purposes, approved September 8, 1960 (74 Stat. 853; D.C. Official Code § 38-302(c)), is amended to read as follows:

“(c) All non-resident tuition and fees collected under this section shall be deposited in the Student Residency Verification Fund, established by section 15b of the District of Columbia Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official Code § 38-312.02).”.

Sec. 4023. Section 15b(d) of the District of Columbia Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official Code § 38-312.02(d)), is amended to read as follows:

“(d) The Fund shall consist of the revenue from the following sources:

“(1) All payments collected pursuant to this act; and

“(2) All non-resident tuition and fees collected pursuant to section 2(c) of An Act To require the payment of tuition on account of certain persons who attend the public schools of the District of Columbia, and for other purposes, approved September 8, 1960 (74 Stat. 853; D.C. Official Code § 38-302(c)).”.

**SUBTITLE D. AT-RISK SUPPLEMENTAL ALLOCATION PRESERVATION FUND**

Sec. 4031. Short title.

This subtitle may be cited as the “At-Risk Supplemental Allocation Preservation Fund Establishment Act of 2015”.

Sec. 4032. At-Risk Supplemental Allocation Preservation Fund.

(a) There is established as a special fund the At-Risk Supplemental Allocation Preservation Fund (“Fund”), which shall be administered by the Chancellor of the District of Columbia Public Schools in accordance with subsection (c) of this section.

(b)(1) Subject to the limitations set forth in paragraph (2) of this subsection, at the end of each fiscal year, all unspent local funds in the District of Columbia Public Schools budget that are based on the at-risk add-on established by section 106(c) of 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 § 38-2905(c)), shall be deposited in the Fund.

(2) Each year’s deposit pursuant to paragraph (1) of this subsection shall not exceed 5% of the lower of the District of Columbia Public Schools budget associated with the at-risk add-on for:

(A) The fiscal year in which the funds would be deposited; or

(B) The fiscal year after the year in which the funds would be deposited.

(c) The Fund shall be used solely to fund services and materials designed to assist at-risk students, as defined in section 102(2A) of 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 § 38-2901(2A)).

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

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

**SUBTITLE E. CHANCELLOR OF DCPS SALARY ADJUSTMENT AMENDMENT**

Sec. 4041. Short title.

This subtitle may be cited as the “Chancellor of the District of Columbia Public Schools Salary Adjustment Amendment Act of 2015”.

Sec. 4042. Section 1052(b)(2) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective June 10, 1998 (D.C. Law 12-124; D.C. Official Code § 1-610.52(b)(2)), is amended by striking the phrase “the Chancellor of the District of Columbia Public Schools Kaya Henderson (\$275,000),” and inserting the phrase “the Chancellor of the District of Columbia Public Schools Kaya Henderson (\$284,000),” in its place.

**SUBTITLE F. DCPS SPONSORSHIP OPPORTUNITIES AMENDMENT**

Sec. 4051. Short title.

This subtitle may be cited as the “District of Columbia Public Schools Sponsorship Opportunities Amendment Act of 2015”.

Sec. 4052. The District of Columbia Public Schools Agency Establishment Act of 2007, effective April 23, 2007 (D.C. Law 17-09; D.C. Official Code § 38-171 *et seq.*), is amended by adding a new section 105a to read as follows:

“Sec. 105a. Event sponsorships.

“(a) The Chancellor may contract for advertisements and sponsorships for athletics, community engagement events, educational programs, or facilities improvements designed to generate resources for the District of Columbia Public Schools.

“(b)(1) There is established as a special fund the District of Columbia Public Schools Advertisements and Sponsorships Fund (“Fund”), which shall be administered by the Chancellor in accordance with paragraph (3) of this subsection.

“(2) The Fund shall consist of all revenue from contracts for advertisements and sponsorships for athletics, community engagement events, educational programs, or facilities improvements pursuant to subsection (a) of this section.

“(3) The Fund shall be used for the support of the operations of the District of Columbia Public Schools.

“(4)(A) The money deposited into the Fund, and interest earned, shall not revert to the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

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

**SUBTITLE G. EDUCATOR EVALUATION DATA PROTECTION**

Sec. 4061. Short title.

This subtitle may be cited as the “Educator Evaluation Data Protection Amendment Act of 2015”.

Sec. 4062. The State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2601 *et seq.*), is amended by adding a new section 7g to read as follows:

“Sec. 7g. Educator evaluations.

“(a) Individual educator evaluations and effectiveness ratings, observation, and value-added data collected or maintained by OSSE are not public records and shall not be subject to disclosure pursuant to section 202 of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-532).

“(b) Nothing in this section shall prohibit OSSE from:

“(1) Using educator evaluations or effectiveness ratings to fulfill existing requirements of a state educational agency under applicable federal or local law; or

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"(2) Publicly disclosing aggregate reports and analyses regarding the results of educator evaluation data.

"(c) For the purposes of this section, the term "educator" means a principal, assistant principal, school teacher, assistant teacher, or a paraprofessional.”.

Sec. 4063. Section 204(a) of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-534(a)), is amended as follows:

(a) Paragraph (14) is amended by striking the word "and" at the end.

(b) Paragraph (15) is amended by striking the period and inserting the phrase "; and" in its place.

(c) A new paragraph (16) is added to read as follows:

“(16) Information exempt from disclosure pursuant to section 7g of the State Education Office Establishment Act of 2000, passed on 2nd reading on June 30, 2015 (Enrolled version of Bill 21-158).”.

### **SUBTITLE H. BOOKS FROM BIRTH**

Sec. 4071 . Short title.

This subtitle may be cited as the “Books from Birth Establishment Amendment Act of 2015”.

Sec. 4072. An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-101 *et seq.*), is amended by adding new sections 15 and 16 to read as follows:

“Sec. 15. Books from Birth.

“(a) There is established the Books from Birth program as a program of the District of Columbia Public Library (“DCPL”), to be administered by the Executive Director of DCPL.

“(b) The Books from Birth program shall provide books to all children registered with the program, delivered to the residence of the child at the rate of one per month, from the month following the child’s birth or enrollment in the program to the child’s 5th birthday.

“(c)(1) The Executive Director shall make reasonable efforts to register every child under the age of 5 residing in the District who wishes to participate in the Books from Birth program.

“(2) The Executive Director may enter into such memoranda of agreement or understanding as necessary to ensure each family receives registration information upon the child’s birth.

“(d)(1) Except as provided in paragraph (2) of this subsection, the registration list shall be used solely for activities related to the Books from Birth program and shall not be sold or used for any other purpose.

“(2) The Executive Director may use the registration list to conduct outreach and provide information about library programs and services, including those related to children, adult, or family literacy, or other educational or literacy material as DCPL considers useful to registered families.

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“(e) Book titles for each age group shall be selected to reflect age-appropriate concepts and diversity of characters, culture, and authors.

“(f) The Executive Director may enter into contractual and promotional agreements necessary to effectively implement the Books from Birth program.

“Sec. 16. Books from Birth Fund.

“(a) There is established as a special fund the Books from Birth Fund (“Fund”), which shall be administered by the Board in accordance with subsection (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Funds appropriated by the District;

“(2) Donations from the public;

“(3) Donations from private entities; and

“(4) Funds provided through a sponsorship agreement.

“(c) Money in the Fund shall be used to implement and promote the Books from Birth program, including:

“(1) Purchasing books for the Books from Birth program;

“(2) Handling and delivery costs;

“(3) Promotional costs; and

“(4) Appropriate overhead or administrative expenses related to the Books from Birth program and the Fund.

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

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

**SUBTITLE I. EDUCATION REPORTING REQUIREMENTS**

Sec. 4081. Short title.

This subtitle may be cited as the “Education Reporting Requirements Act of 2015”.

Sec. 4082. Office of the State Superintendent of Education reporting requirements.

By October 1, 2015, the Office of the State Superintendent of Education (“OSSE”) shall submit to the Council a report on the following:

(1) The status and implementation of its new automated teacher licensure system; and

(2) An update on OSSE’s work to revise the Health Education Standards, including the timeline for when the new standards will be released.

Sec. 4083. Public Charter School Board reporting requirements.

By October 1, 2015, the Public Charter School Board shall submit to the Council the following:

(1) A report on the distribution of at-risk funds to each local education agency (“LEA”) it oversees for students in pre-k through grade 12 for school year 2015-2016, which

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shall include, at a minimum, the allocation to each LEA and a specific breakdown of how that money was or is planned to be spent, including a description of the programs, initiatives, and enrichment activities it supported or is planned to support; and

(2) A report on the status of the public charter schools that have not submitted a bullying prevention policy, or have not submitted a compliant bullying prevention policy to the Bullying Prevention Task Force in accordance with section 4 of the Youth Bullying Prevention Act of 2012, effective September 14, 2012 (D.C. Law 19-167; D.C. Official Code § 2-1535.03).

Sec. 4084. Deputy Mayor for Education reporting requirements.

By October 1, 2015, the Deputy Mayor for Education shall submit to the Council a report on the Cross Sector Collaboration Task Force’s strategic plan and timeline for the process for formalizing the disposition of former District of Columbia Public Schools buildings to charter schools.

### **SUBTITLE J. AT-RISK FUNDING AMENDMENT**

Sec. 4091. Short title.

This subtitle may be cited as the “At-Risk Funding Amendment Act of 2015”.

Sec. 4092. Section 108a(b) of the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective February 22, 2014 (D.C. Law 20-87; D.C. Official Code § 38-2907.01(b)), is amended as follows:

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

“(1) Funds provided to schools pursuant to subsection (a)(3) of this section shall be available for school utilization at the direction of the Chancellor in consultation with the principal and local school advisory team, for the purpose of improving student achievement among at-risk students. By October 1 of each year, the Chancellor shall make publicly available an annual report that explains the allocation of funds sorted by individual schools.”.

(b) Paragraph (2) is repealed.

### **SUBTITLE K. ENVIRONMENTAL LITERACY SPECIALIST PILOT PROGRAM**

Sec. 4101. Short title.

This subtitle may be cited as the “Environmental Literacy Specialist Pilot Program Amendment Act of 2015”.

Sec. 4102. Section 502 of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-825.02), is amended by adding a new subsection (d) to read as follows:

“(d)(1) The Office of the State Superintendent of Education (“OSSE”) shall establish a one-year pilot program to provide funds to employ environmental literacy specialists at selected District of Columbia Public Schools elementary schools and public charter elementary schools.

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“(2) For the pilot program, OSSE shall make funds available for 4 environmental literacy specialists. Each environmental literacy specialist shall serve at 2 of the selected schools.

“(3) Only schools that have an existing school garden or plan to create a school garden with the assistance of an environmental literacy specialist may submit an application to participate in the pilot program. OSSE shall select 8 schools from among the applicants to participate in the pilot program.

“(4) Each environmental literacy specialist shall:

“(A) Create, if applicable, and maintain the school garden;

“(B) Implement composting and recycling programs;

“(C) Implement the 2012 environmental literacy plan developed pursuant to this section; and

“(D) Assist teachers with incorporating earth science into lesson plans.”.

**SUBTITLE L. DISTRICT OF COLUMBIA PUBLIC LIBRARY REVENUE-GENERATING ACTIVITIES**

Sec. 4111. Short title.

This subtitle may be cited as the “District of Columbia Public Library Revenue-Generating Activities Amendment Act of 2015”.

Sec. 4112. An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D. C. Official Code § 39-101 *et seq.*), is amended as follows:

(a) Section 5(a) (D.C. Official Code § 39-105(a)) is amended by adding new paragraphs (14) and (15) to read as follows:

“(14) Allow, subject to rules issued pursuant to paragraph (15) of this subsection, revenue-generating activities on District of Columbia Public Library property; provided, that:

“(A)(i) Revenue-generating activity conducted by the District of Columbia Public Library shall benefit the public but need not be related to library services as described in this act; and

“(ii) Revenue generated pursuant to this subparagraph shall be deposited in the DCPL Revenue Generating Services Fund, established pursuant to section 15;

“(B) Revenue-generating activity may be conducted by private users only with a permit granted by and at the discretion of the Board and after payment of a fee reasonably determined to cover the costs that will be incurred by the District of Columbia Public Library as a result of the activity; and

“(C) Private users conducting revenue-generating activity may solicit donations subject to the District of Columbia Charitable Solicitation Act, approved July 10, 1957 (71 Stat. 278; D.C. Official Code § 44-1701 *et seq.*).

“(15) Within 90 days of the effective date of the District of Columbia Public Library Revenue Generating Services Emergency Amendment Act of 2015, passed on emergency basis on June 30, 2015 (Enrolled version of Bill 21-283), issue rules to implement the provisions of paragraph (14) of this subsection.”.

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(b) A new section 15 is added to read as follows:

“Sec. 15. DCPL Revenue-Generating Activities Fund.

“(a) There is established as a special fund the DCPL Revenue-Generating Activities Fund (“Fund”), which shall be administered by the Board in accordance with subsection (c) of this section.

“(b) The Fund shall consist of the revenue from revenue-generating activities and services described in section 5(a)(14).

“(c) The Fund shall be used for the following purposes:

“(1) Payment of any expenses associated with activities and services described in section 5(a)(14), including expenses for space rental and special events associated with the activities and services authorized in section 5(a)(14); and

“(2) Payment of any non-personnel costs related to the library services mission of the District of Columbia Public Library.”.

Sec. 4113. Applicability.

This subtitle shall apply as of March 25, 2015.

**SUBTITLE M. MY SCHOOL DC EDFEST SPONSORSHIP AND ADVERTISING**

Sec. 4121. Short title.

This subtitle may be cited as the “My School DC EdFest Sponsorship and Advertising Act of 2015”.

Sec. 4122. (a) Notwithstanding any other provision of law, the Deputy Mayor for Education may enter into one or more written agreements for advertisements and sponsorships to fund My School DC EdFest, an annual citywide public school fair.

(b) No agreement pursuant to this section may require the District to expend funds.

(c) Only advertisements shall be agreed to in exchange for corporate goods, services, or funds.

(d) There shall be no limit to the value of goods, services, or funds that may be received from an organization, registered or not, or from an individual, regardless of whether the organization is located, or the individual resides, within the District of Columbia.

(e) Any sponsorship or advertisement pursuant to this section shall be memorialized by written agreement of the parties.

(f) The Deputy Mayor for Education shall keep an accounting of all goods, services, and funds received pursuant to this section and shall submit to the Mayor and to the Council of the District of Columbia a report accounting for all goods, services, and funds received pursuant to this section by December 31st of each year.

**SUBTITLE N. YOUTH BULLYING PREVENTION**

Sec. 4131. Short title.

This subtitle may be cited as the “Youth Bullying Prevention Amendment Act of 2015”.



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Sec. 4132. Section 3 of the Youth Bullying Prevention Act of 2012, effective September 14, 2012 (D.C. Law 19-167; D.C. Official Code § 2-1535.02), is amended as follows:

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

(1) Paragraph (5) is amended by striking the word “and”.

(2) New paragraphs (5A), (5B), and (5C) are added to read as follows:

“(5A) Appropriately engage parents and legal guardians of youth served by each agency in bullying prevention efforts;

“(5B) Provide to each agency and parents or legal guardians a referral list of community-based programs or similar resources that mitigate bullying and address identified behavioral health needs as necessary;

“(5C) Provide consultation and review evidence-based school climate data to ensure full implementation of the law; and”.

(b) Subsection (d) is amended by striking the phrase “2 years after its initial meeting” and inserting the phrase “by August 2018” in its place.

**SUBTITLE O. EARLY LITERACY GRANT PROGRAM**

Sec. 4141. Short title.

This subtitle may be cited as the “Early Literacy Grant Program Amendment Act of 2015”.

Sec. 4142. 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)), is amended as follows:

(a) Paragraph (22) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (23) is amended by striking the period and inserting the phrase “; and” in its place.

(c) A new paragraph (24) is added to read as follows:

“(24) Provide supplemental funding for early literacy programs targeting 3rd-grade reading success through a competitive grant program for eligible grantees who are early literacy providers that, at a minimum:

“(A) Provide a full continuum of school-based, early literacy intervention services for all grades pre-K through 3rd consisting of developmentally appropriate components for each grade;

“(B) Deliver the literacy program by professionally coached interventionists;

“(C) Provide direct services each day that school is in session;

“(D) Collect data on student progress monthly;

“(E) Use an intervention model that is comprehensive and has been proven to be effective in one or more empirical studies; and

“(F) Are not local education agencies.”.

**SUBTITLE P. DEPUTY MAYOR FOR EDUCATION LIMITED GRANT-  
MAKING AUTHORITY**

Sec. 4151. Short title.

This subtitle may be cited as the “Deputy Mayor for Education Limited Grant-Making Authority Amendment Act of 2015”.

Sec. 4152. Deputy Mayor for Education limited grant-making authority.

(a) For Fiscal Year 2016, the Deputy Mayor for Education shall have grant-making authority solely to provide:

(1) Grants not to exceed \$270,000 to organizations to provide advocacy, individual counseling, academic support, enrichment, life-skills training, and employment-readiness services for high school students in the District who are at risk of dropping out.

(2) Grants not to exceed \$150,000 to organizations to provide a music instruction program serving elementary school students in the District that have limited means to afford or access to instrumental music instruction.

(3) A grant in an amount not to exceed \$150,000, for a study, in consultation with the Board of Trustees of the University of the District of Columbia, to evaluate the cost, benefits, and feasibility of relocating the University of the District of Columbia Community College to a location east of the Anacostia River. The Deputy Mayor for Education, in consultation with the Board of Trustees of the University of the District of Columbia, may conduct the study in lieu of issuing a grant.

(b) Grants issued under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

**SUBTITLE Q. PUBLIC CHARTER SCHOOL PAYMENT REPROGRAMMING**

Sec. 4161. Short title.

This subtitle may be cited as the “Public Charter School Payment Reprogramming Amendment Act of 2015”.

Sec. 4162. Section 2403(a)(2) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(a)(2)), is amended by adding a new subparagraph (E) to read as follows:

“(E) *Reprogramming limitation* -- Funds appropriated for public charter school payments that remain in the escrow account for public charter schools due to projected public charter school enrollment exceeding audited enrollment may only be reprogrammed to agencies in the public education system cluster of the District’s budget.”.

**SUBTITLE R. UNIVERSITY OF THE DISTRICT OF COLUMBIA  
FUNDRAISING MATCH**

Sec. 4171. Short title.

This subtitle may be cited as the “University of the District of Columbia Fundraising Match Act of 2015”.

Sec. 4172. In Fiscal Year 2016 and each fiscal year thereafter, of the funds allocated to the Non-Departmental agency, an amount up to \$1 million shall be transferred to the University of the District of Columbia ("UDC") to match dollar-for-dollar the amount UDC raises in private donations by January 1 of that fiscal year for the purpose of meeting accreditation standards and implementation of the university’s strategic plan.

**SUBTITLE S. PUBLIC CHARTER SCHOOL BOARD ADMINISTRATIVE  
FUND**

Sec. 4181. Short title.

This subtitle may be cited as the “Public Charter School Board Administrative Fund Amendment Act of 2015”.

Sec. 4182. Section 2214 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.14), is amended by adding a new subsection (g-1) to read as follows:

“(g-1) *Fund.*

“(1) *Establishment* - There is established as a special fund the District of Columbia Public Charter School Board Fund (“Fund”), which shall be administered by the Board in accordance with paragraph (3) of this subsection.

“(2) *Deposits* - There shall be deposited into the Fund:

“(A) All fees authorized by section 2211;

“(B) Appropriations as authorized by subsection (g) of this section; and

“(C) Any other revenues, including grants or gifts, dedicated to the Fund.

“(3) *Authorized uses* - The Fund shall be used to pay for goods, services, property, capital improvements, or any other permitted use as authorized by this section or section 2211.

“(4) *Nonlapsing, no-year appropriation* –

“(A) The money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

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

**SUBTITLE T. RAISING EXPECTATIONS FOR EDUCATION AMENDMENT**

Sec. 4191. Short title.

This subtitle may be cited as the “Raising Expectations for Education Amendment Act of 2015”.

Sec. 4192. Section 403 of the Raising the Expectations for Education Outcomes Omnibus Act of 2012, effective June 19, 2012 (D.C. Law 19-142; D.C. Official Code § 38-754.03), is amended as follows:

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

(1) Paragraphs (1) and (2) are amended to read as follows:

“(1) A focus on mental health prevention and treatment services;

“(2) A student population where more than 60% of the students are at- risk as defined in section 102(2A) of 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 § 38-2901(2A)); and”.

(2) A new paragraph (3) is added to read as follows:

“(3) A focus on improving academic outcomes for students.”.

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

(1) Paragraph (4) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph 5(C) is amended by striking the period and inserting the phrase “; and” in its place.

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

“(6) Meet at least annually to review and evaluate the annual progress of the Incentive Initiative and to make recommendations, if any, to the Mayor and the Council for improvement of the Incentive Initiative.”.

(c) Subsection (e) is amended as follows:

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

“(1) An assessment of the local school community, the neighborhood’s needs and assets, and an analysis of the academic, health, and social service needs of the target population of students;”.

(2) Paragraph (4) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(3) Paragraph (5) is amended by striking the period and inserting a semicolon in its place.

(4) New paragraphs (6) and (7) are added to read as follows:

“(6) A narrative description of the program approach, including an implementation action plan and explanation of how the chosen approach is evidence-based either through research or other proven community schools models; and

“(7) A plan for quarterly qualitative and quantitative program evaluation, including measurable indicators of success in areas such as student academic achievement;

graduation and attendance rate; and improvement in student health and socio-emotional well-being.”.

**TITLE V. HEALTH AND HUMAN SERVICES**

**SUBTITLE A. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES**

**AMENDMENT**

Sec. 5001. Short title.

This subtitle may be cited as the “Temporary Assistance for Needy Families Amendment Act of 2015”.

Sec. 5002. Section 552 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-205.52), is amended as follows:

(a) Subsection (c-3) is amended as follows:

(1) Paragraph (2) is amended by striking the word “and” at the end.

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

“(3) For Fiscal Year 2016, the level of assistance payment shall be equal to the Fiscal Year 2015 amount, plus an amount equal to the Fiscal Year 2015 amount multiplied by the Consumer Price Index percentage increase in the Consumer Price Index for Urban Consumers (“CPI-U”) for all items from the preceding calendar year, as determined by the United States Department of Labor Bureau of Labor Statistics; and”.

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

“(4) For Fiscal Year 2017 and thereafter, no benefits shall be provided.”.

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

“(d-1)(1) Effective October 1, 2014, the assistance levels set forth in subsection (c) of this section shall be adjusted annually for the rate of inflation, except for the following:

“(A) For Fiscal Year 2017, the assistance level shall be increased by 15.3%;

“(B) For Fiscal Year 2018, the assistance level shall be increased by 13.3%; and

“(C) For Fiscal Year 2019, the assistance level shall be increased by 11.8%.

“(2) In annually adjusting the assistance levels for the rate of inflation, the prior year’s assistance level shall be increased by an amount equal to the prior year’s assistance level multiplied by the CPI-U for all items from the preceding calendar year, as determined by the United States Department of Labor Bureau of Labor Statistics.”.

**SUBTITLE B. MEDICAL ASSISTANCE PROGRAM AMENDMENTS**

Sec. 5011. Short title.

This subtitle may be cited as the “Medical Assistance Program Amendment Act of 2015”.

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Sec. 5012. Section 1(a) of An Act To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), is amended by adding a new paragraph (9) to read as follows:

“(9) Review and approval by the Council of the Fiscal Year 2016 Budget and Financial Plan shall constitute the Council review and approval required by paragraph (2) of this subsection of any amendment, modification, or waiver of the state plan required to:

“(A) Update the reimbursement methodology model for intermediate care facilities for persons with developmental disabilities to ensure compliance with federal law;

“(B) Update the payment methodology for hospital services;

“(C) Update the payment methodology for Federally-Qualified Health Centers;

“(D) Update the payment methodology and program standards for Home Health Agencies;

“(E) Create health homes for chronically ill District residents;

“(F) Establish a provider fee on District Medicaid hospitals for in-patient services; and

“(G) Establish a supplemental payment to District Medicaid hospitals for outpatient services.”.

### **SUBTITLE C. POWER EXPANSION AMENDMENT**

Sec. 5021. Short title.

This subtitle may be cited as the “POWER Expansion Amendment Act of 2015”.

Sec. 5022. Section 572a(a) of the District of Columbia Public Assistance Act of 1982, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 4-205.72a(a)), is amended as follows:

(a) The lead-in language is amended by striking the phrase “beginning October 1, 2013,”.

(b) Paragraph (1)(A) is amended by striking the phrase “Is the parent” and inserting the phrase “Beginning October 1, 2013, is the parent” in its place.

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

“(1A) Beginning October 1, 2016, is a single custodial parent or caretaker with a child under 6 months of age; provided, that no parent or caretaker may remain eligible for assistance under this paragraph for more than 12 months;”.

(d) Paragraph (2)(A) is amended by striking the phrase “Is the parent” and inserting the phrase “Beginning October 1, 2013, is the parent” in its place.

(e) Paragraph (3) is amended by striking the phrase “Is a pregnant” and inserting the phrase “Beginning October 1, 2013, is a pregnant” in its place.

(f) Paragraph (5) is amended by striking the phrase “Is a parent” and inserting the phrase “Beginning October 1, 2013, is a parent” in its place.

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(g) Paragraph (6) is amended by striking the phrase “Is the head” and inserting the phrase “Beginning October 1, 2013, is the head” in its place.

### **SUBTITLE D. PHARMACEUTICAL DETAILING LICENSURE EXEMPTION**

Sec. 5031. Short title.

This subtitle may be cited as the “Pharmaceutical Detailing Licensure Exemption Amendment Act of 2015”.

Sec. 5032. The District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1201.01 *et seq.*), is amended as follows:

(a) Section 502(a) (D.C. Official Code § 3-1205.02(a)) is amended by adding a new paragraph (2A) to read as follows:

“(2A) To an individual engaged in the practice of pharmaceutical detailing for less than 30 consecutive days per calendar year:”.

(b) Section 741(a) (D.C. Official Code § 3-1207.41(a)) is amended by striking the phrase “An individual” and inserting the phrase “Except as provided in section 502(a)(2A), an individual” in its place.

(c) Section 745 (D.C. Official Code § 3-1207.45) is amended by striking the phrase “without a license” and inserting the phrase “without a license, except as provided in section 502(a)(2A),” in its place.

### **SUBTITLE E. DEPARTMENT OF HEALTH FUNCTIONS CLARIFICATION**

Sec. 5041. Short title.

This subtitle may be cited as the “Department of Health Functions Clarification Amendment Act of 2015”.

Sec. 5042. Section 4907a of the Department of Health Functions Clarification Act of 2001, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 7-736.01), is amended by adding a new subsection (h) to read as follows:

“(h)(1) For Fiscal Year 2016, the Director of the Department of Health shall have the authority to issue grants to qualified community organizations for the purpose of providing the following services:

“(A) Programs designed to promote healthy development in girls attending public and chartered schools in grades 8-12 located in areas of the city possessing the highest rates of teen pregnancy and highest enrollment in state-funded health programs in the District, not to exceed \$569,000;

“(B) Clinical nutritional home delivery services for individuals living with cancer and other life-threatening diseases, not to exceed \$150,000; and

“(C) Programs designed to support teen peer educators who work to provide sexual health information and condoms to youth, not to exceed \$157,000.

“(2) All grants issued pursuant to paragraph (1) of this subsection shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013,

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effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

"(3) The Department of Health shall submit a quarterly report to the Secretary to the Council on all grants issued pursuant to the authority granted in paragraph (1) of this subsection."

**SUBTITLE F. TEEN PREGNANCY PREVENTION FUND**

Sec. 5051. Short title.

This subtitle may be cited as the "Teen Pregnancy Prevention Fund Establishment Amendment Act of 2015".

Sec. 5052. Section 5146 of the Teen Pregnancy Prevention Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-325.325), is amended by striking the phrase "For Fiscal Year 2015" and inserting the phrase "For Fiscal Year 2016" in its place.

**SUBTITLE G. MEDICAID HOSPITAL OUTPATIENT SUPPLEMENTAL PAYMENT**

Sec. 5061. Short title.

This subtitle may be cited as the "Medicaid Hospital Outpatient Supplemental Payment Act of 2015".

Sec. 5062. Definitions.

For the purposes of this subtitle, the term:

(1) "Department" means the Department of Health Care Finance.

(2) "Hospital" shall have the same meaning as provided in section 2(a)(1) of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but excludes any hospital operated by the federal government.

(3) "Hospital system" means any group of hospitals licensed separately, but operated, owned, or maintained by a common entity.

(4) "Medicaid" means the medical assistance programs authorized by Title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*), and by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and administered by the Department.

(5) "Outpatient gross patient revenue" means the amount calculated in accordance with generally accepted accounting principles for hospitals that is reported as the sum of Lines 18 and 19; Column 2; Worksheet G-2 of the Hospital and Hospital Health Care Complex Cost Report (Form CMS 2552-10), filed for the period ending between October 1, 2012, and June 30, 2013.



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Sec. 5063. Hospital Provider Fee Fund.

(a) There is established as a special fund the Hospital Provider Fee Fund ("Fund"), which shall be administered by the Department in accordance with subsections (c) and (d) of this section.

(b) Revenue from the following sources shall be deposited in the Fund:

- (1) Fees collected under this subtitle; and
- (2) Interest and penalties collected under this subtitle.

(c) Money in the Fund may only be used for the following purposes:

(1) Making Medicaid outpatient hospital access payments to hospitals as required under section 5066;

(2) Payment of administrative expenses incurred by the Department or its agent in performing the activities authorized by this subtitle in an amount not to exceed \$150,000 annually; and

(3) Providing refunds to hospitals pursuant to section 5065.

(d) Money in the Fund may not be used to replace money appropriated to the Medicaid program.

(e)(1) The money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

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

Sec. 5064. Hospital provider fee.

(a) Beginning October 1, 2015, and subject to section 5065, the District may charge each hospital a fee based on its outpatient gross patient revenue. The fee shall be charged at a uniform rate necessary to generate the following:

(1) An amount equal to the non-federal share of the total available spending room under the Medicaid upper payment limit for private hospitals applicable to District Fiscal Year ("DFY") 2016 consistent with the federal approval of the authorizing Medicaid State Plan amendment; plus

(2) An amount equal to the lesser of the non-federal share of the total available spending room under the Medicaid upper payment limit for District operated hospitals applicable to DFY 2016 consistent with the federal approval of the authorizing Medicaid State Plan amendment or United Medical Center's Medicaid disproportionate share hospital limit as adjusted by the District in accordance with the federally approved Medicaid State Plan; plus

(3) An amount equal to the Department's administrative expenses as described in section 5063(c)(2).

(b) A psychiatric hospital that is an agency or a unit of the District government is exempt from the fee imposed under subsection (a) of this section, unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case a psychiatric hospital that is an agency or a unit of the District government shall pay the fee imposed by subsection (a) of this section.

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Sec. 5065. Applicability of fees.

(a) The fee imposed by section 5064 shall not be due and payable until such time that the federal Centers for Medicare and Medicaid Services approves the Medicaid State Plan amendment authorizing the Medicaid payments described in section 5066.

(b) The fee imposed by section 5064 shall cease to be imposed, and any moneys remaining in the Fund shall be refunded to hospitals in proportion to the amounts paid by them, if:

(1) The Department makes changes in its rules that reduce the hospital inpatient or outpatient Medicaid payment rates, including adjustment to payment rates that are in effect on October 1, 2014; or

(2) The payments to hospitals required under section 5066 are modified in any way other than to secure federal approval of such payments as described in section 5066 or are not eligible for federal matching funds under section 1903(w) of the Social Security Act, approved July 30, 1965 (70 Stat. 349; 42 U.S.C. §1396b(w)) ("Social Security Act").

(c) The fee imposed by section 5064 shall not take effect or shall cease to be imposed if the fee is determined to be an impermissible tax under section 1903(w)(3)(B) of the Social Security Act by the Centers for Medicare and Medicaid Services.

(d) Should the fee imposed by section 5064 not take effect or cease to be imposed, moneys in the Fund derived from the imposed fee shall be disbursed in accordance with section 5066 to the extent federal matching is available. If federal matching is not available due to a determination by the Centers for Medicare and Medicaid Services that the fee is impermissible, any remaining moneys shall be refunded to hospitals in proportion to the amounts paid by them.

Sec. 5066. Medicaid outpatient hospital access payments.

(a)(1) For visits and services beginning October 1, 2015, quarterly Medicaid outpatient hospital access payments shall be made to each private hospital.

(2) Each payment will be equal to the hospital's DFY 2013 outpatient Medicaid payments divided by the total in District private hospital DFY 2013 outpatient Medicaid payments multiplied by 1/4 of the total outpatient private hospital access payment pool.

(3) The total outpatient private hospital access payment pool is equal to the total available spending room under the private hospital outpatient Medicaid upper payment limit for DFY 2016.

(b)(1) A private hospital that is also a Disproportionate Share Hospital ("DSH") will receive no more in Medicaid outpatient hospital access payments than the available room under its District-adjusted, hospital-specific DSH limit.

(2) Any Medicaid outpatient hospital access payments that would otherwise exceed a private DSH's adjusted DSH limit shall be distributed to the remaining private hospitals consistent with each private hospital's relative share of DFY 2013 outpatient Medicaid payments.

(c)(1) For visits and services beginning October 1, 2015, outpatient hospital access payments shall be made to the United Medical Center.

(2) Each payment will be equal to one quarter of the total outpatient public hospital access payment pool.

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(3) The total outpatient public hospital access payment pool is equal to the lesser of the total available spending room under the District-operated hospital outpatient Medicaid upper payment limit for DFY 2016, and the United Medical Center District-adjusted Medicaid DSH limit.

(d) The quarterly Medicaid outpatient hospital access payments shall be made within 15 business days after the end of each DFY quarter for the Medicaid visits and services rendered during that quarter.

(e) No payments shall be made under this section until such time that the federal Centers for Medicare and Medicaid Services approves the Medicaid State Plan amendment authorizing the Medicaid payments described in this subtitle.

(f) The Medicaid payment methodologies authorized under this subtitle shall not be altered in any way unless such alteration is necessary to gain federal approval from the Centers for Medicare and Medicaid Services.

**Sec. 5067. Quarterly notice and collection.**

(a) The fee imposed under section 5064, which shall be calculated, due, and payable on a quarterly basis, shall be due and payable by the 15th of the last month of each DFY quarter; provided, that the fee shall not be due and payable until:

(1) The District issues written notice that the payment methodologies for payments to hospitals required under section 5066 have been approved by the federal Centers for Medicare and Medicaid Services; and

(2) The District issues written notice to the hospital informing the hospital of its fee rate, outpatient gross patient revenue subject to the fee, and the fee amount owed on a quarterly basis, including, in the initial written notice from the District to the hospital, all fee amounts owed beginning with the period commencing on October 1, 2015, to ensure all applicable fee obligations have been identified.

(b)(1) If a hospital fails to pay the full amount of the fee in accordance with this subtitle, the unpaid balance shall accrue interest at the rate of 1.5% per month or any fraction thereof, which shall be added to the unpaid balance.

(2) The Chief Financial Officer may arrange a payment plan for the amount of the fee and interest in arrears.

(c) The payment by the hospital of the fee created in this subtitle shall be reported as an allowable cost for purposes of Medicaid hospital reimbursement.

**Sec. 5068. Multi-hospital systems, closure, merger, and new hospitals.**

(a) If a hospital system conducts, operates, or maintains more than one hospital licensed by the Department of Health, the hospital system shall pay the fee for each hospital separately.

(b)(1) Notwithstanding any other provision in this subtitle, if a hospital system or person ceases to conduct, operate, or maintain a hospital that is subject to a fee under section 5064, as evidenced by the transfer or surrender of the hospital license, the fee for the DFY in which the cessation occurs shall be adjusted by multiplying the fee computed under section 5064 by a fraction, the numerator of which is the number of days in the year during which the hospital

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system or person conducted, operated, or maintained the hospital, and the denominator of which is 365.

(2) Immediately upon ceasing to conduct, operate, or maintain a hospital, the hospital system or person shall pay the fee for the year as so adjusted, to the extent not previously paid.

(c) Notwithstanding any other provision in this subtitle, a hospital system or person who conducts, operates, or maintains a hospital, upon notice by the Department, shall pay the fee computed under section 5064 and subsection (a) of this section in installments on the due date stated in the notice and on the regular installment due dates for the DFY occurring after the due dates of the initial notice.

**Sec. 5069. Rules.**

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

**Sec. 5070. Sunset.**

This subtitle shall expire on September 30, 2016.

**SUBTITLE H. MEDICAID HOSPITAL INPATIENT FEE**

**Sec. 5071. Short title.**

This subtitle may be cited as the "Medicaid Hospital Inpatient Rate Supplement Act of 2015".

**Sec. 5072. Definitions.**

For the purposes of this subtitle, the term:

(1) "Department" means the Department of Health Care Finance.

(2) "Hospital" shall have the same meaning as provided in section 2(a)(1) of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but excludes any hospital operated by the federal government and any specialty hospital, as defined by the District of Columbia's Medicaid State Plan ("State Plan"), or a hospital that is reimbursed under a specialty hospital reimbursement methodology under the State Plan.

(3) "Hospital system" means any group of hospitals licensed separately but operated, owned, or maintained by a common entity.

(4) "Inpatient net patient revenue" means the amount calculated in accordance with generally accepted accounting principles for hospitals as derived from each hospital's filed Hospital and Hospital Health Care Complex Cost Report (Form CMS-2552-10), filed for the period ending between October 1, 2012, and June 30, 2013, using the references below:

(A) The sum of: Worksheet G-2; Column 1; Lines 1, 2, 3, 4, 16 and 18.

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(B) Minus: The ratio of the sum of Worksheet G-2; Column 1; Lines 5, 6, and 7 divided by Worksheet G-2; Column 1; Line 17 multiplied by Worksheet G-2; Column 1; Line 18.

(C) Divided by: Worksheet G-2; Column 3; Line 28

(D) Multiplied by: Worksheet G-2; Column 1; Line 3

(5) "Medicaid" means the medical assistance programs authorized by Title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*) ("Social Security Act"), and by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and administered by the Department.

**Sec. 5073. Hospital Fund.**

(a) There is established as a special fund the Hospital Fund ("Fund"), which shall be administered by the Department in accordance with subsection (c) of this section.

(b) Revenue from the following sources shall be deposited in the Fund:

- (1) Fees collected under this subtitle;
- (2) Interest and penalties collected under this subtitle; and
- (3) Other amounts collected under this subtitle.

(c) Money in the Fund shall be used solely as set forth in section 5074 (a)(2) of this subtitle.

(d)(1) The money deposited in the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

(2) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation; provided, that any remaining money in the Fund at the end of each fiscal year shall be refunded to hospitals in proportion to the amounts paid by them.

**Sec. 5074. Hospital provider fee.**

(a)(1) Beginning October 1, 2015, and except as provided in subsection (b) of this section and section 5077, the District, through the Office of Tax and Revenue, may charge each hospital a fee based on its inpatient net patient revenue.

(2) The fee shall be charged at a uniform rate necessary to generate no more than \$10.4 million. Of this amount, \$1.4 million may be used to support the Medicaid Managed Care Organization rates for inpatient hospitalization. The remaining amount shall be used to support the maintenance of inpatient Medicaid Fee-for-Service rates at the District Fiscal Year ("DFY") 2015 level of 98% of cost to non-specialty hospitals.

(3) The fee collected pursuant to this section shall be deposited in the Hospital Fund, established by section 5073.

(b) A psychiatric hospital that is an agency or a unit of the District government is exempt from the fee imposed under subsection (a) of this section, unless the exemption is adjudged to be

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unconstitutional or otherwise invalid, in which case a psychiatric hospital that is an agency or a unit of the District government shall pay the fee imposed by subsection (a) of this section.

(c) By August 1, 2015, the Department shall submit a provider tax waiver application to the Center for Medicare and Medicaid Services to ensure the provisions of this subtitle qualify as a broad-based health care related tax, as that term is defined in section 1903(w)(3)(B) of the Social Security Act.

**Sec. 5075. Quarterly notice and collection.**

(a) The fee imposed under section 5074 shall be due and payable by the 15th of the last month of each DFY quarter.

(b) The fee imposed under section 5074 shall be calculated, due, and payable on a quarterly basis, but shall not be due and payable until the District issues written notice to each hospital informing the hospital of its fee rate, inpatient net patient revenue subject to the fee, and the fee amount owed on a quarterly basis, including, in the initial written notice from the District to the hospital, all fee amounts owed beginning with the period October 1, 2015, to ensure all applicable fee obligations have been identified.

(c)(1) If a hospital fails to pay the full amount of its fee by the date required, the unpaid balance shall accrue interest at the rate of 1.5% per month or any fraction thereof, which shall be added to the unpaid balance.

(2) The Chief Financial Officer may arrange a payment plan for the amount of the fee and interest in arrears.

(d) The payment by the hospital of the fee created in this subtitle shall be reported as an allowable cost for purposes of Medicaid hospital reimbursement.

**Sec. 5076. Multi-hospital systems, closure, merger, and new hospitals.**

(a) If a hospital system conducts, operates, or maintains more than one hospital licensed by the Department of Health, the hospital system shall pay the fee for each hospital separately.

(b)(1) Notwithstanding section 5074, if a hospital system or person that is subject to a fee under section 5074 ceases to conduct, operate, or maintain a hospital, as evidenced by the transfer or surrender of a hospital license, the fee for the DFY in which the cessation occurs shall be adjusted by multiplying the fee computed under section 5074 by a fraction, the numerator of which is the number of days in the year during which the hospital system or person conducts, operates, or maintains the hospital and the denominator of which is 365.

(2) Immediately upon ceasing to conduct, operate, or maintain a hospital, the hospital system or person shall pay the fee for the year as so adjusted, to the extent not previously paid.

(c) Notwithstanding any other provision of this subtitle, a hospital system or person who conducts, operates, or maintains a hospital, upon notice by the Department, shall pay the fee required under 5074 in accordance with subsection (a) of this section on the due date stated in the notice and on the regular installment due dates for the DFY occurring after the due date of the initial notice.

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Sec. 5077. Federal determinations; suspension and termination of assessment.

(a) If the Centers for Medicare and Medicaid Services determines that an assessment imposed on a hospital pursuant to this subtitle does not satisfy the requirements for federal financial participation set forth in section 1903(w) of the Social Security Act that determination shall not affect the validity, amount, applicable rate, or any other terms of an assessment on other hospitals imposed by this subtitle.

(b) If the Centers for Medicare and Medicaid Services determines that an exclusion for specialty hospitals under this subtitle would prevent an assessment imposed by this subtitle from qualifying as a broad-based health care related tax, as that term is defined in section 1903(w)(3)(B) of the Social Security Act, the exclusion of specialty hospitals shall not be made.

Sec. 5078. Rules.

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

Sec. 5079. Sunset.

This subtitle shall expire on September 30, 2016.

**SUBTITLE I. UNDERSERVED YOUTH COMMUNITY PROGRAMMING**

Sec. 5081. Short title.

This subtitle may be cited as the “Underserved Youth Community Programming Amendment Act of 2015”.

Sec. 5082. Section 2403(a-1) of the Children and Youth Initiative Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 2-1553(a-1)), is amended by adding a new paragraph (4) to read as follows:

“(4) For Fiscal Year 2016, \$660,448 of available funds for sub-grants shall be awarded to the following types of programs to serve children and youth in areas of the city possessing the highest rates of poverty:

“(A) Out-of-school time programs for underserved children and youth that include free after school and summer day camps provided at public schools, community centers, and community rooms in public housing;

“(B) Programs through which students, faculty, and staff engage in the District through activism, advocacy, service, volunteer projects, and community-based learning and research opportunities;

“(C) Programs to educate youth on how to plan and prepare healthy meals;

“(D) Afterschool and summer academic programs for 5<sup>th</sup> through 8<sup>th</sup> graders in at-risk communities that are designed to combine demanding academic work with mentoring, skill-building, and individual student achievement plans;

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“(E) Programs to enrich the quality of life, foster intellectual stimulation, and promote cross-cultural understanding and appreciation of local history in all neighborhoods of the District;

“(F) Programs that use artistic expression to develop character and leadership, and help to prepare at-risk African American boys and young men to have a positive impact on their communities;

“(G) Programs that provide an extended day program for kindergartners through 5<sup>th</sup> graders and provide afterschool academic enrichment that supports the daytime instruction through alternative learning methods and activities and homework assistance;

“(H) Programs that provide low-income children individualized reading instruction in order to improve their literacy;

“(I) Rehabilitation programs that serve female youth ages 9 through 17 years involved in the juvenile justice system and provide individual and group counseling, therapeutic recreation, job training, mentoring, and community service opportunities;

“(J) Programs that offer anger management, conflict resolution, teamwork, good sportsmanship, and other life skills while helping youth stay occupied in productive activities, such as basketball or other sports;

“(K) Programs that develop and foster the creative talents of youth through performing and visual arts while teaching them discipline, commitment, and team motivation; and

“(L) Programs that offer music instruction and performance, tutoring, life skills, summer arts, and culture to youth from ages of 9 through 18 years of age.”.

### **SUBTITLE J. REPRODUCTIVE HEALTH NON-DISCRIMINATION CLARIFICATION**

Sec. 5091. Short title.

This subtitle may be cited as the “Reproductive Health Non-Discrimination Clarification Amendment Act of 2015”.

Sec. 5092. Section 105(a) of the Human Rights Act of 1977, effective July 17, 1985 (D.C. Law 6-8; D.C. Official Code § 2-1401.05(a)), is amended by adding a new sentence at the end to read as follows:

“This section shall not be construed to require an employer to provide insurance coverage related to a reproductive health decision.”.

### **TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT SUBTITLE A. PARKING AMENDMENT**

Sec. 6001. Short title.

This subtitle may be cited as the “Parking Amendment Act of 2015”.

Sec. 6002. The Performance Parking Pilot Zone Act of 2008, effective November 25, 2008 (D.C. Law 17-279; D.C. Official Code § 50-2531 *et seq.*), is amended as follows:



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(a) Section 2(e)(2) (D.C. Official Code § 50-2531(e)(2)) is amended by striking the phrase “once per month” and inserting the phrase “once per month; provided, that the Mayor may increase fees in performance parking zones by a maximum of \$1.50 in a 3-month period, in any increment or time period, up to a maximum hourly rate of \$8.00 per hour” in its place.

(b) A new section 3b is added to read as follows:

“Sec. 3b. Penn Quarter/Chinatown Performance Parking Pilot Zone.

“(a) The Penn Quarter/Chinatown Performance Parking Pilot Zone is designated as the area bounded by H Street, N.W., on the north, 11th Street, N.W., on the west, 3rd Street, N.W., on the east, and E Street, N.W., on the south, including both sides of these boundary streets.

“(b) In addition to maintaining a sufficient number of parking control officers and traffic control officers in the existing performance parking pilot zones, the Mayor shall assign parking control and traffic control officers for implementation of the pilot program in the Penn Quarter/Chinatown Performance Parking Pilot Zone and for enhanced enforcement during peak-parking-demand hours.

“(c) The Mayor shall set the initial performance parking pilot zone fee equal to the existing parking meter fee in that zone.

“(d) Pursuant to section 2(d)(1), the Mayor shall adjust curbside parking fees to achieve 10% to 20% availability of curbside parking spaces.

“(e) Within the first 30 days of the implementation of the Penn Quarter/Chinatown Performance Parking Pilot Zone, the Mayor may issue warning citations for curbside parking violations related to the pilot program in the zone.”.

Sec. 6003. Section 2601.1 of Title 18 of the District of Columbia Municipal Regulations (18 DCMR § 2601.1) is amended as follows:

(a) Under the header “Meter Infractions”, strike the rows:

Illegally parked at [§ 2404.8, § 2424.12]	\$25.00	\$25.00	\$50.00
Failure to deposit payment [§ 2404.6, § 2424.12]	\$25.00	\$25.00	\$50.00
Overtime at [§ 2404.3, § 2424.12]	\$25.00	\$25.00	\$50.00

and insert the following rows in their place:

Illegally parked at [§ 2404.8, § 2424.12]	\$30.00	\$30.00	\$50.00
Failure to deposit payment [§ 2404.6, § 2424.12]	\$30.00	\$30.00	\$50.00
Overtime at [§ 2404.3, § 2424.12]	\$30.00	\$30.00	\$50.00

(b) Under the header “Residential Parking Permit”, strike the row:

Residential permit parking area, beyond consecutive two hour period without valid permit [§ 2411.1, § 2424.12]	In the calendar year: First offense \$30, Second offense \$30, Third and any subsequent offense \$60.	In each calendar year: First offense \$30, Second offense \$30, Third and any subsequent offense \$60.	In each calendar year: First offense \$60, Second offense \$60, Third and any subsequent offense \$60.
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and insert the following row in its place:

Residential permit parking area, beyond consecutive two hour period without valid permit [§ 2411.1, § 2424.12]	In the calendar year: First offense \$35, Second offense \$35, Third and any subsequent offense \$65	In the calendar year: First offense \$35, Second offense \$35, Third and any subsequent offense \$65	In the calendar year: First offense \$60, Second offense \$60, Third and any subsequent offense \$60
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Sec. 6004. As of October 1, 2015, the District Department of Transportation shall provide for enforcement of parking meters in Premium Demand Parking Meter Rate Zones from 7:00 a.m. until midnight.

**SUBTITLE B. UNLAWFULLY PARKED VEHICLES**

Sec. 6011. Short title.

This subtitle may be cited as the “Unlawfully Parked Vehicles Act of 2015”.

Sec. 6012. It shall be a violation of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2301.01 *et seq.*), for a person to park, leave unattended, or store a vehicle in violation of posted parking restrictions at a parking facility, as that term is defined in section 2(4) of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 91; D.C. Official Code § 50-2602(4)), owned by the Washington Metropolitan Area Transit Authority.

**SUBTITLE C. DDOT DC STREETCAR FARE VIOLATION ENFORCEMENT**

Sec. 6021. Short title.

This subtitle may be cited as the “DDOT DC Streetcar Fare Violation Enforcement Amendment Act of 2015”.

Sec. 6022. Section 11n of the Department of Transportation Establishment Act of 2002, effective April 20, 2013 (D.C. Law 19-268; D.C. Official Code § 50-921.72), is amended as follows:

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

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

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

“(3) Concurrent with any other agency’s authority to do so, enforce violations of this title and regulations promulgated thereunder, with respect to fare payment.”.

**SUBTITLE D. VISION ZERO PEDESTRIAN AND BICYCLE SAFETY FUND ESTABLISHMENT**

Sec. 6031. Short title.

This subtitle may be cited as the “Vision Zero Pedestrian and Bicycle Safety Fund Establishment Amendment Act of 2015”.

Sec. 6032. Section 6021 of the Fiscal Year 2009 Budget Support Act of 2008, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 1-325.131), is repealed.

Sec. 6033. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

(a) A new section 91 is added to read as follows:

“Sec. 91. Vision Zero Pedestrian and Bicycle Safety Fund.

“(a) There is established as a special fund the Vision Zero Pedestrian and Bicycle Safety Fund (“Fund”), which shall be administered by the Director of DDOT in accordance with subsection (c) of this section.

“(b) There shall be deposited in the Fund \$500,000 per fiscal year from the fines generated from the automated traffic enforcement system, authorized by section 901 of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 50-2209.01).

“(c) The Fund shall be used solely to enhance the safety and quality of pedestrian and bicycle transportation, including education, engineering, and enforcement efforts designed to calm traffic and provide safe routes.

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

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

(b) Section 11j(a) (D.C. Official Code § 50-921.53(a)) is amended by striking the phrase “the Pedestrian and Bicycle Safety Enhancement Fund, established by section 6021 of the Pedestrian and Bicycle Safety and Enhancement Fund Establishment Act of 2008, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 1-325.131)” and inserting the phrase “the Vision Zero Pedestrian and Bicycle Safety Fund, established by section 91” in its place.

**SUBTITLE E. SUSTAINABLE ENERGY TRUST FUND AMENDMENT**

Sec. 6041. Short title.

This subtitle may be cited as the “Sustainable Energy Trust Fund Amendment Act of 2015”.

Sec. 6042. Section 210(c) of the Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.10(c)), is amended as follows:

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(a) Paragraph (8) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (9) is amended by striking the period and inserting the phrase “; and” in its place.

(c) A new paragraph (10) is added to read as follows:

“(10) The Low Income Home Energy Assistance Program, in the amount of no more than \$1.5 million in Fiscal Year 2016.”.

**SUBTITLE F. ANACOSTIA RIVER CLEAN UP AND PROTECTION FUND  
CLARIFICATION**

Sec. 6051. Short title.

This subtitle may be cited as the “Anacostia River Clean Up and Protection Fund Clarification Amendment Act of 2015”.

Sec. 6052. Section 6(b) of the Anacostia River Clean Up and Protection Act of 2009, effective September 23, 2009 (D.C. Law 18-55; D.C. Official Code § 8-102.05(b)), is amended by striking the phrase “Funds shall be used for the following projects in the following order of priority:” and inserting the phrase “Funds shall be used for the following projects:” in its place.

**SUBTITLE G. BENCHMARKING ENFORCEMENT FUND ESTABLISHMENT**

Sec. 6061. Short title.

This subtitle may be cited as the “Benchmarking Enforcement Fund Establishment Amendment Act of 2015”.

Sec. 6062. The Green Building Act of 2006, effective March 8, 2007 (D.C. Law 16-234; D.C. Official Code § 6-1451.01 *et seq.*), is amended by adding a new section 8a to read as follows:

“Sec. 8a. Benchmarking Enforcement Fund.

“(a) There is established as a special fund the Benchmarking Enforcement Fund (“Fund”), which shall be administered by the Mayor in accordance with subsection (c) of this section.

“(b) Penalties collected pursuant to section 4(c)(2)(D) shall be deposited in the Fund.

“(c) Money in the Fund shall be used to support and improve the administration and practices of the benchmarking program established by this act.

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

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

**SUBTITLE H. BICYCLE AND PEDESTRIAN ADVISORY COUNCIL TERM CLARIFICATION**

Sec. 6071. Short title.

This subtitle may be cited as the “Bicycle and Pedestrian Advisory Council Term Clarification Amendment Act of 2015”.

Sec. 6072. Section 5(c) of the District of Columbia Comprehensive Bicycle Transportation and Safety Act of 1984, effective March 16, 1985 (D.C. Law 5-179; D.C. Official Code § 50-1604(c)), is amended as follows:

(a) Designate the existing text as paragraph (1).

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

“(2) Vacancies shall be filled in the same manner as the original appointment to the position that became vacant. Community members who are appointed to fill vacancies that occur before the expiration of a community member’s full term shall serve only the unexpired portion of the community member’s term.”.

Sec. 6073. Section 6061(d) of the Fiscal Year 2010 Budget Support Act of 2009, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 50-1931(d)), is amended as follows:

(a) Designate the existing text as paragraph (1).

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

“(2) Vacancies shall be filled in the same manner as the original appointment to the position that became vacant. Community members who are appointed to fill vacancies that occur before the expiration of a community member’s full term shall serve only the unexpired portion of the community member’s term.”.

**SUBTITLE I. BID PARKING ABATEMENT FUND ESTABLISHMENT**

Sec. 6081. Short title.

This subtitle may be cited as the “BID Parking Abatement Fund Establishment Act of 2015”.

Sec. 6082. BID Parking Abatement Fund.

(a) There is established as a special fund the BID Parking Abatement Fund (“Fund”), which shall be administered by the Mayor in accordance with subsection (c) of this section.

(b) An allocation in the amount of \$120,000 from the Fiscal Year 2016 approved budget and financial plan shall be deposited in the Fund.

(c) Money in the Fund shall be used to abate parking fees for a Business Improvement District (“BID”), as that term is defined in section 3(7) of the Business Improvements Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2-1215.02(7)), that applies and is approved to reserve a public parking space within the BID for use by pedestrians; provided, that no more than 70% of the money available in a fiscal year shall be distributed to a single BID.

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

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

**SUBTITLE J. CLEAN AND AFFORDABLE ENERGY ACT AMENDMENT**

Sec. 6091. Short title.

This subtitle may be cited as the “Clean and Affordable Energy Amendment Act of 2015”.

Sec. 6092. The Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.01 *et seq.*), is amended as follows:

(a) Section 201(d) (D.C. Official Code § 8-1774.01(d)) is amended to read as follows:

“(d) The SEU contract shall:

“(1) Provide minimum performance benchmarks consistent with the purposes of this act, including:

“(A) Reducing energy consumption in the District;

“(B) Increasing renewable energy generating capacity in the District;

“(C) Increasing the energy efficiency and renewable energy generating capacity of low-income housing, shelters, clinics, or other buildings serving low-income residents in the District; and

“(D) Increasing the number of green-collar jobs in the District; and

“(2) Require the SEU to track and report to DDOE, at least semiannually, on the reduction of the growth in peak electricity demand and the reduction in the growth of energy demand of the District’s largest energy users due to SEU programs.”.

(b) Section 202 (D.C. Official Code § 8-1774.02) is amended as follows:

(1) Subsection (d) is amended by striking the phrase “on an annual and contract-term basis.” and inserting the phrase “on a contract-term basis.” in its place.

(2) Subsection (h) is amended by striking the phrase “75%, and no greater than 125%, of the amount” and inserting the phrase “75% of the amount” in its place.

(3) Subsection (i) is amended by striking the phrase “75%, and no greater than 125%, of the amount” and inserting the phrase “75% of the amount” in its place.

(c) Section 204 (D.C. Official Code § 8-1774.04) is amended as follows:

(1) Subsection (c) is amended to read as follows:

“(c) At least biennially, the Board shall recommend changes to the performance benchmarks of the SEU contract to DDOE.”.

(2) Subsection (d) is repealed.

(d) Section 205 (D.C. Official Code § 8-1774.05) is amended as follows:

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

“(b) At least 90 days before issuing a new RFP for the SEU contract, DDOE shall solicit recommendations from the Board and the public for performance benchmarks for the contract. In

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preparing the RFP, DDOE shall hold an industry day to solicit the advice and input of private entities that may bid on the contract.

(2) Subsection (c) is repealed.

(3) Subsection (j) is amended by striking the number “30” and inserting the number “90” in its place.

(e) Section 210(c)(2) (D.C. Official Code § 8-1774.10(c)(2)) is amended by striking the phrase “administration of the SEU contract by DDOE” and inserting the phrase “administration of the SEU contract and the development of a comprehensive energy plan by DDOE” in its place.

### **SUBTITLE K. COMPETITIVE GRANTS**

Sec. 6101. Short title.

This subtitle may be cited as the “Competitive Grants Act of 2015”.

Sec. 6102. In Fiscal Year 2016, the Office of the People’s Counsel (“OPC”) shall award a grant, on a competitive basis, in an amount not to exceed \$125,000, for a study to address emerging alternatives for energy choice for residential customers in the District of Columbia, and the integration of those alternatives into Pepco’s evolving smart grid. OPC shall also award a grant, on a competitive basis, in an amount not to exceed \$125,000, to provide targeted outreach and education of low-income and elderly residents regarding the benefits and options for energy-efficiency programs and practices.

Sec. 6103. In Fiscal Year 2016, the Office on Aging shall award a grant, on a competitive basis, in an amount not to exceed \$100,000, to one or more nonprofit organizations to conduct a feasibility study and outline a plan for developing virtual senior wellness centers in wards that do not have senior wellness centers, using existing and future capital investments in schools, recreation centers, libraries, and other facilities in those wards.

Sec. 6104. In Fiscal Year 2016, the District Department of Transportation shall award a grant, on a competitive basis, in an amount not to exceed \$35,000, to conduct a feasibility study for an aerial transportation option connecting Georgetown in the District to Rosslyn in Virginia.

Sec. 6105. In Fiscal Year 2016, the District of Columbia Taxicab Commission shall award a grant, on a competitive basis, in an amount not to exceed \$100,000, to conduct a study to determine the demand for wheelchair-accessible service within the vehicle-for-hire industry in the District and recommend the number or percentage of accessible vehicles within the vehicle-for-hire industry that would adequately meet the demand for wheelchair accessible service.

### **SUBTITLE L. CONGESTION MANAGEMENT STUDY**

Sec. 6111. Short title.

This subtitle may be cited as the “Congestion Management Study Amendment Act of 2015”.

**ENROLLED ORIGINAL**

Sec. 6112. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended by adding a new section 9m to read as follows:

“Sec. 9m. Congestion management study.

“No later than September 30, 2016, the Department shall make publicly available a congestion management study that includes at a minimum:

“(1) An assessment of the current state of congestion in the District;

“(2) A collection of data, using objective criteria, that demonstrates the average commute times for District residents based on each of the following modes of transportation:

“(A) Walking;

“(B) Bicycling;

“(C) By bus; and

“(D) By driving a personal car;

“(3) Recommendations for remedying existing congestion problems in the District; and

“(4) One-year, 3-year, and 5-year plans for implementing the recommendations required by paragraph (3) of this section.”.

**SUBTITLE M. ELECTRONIC DELIVERY OF NOTICE TO THE COUNCIL AND ADVISORY NEIGHBORHOOD COMMISSIONS**

Sec. 6121. Short title.

This subtitle may be cited as the “Electronic Delivery to the Council and Advisory Neighborhood Commissions Amendment Act of 2015”.

Sec. 6122. Section 301(5)(B)(iv) of the District of Columbia Administrative Procedure Act, effective March 6, 1979 (D.C. Law 2-153; D.C. Official Code § 2-551(5)(B)(iv)), is amended as follows:

(a) Strike the phrase “30-days written notice” and insert the phrase “30-days notice via electronic delivery” in its place.

(b) Strike the period and insert the phrase “; provided, that the Council and the affected ANC may elect to receive written notice by means other than electronic delivery by notifying the Mayor of that preference.” in its place.

**SUBTITLE N. GREEN INFRASTRUCTURE SPECIAL PURPOSE FUNDS**

Sec. 6131. Short title.

This subtitle may be cited as the “Green Infrastructure Special Purpose Revenue Funds Establishment Amendment Act of 2015”.

Sec. 6132. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended by adding a new section 9n to read as follows:

“Sec. 9n. DDOT Stormwater Retention Credit Fund.



**ENROLLED ORIGINAL**

“(a) There is established as a special fund the DDOT Stormwater Retention Credit Fund (“Fund”), which shall be administered by the Director in accordance with subsection (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Revenue received directly from the sale of a Stormwater Retention Credit (“SRC”) by the Director;

“(2) Revenue received through lease of District property or public space by the Department for the purpose of generating or selling a SRC;

“(3) Revenue received through the lease of a stormwater best management practice on District property or public space by the Department for the purpose of generating or selling a SRC;

“(4) Revenue received from a third-party intermediary in exchange for giving the third-party intermediary the authority to sell, or broker the sale of, a SRC generated on District property or public space under the control of the Department; and

“(5) Revenue received by the Department pursuant to a contract for the installation and maintenance of a stormwater best management practice on property or public space under the control of the Department.

“(c)(1) Money in the Fund shall be used for the following purposes:

“(A) To fulfill or exceed the District’s obligations pursuant to the MS4 Permit; and

“(B) To install, operate, and maintain stormwater retention projects regulated by the District’s MS4 Permit.

“(2) The Director may sell a SRC generated on District property or public space under the control of the Department, upon the certification of the SRC by the District Department of the Environment.

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

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

“(e) The Director shall publish on the Department’s website, at least annually, a report describing how money in the Fund has been spent, including the following information:

“(1) The total amount of SRC payments deposited in the Fund to date;

“(2) The total amount of money spent from the Fund to date;

“(3) For each sub-drainage area or watershed, the aggregate values of SRC purchased per year; and

“(4) For each of the stormwater best management practices installed using money from the Fund, the type of stormwater best management practice used by the facility, the number of gallons of stormwater retained by the facility, the sub-drainage or watershed location of the facility, and a summary of the capital and maintenance costs of the project.

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

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“(1) “MS4 Permit” shall have the same meaning as provided in section 101(15) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(15)).

“(2) “Stormwater best management practice” shall have the same meaning as provided in section 101(14) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(14)).

“(3) “Stormwater Retention Credit” shall have the same meaning as provided in 21 DCMR § 599.”.

Sec. 6133. The Department of General Services Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19–21; D.C. Official Code § 10–551.01 *et seq.*), is amended by adding a new section 1028b to read as follows:

“Sec. 1028b. Establishment of the Department of General Services Stormwater Retention Credit Fund.

“(a) There is established as a special fund the Department of General Services Stormwater Retention Credit Fund (“Fund”), which shall be administered by the Director in accordance with subsections (c) of this section.

“(b) Revenue from the following sources shall be deposited in the Fund:

“(1) Revenue received directly from the sale of a Stormwater Retention Credit (“SRC”) by the Director;

“(2) Revenue received through lease of District property by the Department for the purpose of generating or selling a SRC;

“(3) Revenue received through the lease of a stormwater best management practice on District property by the Department for the purpose of generating or selling a SRC;

“(4) Revenue received from a third party intermediary for the authority to sell, or broker the sale of, a SRC generated on District property under the control of the Department; and

“(5) Revenue received by the Department pursuant to a contract for the installation and maintenance of a stormwater best management practice on property or public space under the control of the Department.

“(c)(1) Money in the Fund shall be used for the following purposes:

“(A) To fulfill or exceed the District’s obligations pursuant to the MS4 Permit; and

“(B) To install, operate, and maintain stormwater retention projects regulated by the District’s MS4 Permit.

“(2) The Director may sell a SRC generated on District property under the control of the Department, upon the certification of the SRC by the District Department of the Environment.

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

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

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“(e) The Director shall publish on the Department’s website, at least annually, a report describing how money in the Fund has been spent, including the following information:

“(1) The total amount of SRC payments deposited in the Fund to date;

“(2) The total amount of money spent from the Fund to date;

“(3) For each sub-drainage area or watershed, the aggregate values of SRC purchased per year; and

“(4) For each of the stormwater best management practices installed using money from the Fund, the type of stormwater best management practice used by the facility, the number of gallons of stormwater retained by the facility, the sub-drainage or watershed location of the facility, and a summary of the capital and maintenance costs of the project.

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

“(1) “MS4 Permit” shall have the same meaning as provided in section 101(15) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(15)).

“(2) “Stormwater best management practice” shall have the same meaning as provided in section 101(14) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(14)).

“(3) “Stormwater Retention Credit” shall have the same meaning as provided in 21 DCMR § 599.”.

**SUBTITLE O. PEPCO COST-SHARING FUND FOR DC PLUG**

Sec. 6141. Short title.

This subtitle may be cited as the “Pepco Cost-Sharing Fund for DC PLUG Establishment Act of 2015”.

Sec. 6142. Pepco Cost-Sharing Fund for DC PLUG.

(a) There is established as a special fund the Pepco Cost-Sharing Fund for DC PLUG (“Fund”), which shall be administered by the Director of the District Department of Transportation in accordance with subsection (c) of this section.

(b) The Fund shall consist of transfers from the Potomac Electric Power Company to facilitate cost-sharing for the District of Columbia Power Line Undergrounding (“DC PLUG”) initiative.

(c) The Fund shall be used to pay for any purpose authorized by the Electric Company Infrastructure Improvement Financing Act of 2014, effective May 3, 2014 (D.C. Law 20-102; D.C. Official Code § 34-1311.01 *et seq.*), for the DC PLUG initiative.

(d) The money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

**SUBTITLE P. PUBLIC SPACE RENTAL FEE WAIVER**

Sec. 6151. Short title.

This subtitle may be cited as the “Public Space Rental Fee Waiver Amendment Act of 2015”.

Sec. 6152. The District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), is amended by adding a new section 202a to read as follows:

“Sec. 202a. Fee waiver.

“The first \$83,000 of annual rent for use of public space, established pursuant to section 202, shall be waived for the use of land between Lot 16, Square 3832 and Lot 47, Square 3831.”.

**SUBTITLE Q. STREETCAR AUTHORIZATION**

Sec. 6161. Short title.

This subtitle may be cited as the “Streetcar Authorization Amendment Act of 2015”.

Sec. 6162. Section 5 of the District Department of Transportation DC Streetcar Amendment Act of 2012, effective April 20, 2013 (D.C. Law 19-268; D.C. Official Code § 50-921.71, note), is amended by striking the phrase “September 30, 2015.” and inserting the phrase “September 30, 2016.” in its place.

Sec. 6163. Applicability.

This subtitle shall apply as of September 30, 2015.

**SUBTITLE R. SUSTAINABLE FOOD SERVICE WARE CLARIFICATION**

Sec. 6171. Short title.

This subtitle may be cited as the “Sustainable Food Service Ware Clarification Amendment Act of 2015”.

Sec. 6172. The Sustainable DC Omnibus Amendment Act of 2014, effective December 17, 2014 (D.C. Law 20-142; D.C. Official Code § 8-1531 *et seq.*), is amended as follows:

(a) Section 401 (D.C. Official Code § 8-1531) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “prepared by a food service business” and inserting the phrase “prepared by a food service entity” in its place.

(2) Paragraph (4) is amended as follows:

(A) Strike the phrase ““Food service business” means” and insert the phrase ““Food service entity” means” in its place.

(B) Strike the phrase “business or institutional cafeterias” and insert the word “cafeterias” in its place.

(C) Strike the phrase “and other businesses” and insert the phrase “and other entities” in its place.

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

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“(5) “Recyclable” means made solely of materials that are currently accepted for recycling, as that term is used in section 101(14) of the Sustainable Solid Waste Management Amendment Act of 2014, effective February 26, 2015 (D.C. Law 20-154; D.C. Official Code § 8-1031.01(14)), by the food service entity’s recycling collector.”.

(b) Section 402 (D.C. Official Code § 8-1532) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “no food service business shall” and inserting the phrase “no food service entity shall” in its place.

(2) Subsection (b) is amended by striking the phrase “before a food service business” and inserting the phrase “before a food service entity” in its place.

(c) Section 403 (D.C. Official Code § 8-1533) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “shall use compostable or recyclable disposable food service ware unless there is no suitable affordable or compostable or recyclable product available as determined by the Mayor in accordance with this subtitle” and inserting the phrase “shall use compostable or recyclable disposable food service ware” in its place.

(2) Subsection (b) is amended by striking the phrase “shall use compostable or recyclable disposable food service ware unless there is no suitable affordable or compostable or recyclable product available as determined by the Mayor in accordance with this subtitle” and inserting the phrase “shall use compostable or recyclable disposable food service ware” in its place.

(3) Subsection (c) is amended as follows:

(A) Strike the phrase “no food service business shall sell” and insert the phrase “no food service entity shall sell” in its place.

(B) Strike the phrase “before a food service business received them” and insert the phrase “before a food service entity received them” in its place.

(d) Section 404 (D.C. Official Code § 8-1534) is amended by striking the phrase “vendors offering affordable compostable or recyclable disposable food service ware products” and inserting the phrase “vendors offering compostable or recyclable disposable food service ware products” in its place.

(e) Section 405 (D.C. Official Code § 8-1535) is repealed.

(f) Section 407 (D.C. Official Code § 8-1537) is amended by adding a new subsection (d) to read as follows:

“(d)(1) For the purpose of enforcing the provisions of this subtitle, or any rule issued pursuant to subsection (a) of this section, the Mayor may, upon the presentation of appropriate credentials to the owner, operator, or agent in charge, enter upon any public or private land in a reasonable and lawful manner during normal business hours for the purpose of sampling, inspection, and observation.

“(2) If denied access to any place while carrying out the activities described in paragraph (1) of this subsection, the Mayor may apply to a court of competent jurisdiction for a search warrant.”.

(g) Section 502(g) (D.C. Official Code § 8-1533, note) is amended to read as follows:

“(g) Title IV, Subtitle A, sections 403 and 404 shall apply as of October 1, 2015.”.

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**SUBTITLE S. URBAN FARMING AND FOOD SECURITY**

Sec. 6181. Short title.

This subtitle may be cited as the “Urban Farming and Food Security Amendment Act of 2015”.

Sec. 6182. The Food Production and Urban Gardens Program Act of 1986, effective February 28, 1987 (D.C. Law 6-210; D.C. Official Code § 48-401 *et seq.*), is amended by adding a new section 3b to read as follows:

“Sec 3b. Limitation on expenditures.

“No more than \$400,000 in Fiscal Year 2016 and \$350,000 in each fiscal year thereafter shall be used by the Mayor to implement the Urban Farming and Gardens Program pursuant to section 3, the Urban Farming Land Leasing Initiative pursuant to section 3a, the real property tax abatement for urban agricultural uses pursuant to D.C. Official Code § 47-868, the maintenance of tax-exempt status pursuant to D.C. Official Code § 47-1005(c), and the tax credits for food donations pursuant to D.C. Official Code §§ 47-1806.14, 47-1807.12, and 47-1808.12.”.

Sec. 6183. Section 302 of the Urban Farming and Food Security Amendment Act of 2014, effective April 30, 2015 (D.C. Law 20-248; 62 DCR 1504), is amended to read as follows:

“Sec. 302. Applicability.

“Section 201(a) shall apply to tax years beginning after September 30, 2015.”.

**SUBTITLE T. KIDS RIDE FREE METRORAIL BENEFIT**

Sec. 6191. Short title.

This subtitle may be cited as the “Kids Ride Free Metrorail Benefit Amendment Act of 2015”.

Sec. 6192. Section 2 of the School Transit Subsidy Act of 1978, effective March 6, 1979 (D.C. Law 2-152; D.C. Official Code § 35-233), is amended by adding a new subsection (h) to read as follows:

“(h)(1) Subject to available funds, the Mayor may establish a program for students to receive subsidies for the Metrorail Transit System that would supplement the reduced student fares established by this section.

“(2) To be eligible for the program, a student shall be:

“(A) Under 22 years of age; and

“(B) Enrolled in a District of Columbia public school or public charter school at the 12th grade or lower or enrolled in an alternative, adult, or special education District of Columbia public school or public charter school.

“(3) The Mayor shall require each student, student’s parent or guardian, or student’s school counselor to file an application to participate in the program.

“(4) The subsidy benefit shall be distributed by fare card or similar medium acceptable to the Washington Area Metropolitan Transit Authority.

“(5) The transit subsidy established by this subsection shall be capped at \$100 per

month per student.

“(6) The total appropriation available for the program shall not exceed \$7 million.”.

Sec. 6193. Sunset.

This subtitle shall expire on September 30, 2016.

**TITLE VII. FINANCE AND REVENUE**

**SUBTITLE A. SUBJECT TO APPROPRIATIONS AMENDMENTS**

Sec. 7001. Short title.

This subtitle may be cited as the “Subject to Appropriations Amendment Act of 2015”.

Sec. 7002. Section 1014(c) of the Fiscal Year 2015 Budget Support Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990), is repealed.

Sec. 7003. Section 3 of the Cottage Food Amendment Act of 2013, effective January 25, 2014 (D.C. Law 20-63; 60 DCR 16530), is amended to read as follows:

“Sec. 3. Applicability.

“This act shall apply as of October 1, 2015.”.

Sec. 7004. Section 6 of the McMillan Residential Townhomes Parcel Disposition Approval Resolution of 2014, effective December 2, 2014 (D.C. Res. 20-705; 62 DCR 1091), is amended to read as follows:

“Sec. 6. Applicability.

“This resolution shall apply as of October 1, 2015.”.

Sec. 7005. Section 6 of the McMillan Residential Multifamily Parcels Disposition Approval Resolution of 2014, effective December 2, 2014 (D.C. Res. 20-706; 62 DCR 1094), is amended to read as follows:

“Sec. 6. Applicability.

“This resolution shall apply as of October 1, 2015.”.

Sec. 7006. Section 6 of the McMillan Commercial Parcel Disposition Approval Resolution of 2014, effective December 2, 2014 (D.C. Res. 20-707; 62 DCR 1097), is amended to read as follows:

“Sec. 6. Applicability.

“This resolution shall apply as of October 1, 2015.”.

Sec. 7007. Section 9 of the Unemployed Anti-Discrimination Act of 2012, effective May 31, 2012 (D.C. Law 19-132; D.C. Official Code § 32-1368), is amended to read as follows:

“Sec. 9. Applicability.

“This act shall apply as of October 1, 2015.”.

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Sec. 7008. Section 302(a) of the Public-Private Partnership Act of 2014, effective March 11, 2015 (D.C. Law 20-228; D.C. Official Code § 2-275.01(a)), is amended to read as follows:  
“(a) This act shall apply as of October 1, 2015.”.

Sec. 7009. Section 16 of the Protecting Pregnant Workers Fairness Act of 2015, effective March 3, 2015 (D.C. Law 20-168; D.C. Official Code § 32-1231.15), is amended to read as follows:

“Sec. 16. Applicability.

“This act shall apply as of October 1, 2015.”.

Sec. 7010. Section 601(m) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1164.01(m)), is repealed.

Sec. 7011. The Retail Incentive Amendment Act of 2012, effective April 27, 2013 (D.C. Law 19-288; 60 DCR 2325), is repealed.

Sec. 7012. The Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2201.01 *et seq.*), is amended as follows:

(a) Section 206g(d) (D.C. Official Code § 34-2202.06g(d)) is repealed.

(b) Section 206h(e) (D.C. Official Code § 34-2202.06h(e)) is repealed.

Sec. 7013. Section 701 of the Raising Expectations for Education Outcomes Omnibus Act of 2012, effective June 19, 2012 (D.C. Law 19-142; D.C. Official Code § 38-757.01), is repealed.

Sec. 7014. The Senior Citizen Real Property Tax Relief Act of 2013, effective May 28, 2014 (D.C. Law 20-105; 61 DCR 3474), is repealed.

### **SUBTITLE B. PRIOR BUDGET ACT AMENDMENTS**

Sec. 7021. Short title.

This subtitle may be cited as the “Prior Budget Act Amendment Act of 2015”.

Sec. 7022. (a) Sections 1041 through 1043 of the Fiscal Year 2005 Budget Support Act of 2004, effective December 7, 2004 (D.C. Law 15-205; 51 DCR 8441), are repealed.

(b) Section 47-318.01a of the District of Columbia Official Code is repealed.

Sec. 7023. The Fiscal Year 2014 Budget Support Act of 2013, effective December 24, 2013 (D.C. Law 20-61; 60 DCR 12472), is amended as follows:

(a) Section 7313 is repealed.

(b) Section 7314(b) is amended by striking the phrase “50% of”.

(c) Section 7315 is amended to read as follows:



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“Sec. 7315. Applicability.

“This subtitle shall apply as of the effective date of federal legislation or judicial action that permits the District to impose a sales tax on sales over the Internet.”.

Sec. 7024. The Fiscal Year 2015 Budget Support Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990), is amended as follows:

(a) Section 1053 is repealed.

(b) Section 7152(b)(1) (D.C. Official Code § 1-325.291(b)(1)) is amended by striking the phrase “\$60.9 million”.

(c) Section 7153(b) (D.C. Official Code § 1-325.301(b)) is amended by striking the phrase “\$60.9 million”.

(d) Section 7154(b) (D.C. Official Code § 1-325.311(b)) is amended by striking the phrase “\$55.9 million from the \$60.9 million settlement the District obtained” and inserting the phrase “the full amount the District obtained from the settlement, minus the amounts designated for other purposes in sections 7152 and 7153 of this act,” in its place.

(e) A new section 7173 is added to read as follows:

“Sec. 7173. Applicability.

“This subtitle shall be applicable for tax years beginning after December 31, 2014.”.

(f) Section 7182 and 7183 (D.C. Official Code §§ 2-1210.31 and 2-1210.32) are repealed.

(g) Section 8032(a) is amended by striking the phrase “Regional Transportation Improvement Program” and inserting the phrase “region’s Transportation Improvement Program” in its place.

(h) Section 9009 is repealed.

Sec. 7025. Section 1103(f)(4)(A) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.03(f)(4)(A)), is amended as follows:

(a) The existing text is designated as sub-subparagraph (i) and amended as follows:

(1) Strike the phrase “2014, and 2015” and insert the phrase “and 2014” in its place.

(2) Strike the figure “\$30,000” and insert the figure “\$20,000” in its place.

(b) A new sub-subparagraph (ii) is added to read as follows:

“(ii) For Fiscal Year 2015, and except as provided in subparagraph (B) of this paragraph, no officer or member of the Fire and Emergency Medical Services Department who is authorized to receive overtime compensation under this subsection may earn overtime in excess of \$30,000 in a fiscal year.”.

Sec. 7026. Section 1203c(g)(2) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-612.03c(g)(2)), is amended to read as follows:

“(2) “Eligible employee” means a District government employee; provided, that the term “eligible employee” does not include:

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- “(A) A short-term employee appointed for less than 90 days; or
- “(B) An employee with intermittent employment.”.

Sec. 7027. Section 15(f) of the Business Improvement Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-34; D.C. Official Code § 2-1215.15(f)), is amended by striking the phrase “plus interest on the unpaid amount at the rate of 1%” and inserting the phrase “plus simple interest on the unpaid amount at the rate of 1.5%” in its place.

Sec. 7028. The District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), is amended as follows:

(1) Section 202(b) (D.C. Official Code § 10-1102.02(b)) is amended to read as follows:

“(b) Notwithstanding the requirements of subsection (a) of this section, the District shall not charge a fee to an organization for occupying public space to operate a farmers market; provided, that it participates in the Supplemental Nutritional Assistance Program and the Women, Infants and Children Farmers Market Nutrition Program.”.

(2) Section 303 (D.C. Official Code § 10-1103.02) is amended as follows:

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

(i) Paragraph (3) is amended by adding a new sentence at the end to read as follows:

“Only the land values of comparable multi-family residential properties shall be used in determining land values for vault rent purposes of residential condominiums.”.

(ii) Paragraph (5) is amended by striking the phrase “Provided that the land values of comparable multi-family residential properties shall only be used in determining land values for vault rent purposes in residential condominiums, the” and inserting the word “The” in its place.

Sec. 7029. Section 28-3903(a)(17) of the District of Columbia Official Code is amended by striking the phrase “§ 28-3905” and inserting the phrase “Chapter 18 of Title 2” in its place.

Sec. 7030. The Healthy Tots Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 38-281 *et seq.*), is amended as follows:

(a) A new section 4073a is added to read as follows:

“Sec. 4073a. Child development facility requirements.

“(a) If 50 % or more children in a licensed child development facility are eligible to participate in the CACF Program, the facility shall participate in the program unless OSSE grants it an exemption pursuant to subsection (b) of this section.

“(b) To be eligible for an exemption, a child development facility must provide OSSE with a written statement describing why participation in the CACF Program constitutes a hardship. OSSE will determine whether good cause exists and provide notice to the child development facility that it is excused from participating in the CACF Program for one year from the date of the notice. To the

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extent possible, OSSE shall work with excused child development facilities to address barriers to participating in the CACF Program.

“(c) Subsection (b) of this section shall expire on September 30, 2016.”.

(b) Section 4074(a) (D.C. Official Code § 38-283(a)) is amended as follows:

(1) Paragraph (2) is amended by striking the word “and” at the end.

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

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

“(4) Provide to the Mayor, the Council, and the Healthy Schools and Youth Commission, no later than June 30 of each year, a report listing the names and locations of licensed child development facilities with 50 % or more eligible children enrolled, whether or not the facility participates in the CACF Program, and whether and why the facility was excused from participation.”.

(c) A new section 4077 is added to read as follows:

“Sec. 4077. Applicability.

“This subtitle shall apply as of October 1, 2015.”.

Sec. 7031. Section 303(a-4) of the District of Columbia Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103(a-4)), is amended by striking the word “transferred” and inserting the phrase “transferred by deed of title” in its place.

Sec. 7032. Section 7(c) of the Government Employer-Assisted Housing Amendment Act of 1999, effective May 9, 2000 (D.C. Law 13-96; D.C. Official Code § 42-2506(c)), is amended to read as follows:

“(c) This section shall not apply to a home purchase with a closing date of after March 30, 2015.”.

Sec. 7033. Section 47-181 of the District of Columbia Official Code is amended as follows:

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

“(a) If local Fiscal Year 2016 recurring annual revenues included in the quarterly revenue estimate issued in September 2015 exceed the annual revenue estimate incorporated in the approved budget and financial plan for Fiscal Year 2016, the additional revenue shall be used to implement the provisions set forth in the Tax Revision Commission Implementation Amendment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990) (“TRC Act”), according to the priority set forth in subsection (c) of this section, for taxable years beginning or deaths occurring, as applicable, after December 31, 2015; provided, that the Chief Financial Officer shall recalculate the cost of the provisions of the TRC Act with the September 2015 estimate.”.

(b) Subsection (b) is amended by striking the phrase “has been approved, any recurring revenues in a quarterly revenue estimate” and inserting the phrase “has been approved by the District, any recurring revenues in a February revenue estimate” in its place.

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

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(1) Paragraph (7) is amended by striking the figure “\$6,650” and inserting the figure “\$6,500” in its place.

(2) Paragraph (13) is amended by striking the phrase “Raise estate” and inserting the phrase “Raise the estate” in its place.

(d) Subsection (d) is amended by striking the phrase “Except for those provisions of the TRC Act that are funded in the approved budget and financial plan for Fiscal Year 2015, the currently unfunded provisions of the TRC Act” and inserting the phrase “Unfunded provisions of the TRC Act” in its place.

Sec. 7034. Section 47-361(14) of the District of Columbia Official Code is amended by striking the phrase “another budget category.” and inserting the phrase “another budget category; provided, that with respect to a capital reprogramming, the term “reprogramming” means a cumulative adjustment to a project’s capital budget during a fiscal year of \$500,000 or more.”.

Sec. 7035. Section 47-362(f)(2) of the District of Columbia Official Code is amended as follows:

(a) Designate the existing text as subparagraph (A).

(b) The newly designated subparagraph (A) is amended by striking the phrase “to the Capital Fund as Paygo.” and inserting the phrase “equally among the Local Streets Ward-Based Capital Projects.” in its place.

(c) A new subparagraph (B) is added to read as follows:

“(B) For the purposes of this paragraph, the term “Local Streets Ward Based Capital Projects” means the District Department of Transportation’s 8 local streets ward-based capital projects (Project No. SR301-SR308), which endeavor to preserve, maintain, repair, or replace the District’s sidewalks, curbs, and local roads.”.

Sec. 7036. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-845(c) is amended by striking the phrase “interest at the rate of 8% per annum” and inserting the phrase “simple interest at the rate of 1/2% per month or portion of a month until paid” in its place.

(b) Section 47-845.02 is amended as follows:

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

“(2) “Household adjusted gross income” means the adjusted gross income of all persons residing in a household, as determined by each person’s federal income tax year ending immediately before the beginning of the real property tax year during which application is made under subsection (e) of this section, excluding the adjusted gross income of any person who is a tenant by virtue of a written lease for fair market value.”.

(2) Subsection (c) is amended by striking the phrase “interest at the rate of 8% per annum” and inserting the phrase “simple interest at the rate of 1/2% per month or portion of a month until paid” in its place.

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(3) Subsection (d) is amended by striking the phrase “and § 47-845,” and inserting the phrase “, § 47-845, and § 47-845.03” in its place.

(4) Subsection (h) is amended by adding a new paragraph (5) to read as follows:

“(5)(A) If a filed application is properly completed and not disapproved, taxes deferred shall remain deferred and the taxes from prospective tax years shall continue to be deferred notwithstanding household adjusted gross income applicable to prospective tax years that exceeds the threshold in subsection (a)(1)(B) of this section.

“(B) This paragraph shall not apply if the senior’s household no longer qualifies for the deferral for any other reason.”.

(c) Section 47-845.03 is amended as follows:

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

“(2) “Household adjusted gross income” means the adjusted gross income of all persons residing in a household, as determined by each person’s federal income tax year ending immediately before the beginning of the real property tax year during which application is made under subsection (f) of this section, excluding the adjusted gross income of any person who is a tenant by virtue of a written lease for fair market value.”.

(2) Subsection (c) is amended by striking the phrase “at least 25 years” and inserting the phrase “at least the immediately preceding 25 years” in its place.

(3) Subsection (d) is amended by striking the phrase “and § 47-845,” and inserting the phrase “, §47-845, and § 47-845.02” in its place.

(4) Subsection (i) is amended by adding a new paragraph (5) to read as follows:

“(5)(A) If a filed application is properly completed and not disapproved, taxes deferred shall remain deferred and the taxes from prospective tax years shall continue to be deferred notwithstanding household adjusted gross income applicable to prospective tax years that exceeds the threshold in subsection (a)(4)(D) of this section.

“(B) This paragraph shall not apply where the senior’s household no longer qualifies for the deferral for any other reason.”.

Sec. 7037. Chapter 13A of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the section designation “47-1390. Office of Real Property Tax Sale Review.”.

(b) Section 47-1334(b) is amended by striking the phrase “1% per month” and inserting the phrase “1.5% per month” in its place.

(c) Section 47-1341 is amended as follows:

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

“(2) The notice required pursuant to paragraph (1) of this subsection shall be in substantively the following form **and may include a payment coupon or enclosed bill:**

“THIS IS A NOTICE OF DELINQUENCY. FAILURE TO PAY TAXES IMMEDIATELY MAY HAVE SERIOUS CONSEQUENCES WHICH MAY INCLUDE LOSS OF TITLE TO THE PROPERTY

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“Subject Property: [Identify by taxation square, suffix, and lot number, or parcel and lot number, and by premises address, the real property to be sold]

“TO AVOID TAX SALE YOU MUST PAY \$[Amount Subject to Sale] by May 31, 20\_\_ )

“The amount that you must pay to avoid the tax sale may be less than the total amount owed on the real property account. This amount may include fees or fines due to other DC agencies that have been certified to the Office of Tax and Revenue to be included in a tax sale pursuant to D.C. Code § 47-1340.

“According to the Mayor's tax roll, you own or may have an interest in the real property listed above. Notice is given that unless you pay the amount stated above or fall within one of the limited exemptions from the tax sale, the Office of Tax and Revenue may sell this real property at tax sale.

“If the property is sold at tax sale, the purchaser may have the right to file a lawsuit to foreclose on the property. You must act now to avoid additional costs and significant expenses, as well as potential loss of title to the property.

“Payment to the "DC Treasurer" may be made online at [www.taxpayerservicecenter.com](http://www.taxpayerservicecenter.com) or at any District branch of Wells Fargo Bank or mailed (with payment coupon from tax bill) to the Office of Tax and Revenue, Real Property Tax Administration, PO Box 98095, Washington, DC 20090-8095 (please write your square, suffix and lot numbers on the check). You should keep a copy of your proof of payment in case there is a later dispute about the payment.

“If payment is not made before May 31, 20\_\_, the amount listed on this notice may no longer be accurate. In that case, you must contact the Office of Tax and Revenue at ..... to obtain an updated payoff amount.

**“YOU MAY BE ELIGIBLE FOR ASSISTANCE, INCLUDING A HARDSHIP FORBEARANCE OR FREE LEGAL SERVICES. PLEASE SEE THE NEXT PAGE FOR ADDITIONAL INFORMATION.**

“Should you have additional questions, please call the Customer Service Center for the Office of Tax and Revenue at (202) 727-4TAX (4829).

**“RESOURCES FOR REAL PROPERTY TAXPAYERS IN THE DISTRICT OF COLUMBIA**

“Real Property Tax Ombudsman. Homeowners and other interested parties may be eligible for assistance from the Real Property Tax Ombudsman. If you need assistance with a tax sale or related property tax matters, contact the Real Property Tax Ombudsman at .....

“Classification Disputes. If your real property is classified as vacant or blighted and you believe this classification is incorrect, contact the Vacant Building Enforcement Unit of the Department of Consumer and Regulatory Affairs at ..... for information on how to appeal the property classification.

“Hardship Forbearance. You may be eligible to defer, or postpone, payment of the past due amount. For information on how to apply for this deferral, please contact the Office of Tax and Revenue at.....

“Senior Citizen and Low-Income Tax Relief. Senior citizens and low-income households may have additional rights to defer property taxes. If think you may be eligible for this tax relief, please contact the Office of Tax and Revenue at..... for more information.

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“Tax Sale Resource Center. Resource Center attorneys provide legal information to taxpayers and interested parties who do not have their own lawyers on Wednesday mornings from 10:00am to 12:00pm when court is in session. The Resource Center is located in the Moultrie Courthouse at 500 Indiana Ave. NW.

“Additional Legal Services. Free and reduced-cost legal services may be available to low- and moderate-income households. You can get a list of service providers from the Real Property Tax Ombudsman (above).

“Housing Counseling Services. The U.S Department of Housing and Urban Development ("HUD") sponsors housing counseling agencies throughout the country that can provide advice on buying a home, renting, defaults, foreclosures, and credit issues. You can get a list of HUD-approved housing counseling agencies from the Real Property Tax Ombudsman (above).”.

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

“(2) The notice required pursuant to paragraph (1) of this subsection shall be in substantively the following form, and may include a payment coupon or enclosed bill:

**“THIS IS A NOTICE OF DELINQUENCY. FAILURE TO PAY TAXES IMMEDIATELY MAY HAVE SERIOUS CONSEQUENCES WHICH MAY INCLUDE LOSS OF TITLE TO THE PROPERTY**

“Subject Property: [Identify by taxation square, suffix, and lot number, or parcel and lot number, and by premises address, the real property to be sold]

“TO AVOID TAX SALE YOU MUST PAY \$[Amount Subject to Sale] by [Last Business Day before tax sale begins]

“The amount that you must pay to avoid the tax sale may be less than the total amount owed on the real property account. This amount may include fees or fines due to other DC agencies that have been certified to the Office of Tax and Revenue to be included in a tax sale pursuant to D.C. Code § 47-1340.

“According to the Mayor's tax roll, you own or may have an interest in the real property listed above. Notice is given that unless you pay the amount stated above or fall within one of the limited exemptions from the tax sale, the Office of Tax and Revenue may sell this real property at tax sale.

“If the property is sold at tax sale, the purchaser may have the right to file a lawsuit to foreclose on the property. You must act now to avoid additional costs and significant expenses, as well as potential loss of title to the property.

“Payment to the "DC Treasurer" may be made online at [www.taxpayerservicecenter.com](http://www.taxpayerservicecenter.com), at any District branch of Wells Fargo Bank, or mailed (with payment coupon from tax bill) to the Office of Tax and Revenue, Real Property Tax Administration, PO Box 98095, Washington, DC 20090-8095 (please write your square, suffix and lot numbers on the check). You should keep a copy of your proof of payment in case there is a later dispute about the payment.

“If payment is made less than 10 calendar days before [the last business day before tax sale], you must provide a copy of the receipt directly to the Office of Tax and Revenue in order to ensure that your property is removed from the tax sale.

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- “You may FAX the receipt to (202) 478-5995; EMAIL the receipt to [email address]; or HAND-DELIVER a copy of the paid receipt to a Tax Sale Unit representative in the Customer Service Center located at 1101 4th Street, SW, Suite 270W, Washington, DC 20024.

- “Do not mail your paid receipt.

“YOU MAY BE ELIGIBLE FOR ASSISTANCE, INCLUDING A HARDSHIP FORBEARANCE OR FREE LEGAL SERVICES. PLEASE SEE THE NEXT PAGE FOR ADDITIONAL INFORMATION.

“Should you have additional questions, please call the Customer Service Center for the Office of Tax and Revenue at (202) 727-4TAX (4829).

**“RESOURCES FOR REAL PROPERTY TAXPAYERS  
IN THE DISTRICT OF COLUMBIA**

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“Classification Disputes. If your real property is classified as vacant or blighted and you believe this classification is incorrect, contact the Vacant Building Enforcement Unit of the Department of Consumer and Regulatory Affairs at ..... for information on how to appeal the property classification.

“Hardship Forbearance. You may be eligible to defer, or postpone, payment of the past due amount. For information on how to apply for this deferral, please contact the Office of Tax and Revenue at.....

“Senior Citizen and Low-Income Tax Relief. Senior citizens and low-income households may have additional rights to defer property taxes. If think you may be eligible for this tax relief, please contact the Office of Tax and Revenue at..... for more information.

“Tax Sale Resource Center. Resource Center attorneys provide legal information to taxpayers and interested parties who do not have their own lawyers on Wednesday mornings from 10:00am to 12:00pm when court is in session. The Resource Center is located in the Moultrie Courthouse at 500 Indiana Ave. NW.

“Additional Legal Services. Free and reduced-cost legal services may be available to low- and moderate-income households. You can get a list of service providers from the Real Property Tax Ombudsman (above).

“Housing Counseling Services. The U.S Department of Housing and Urban Development (“HUD”) sponsors housing counseling agencies throughout the country that can provide advice on buying a home, renting, defaults, foreclosures, and credit issues. You can get a list of HUD-approved housing counseling agencies from the Real Property Tax Ombudsman (above).”.

(d) Section 47-1346(a)(5) is amended as follows:

(1) Subparagraph (A) is amended by striking the word “taxes” and inserting the phrase “in rem taxes” in its place.

(2) Subparagraph (B) is amended by striking the word “taxes” and inserting the phrase “in rem taxes” in its place.

(e) Section 47-1348 is amended as follows:



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(1) Subsection (a)(10) is amended by striking the phrase “1% per month” and inserting the phrase “1.5% per month” in its place.

(2) Subsection (c) is amended by striking the phrase “1% per month” and inserting the phrase “1.5% per month” in its place.

(f) Section 47-1353(d) is amended by striking the phrase “1% per month” and inserting the phrase “1.5% per month” in its place.

(g) Section 47-1353.01(b) is amended to read as follows:

“(b) The notice required pursuant to subsection (a) of this section shall be in substantively the following form:

“[Date]

“ATTENTION: YOUR PROPERTY WAS SOLD AT TAX SALE

“Subject Property: [Identify by taxation square, suffix, and lot number, or parcel and lot number, and by premises address]

“Tax Sale Date: [July \_\_, 20\_\_]

“If you do not pay all amounts due, the purchaser will have the right to file a lawsuit to foreclose on the property and you may lose title.

“According to the Mayor's tax roll, you own or may have an interest in the real property listed above. Please follow the below instructions to redeem your property from tax sale and prevent a foreclosure lawsuit.

- “To redeem your property from the tax sale, you must pay all taxes owed, as well as any legal fees and expenses that may become due.

- “A tax bill is mailed to you during the month of August. You should pay the bill in full and on time.

- “If you are receiving this notice after October 31, 20\_\_, or if you have not already paid your tax bill in full, you should contact the Office of Tax and Revenue (“OTR”) at ..... for a current tax bill and up-to-date payoff amount.

- “After you have paid your taxes, you should call OTR to confirm that you have redeemed your property. Keep a copy of your proof of payment in case there is a later dispute about the payment.

- “If you have not paid all taxes within four months after the Tax Sale Date stated above, an additional \$381.50 may be added to reimburse the purchaser for some costs.

- “If you do not redeem the property within six months of the Tax Sale Date stated above, the tax sale purchaser may file a lawsuit against you to obtain title to the property.

- “If the purchaser files a foreclosure lawsuit, you will be responsible for legal fees and expenses that may total thousands of dollars. You may also lose title to the property.

- “For further information on how to redeem, please read our Real Property Owner's Guide to the Tax Sale Redemption Process, available on our Web site at [www.taxpayerservicecenter.com](http://www.taxpayerservicecenter.com) by clicking on "Real Property." You may also request a copy by visiting or writing to our Customer Service Center at 1101 4th Street, SW, Suite 270W, Washington, DC 20024.

“YOU MAY BE ELIGIBLE FOR FREE LEGAL SERVICES OR OTHER ASSISTANCE. SEE THE NEXT PAGE FOR MORE INFORMATION.

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“Should you have additional questions, please call OTR's Customer Service Center at (202) 727-4TAX (4829).

**“RESOURCES FOR REAL PROPERTY TAXPAYERS IN THE DISTRICT OF COLUMBIA**

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“Classification Disputes. If your real property is classified as vacant or blighted and you believe this classification is incorrect, contact the Vacant Building Enforcement Unit of the Department of Consumer and Regulatory Affairs at ..... for information on how to appeal the property classification.

“Hardship Forbearance. You may be eligible to defer, or postpone, payment of the past due amount. For information on how to apply for this deferral, please contact the Office of Tax and Revenue at.....

“Senior Citizen and Low-Income Tax Relief. Senior citizens and low-income households may have additional rights to defer property taxes. If think you may be eligible for this tax relief, please contact the Office of Tax and Revenue at..... for more information.

“Tax Sale Resource Center. Resource Center attorneys provide legal information to taxpayers and interested parties who do not have their own lawyers on Wednesday mornings from 10:00am to 12:00pm when court is in session. The Resource Center is located in the Moultrie Courthouse at 500 Indiana Ave., NW.

“Additional Legal Services. Free and reduced-cost legal services may be available to low- and moderate-income households. You can get a list of service providers from the Real Property Tax Ombudsman (above).

“Housing Counseling Services. The U.S Department of Housing and Urban Development ("HUD") sponsors housing counseling agencies throughout the country that can provide advice on buying a home, renting, defaults, foreclosures, and credit issues. You can get a list of HUD-approved housing counseling agencies from the Real Property Tax Ombudsman (above).”.

(h) Section 47-1354(b) is amended by striking the phrase “the other purchaser” and inserting the phrase “such other purchaser” in its place.

(i) Section 47-1361(d)(1) is amended by striking the phrase “subsection (b-1)” and inserting the phrase “subsection (b-2)” in its place.

(j) Section 47-1377(a)(1)(A)(i) is amended by striking the word “amount” and inserting the word “cost” in its place.

Sec. 7038. Section 47-1801.04(44) of the District of Columbia Official Code is amended as follows:

(a) Subparagraph (A) is amended as follows:

(1) Sub-subparagraph (i) is amended by striking the semicolon and inserting the phrase “for a single individual and one-half of the amount that may be taken by a single individual for a married individual filing a separate return;” in its place

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(2) Sub-subparagraph (ii) is amended by striking the phrase “January 1, 2015” and inserting the phrase “December 31, 2014” in its place.

(b) Subparagraph (B)(ii) is amended as follows:

(1) The lead-in language is amended by striking the phrase “January 1, 2015” and inserting the phrase “December 31, 2014” in its place.

(2) Sub-sub-subparagraph (I) is amended by striking the phrase “\$6,650” and inserting the phrase “\$6,500” in its place.

(c) Subparagraph (C)(ii) is amended as follows:

(1) The lead-in language is amended by striking the phrase “January 1, 2015” and inserting the phrase “December 31, 2014” in its place.

(2) Sub-sub-subparagraph (I) is amended by striking the phrase “\$6,650” and inserting the phrase “\$8,350” in its place.

(3) Sub-sub-subparagraph (II) is amended by striking the phrase “\$7,800” and inserting the phrase “\$10,275” in its place.

Sec. 7039. Section 47-1803.02(a)(2)(N) of the District of Columbia Official Code is amended to read as follows:

“(N)(i) Pension, military retired pay, or annuity income received from the District of Columbia or the federal government by persons who are 62 years of age or older by the end of the taxable year, except that the exclusion shall not exceed the lesser of \$3,000 or the actual amount of the pension, military retired pay, or annuity received during the taxable years; provided, that the pension, military retired pay, or annuity is otherwise subject to taxation under this chapter; provided further, that this sub-subparagraph shall apply for taxable years beginning before January 1, 2015.

“(ii) Survivor benefits received from the District of Columbia or the federal government by persons who are 62 years of age or older by the end of the taxable year.”.

Sec. 7040. Section 47-1806.02 of the District of Columbia Official Code is amended as follows:

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

“(c) There shall be allowed an additional exemption for a taxpayer who qualifies as a head of household; provided, that this subsection shall not apply for a tax year in which the deduction amount for personal exemptions under subsection (i) of this section is \$2,200 or more.”.

(b) Subsection (h-1) is amended by striking the phrase “The amount” and inserting the phrase “For tax years beginning after December 31, 2014, the amount” in its place.

(c) Subsection (i)(2) is amended by striking the phrase “and subject to § 47-1806.04(e)”.

Sec. 7041. Section 47-1806.04(f)(1)(B) of the District of Columbia Official Code is amended by striking the phrase “40% of the earned income tax credit allowed under section 32 of the Internal Revenue Code of 1986” and inserting the phrase “40% of the earned income tax credit allowed under section 32 of the Internal Revenue Code of 1986; provided, that the credit

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shall not be allowed to a resident who has elected to claim the low income tax credit provided for in subsection (e) of this section” in its place.

Sec. 7042 Section 47-1806.06 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a)(2A) is amended by striking the year “2014” and inserting the year “2013” in its place.

(b) Subsection (e)(1) is amended by striking the phrase “§ 47-845” and inserting the phrase ““§§ 47-845, 47-845.02 and 47-845.03” in its place.

Sec. 7043. Section 47-2002(a) of the District of Columbia Official Code is amended as follows:

(a) Paragraph (5) is repealed.

(b) Paragraph (6) is repealed.

Sec. 7044. Section 47-3701(14) is amended to read as follows:

“(14) “Zero bracket amount” means \$1 million or subject to available funding and in accordance with § 47-181:

“(A) \$2 million; or

“(B) \$5 million increased by an amount equal to \$5 million multiplied by the cost- of-living adjustment for the calendar year.”.

Sec. 7045. Section 47-3702 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a) is amended by striking the phrase “before January 1, 2015” and inserting the phrase “before January 1, 2016” in its place.

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

“(1) The rate of tax shall be 16%; except, that the portion of the taxable estate that does not exceed the current zero bracket amount shall be taxed at 0%, and if the taxable estate exceeds the zero bracket amount, the following tax rates shall be applied to the incremental values of the taxable estate above the zero bracket amount:

“(A) The rate of tax on the taxable estate over \$1 million but not over \$1.5 million shall be 6.4%;

“(B) The rate of tax on the taxable estate over \$1.5 million but not over \$2 million shall be 7.2%;

“(C) The rate of tax on the taxable estate over \$2 million but not over \$2.5 million shall be 8%;

“(D) The rate of tax on the taxable estate over \$2.5 million but not over \$3 million shall be 8.8%;

“(E) The rate of tax on the taxable estate over \$3 million but not over \$3.5 million shall be 9.6%;

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“(F) The rate of tax on the taxable estate over \$3.5 million but not over \$4 million shall be 10.4%;

“(G) The rate of tax on the taxable estate over \$4 million but not over \$5 million shall be 11.2%;

“(H) The rate of tax on the taxable estate over \$5 million but not over \$6 million shall be 12%;

“(I) The rate of tax on the taxable estate over \$6million but not over \$7 million shall be 12.8%;

“(J) The rate of tax on the taxable estate over \$7 million but not over \$8 million shall be 13.6%;

“(K) The rate of tax on the taxable estate over \$8 million but not over \$9 million shall be 14.4%; and

“(L) The rate of tax on the taxable estate over \$9 million but not over \$10 million shall be 15.2%.”.

(c) Subsection (b) is amended by striking the phrase “before January 1, 2015” and inserting the phrase “before January 1, 2016” in its place.

Sec. 7046 Section 47-4304.01(3) of the District of Columbia Official Code is amended by striking the phrase “3-year period” and inserting the phrase “4-year period” in its place.

Sec. 7047. Section 47-4802(a)(2) of the District of Columbia Official Code is amended by striking the phrase “tax year 2015” and inserting the phrase “tax year 2016” in its place.

Sec. 7048. Applicability.

(a) Section 7028 shall apply as of July 1, 2015.

(b) Sections 7027, 7031, 7036, and 7037 shall apply as of October 1, 2014.

### **SUBTITLE C. PARKING TAX CONTINGENCY**

Sec. 7051. Short title.

This subtitle may be cited as the “Parking Tax Contingency Amendment Act of 2015”.

Sec. 7052. Section 47-2002(a)(1) of the District of Columbia Official Code is amended by striking the phrase “or station;” and inserting the phrase “or station; provided, that after October 1, 2017, the rate of tax shall be 22%;” in its place.

Sec. 7053. Section 7052 shall not apply if Fiscal Year 2015 revenues in the June 2015 quarterly revenue estimate issued by the Chief Financial Officer are sufficient to implement fully section 7092(c).

### **SUBTITLE D. LOW INCOME CREDIT AMENDMENT**

Sec. 7061. Short title.

This subtitle may be cited as the “Low Income Credit Amendment Act of 2015”.

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Sec. 7062. Section 47-1806.04(e) of the District of Columbia Official Code is amended as follows:

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

“(1)(A) If a return is filed for a full calendar year, the amount of the tax payable under this subchapter by a resident of the District with respect to the taxable year shall be reduced by a low income credit designed to make the District’s income tax threshold equal to the federal income tax threshold. For the purposes of this subsection, the term “tax threshold” means the point at which a taxpayer begins to owe income tax after allowance of the standard deduction and all personal exemptions to which the taxpayer is entitled, but before application of any itemized deductions or credits. The credit shall be calculated in accordance with a table prescribed by the Chief Financial Officer.

“(B)(i) If a return is filed for a period of less than a full calendar year beginning after December 31, 2014, the income eligibility for the credit allowed under this subsection shall be determined by annualizing the income earned during the portion of the year the taxpayer was a District resident.

“(ii) If a part-year resident meets the annualized income and other requirements of this subsection, the part-year resident shall be entitled to the pro rata share of the credit allowed by the annualized income. The pro rata share shall be determined by multiplying the credit allowed, from the table prescribed by the Chief Financial Officer, for the annualized income by the fraction consisting of the number of days the taxpayer was a District resident over 365 days (or, in the case of a leap year, 366 days).”.

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

“(2) The credit provided for in paragraph (1) of this subsection shall not be allowed to a resident:

“(A) Who has a federal tax liability determined in accordance with section 55 of the Internal Revenue Code of 1986;

“(B) Who has net federal adjusted gross income in excess of the minimum federal income tax filing requirements. For the purposes of this subparagraph, the term “net federal adjusted gross income” means federal adjusted gross income less:

“(i) Taxable refunds, credits, or offsets of state and local income tax;

“(ii) Tax-exempt municipal bond interest income; and

“(iii) Federal taxable amount of social security or tier 1 railroad retirement income; or

“(C) Who has elected to claim the earned income tax credit provided for in subsection (f) of this section.”.

Sec. 7063. Applicability.

This subtitle shall apply to taxable years beginning after December 31, 2014.

**SUBTITLE E. VAPOR PRODUCT AMENDMENT**

Sec. 7071. Short title

This subtitle may be cited as the “Vapor Product Amendment Act of 2015”.

Sec. 7072. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-2001 is amended as follows:

(1) Subsection (e-1) is repealed.

(2) Subsection (h-3) is repealed.

(b) Section 47-2401 is amended as follows:

(1) Paragraph (5A) is amended to read as follows:

“(5A) The term “other tobacco product” means any product containing, made from, or derived from tobacco, other than a cigarette or premium cigar, that is intended or expected to be consumed. The term “other tobacco product” includes vapor products, as defined in paragraph (9A) of this section, but does not include any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and that is being marketed and sold solely for such an approved purpose.”.

(2) A new paragraph (9A) is added to read as follows:

“(9A) The term “vapor product” means:

“(A) Any non-lighting, noncombustible product that employs a mechanical heating element, battery, or electronic circuit, regardless of shape or size, that can be used to produce aerosol from nicotine in a solution; or

“(B) Any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device.”.

Sec. 7073. Applicability.

This subtitle shall apply for taxable periods beginning on or after October 1, 2015.

**SUBTITLE F. NOTICE OF PROPOSED AUDIT CHANGES REQUIREMENT**

Sec. 7081. Short title.

This subtitle may be cited as the “Notice of Proposed Audit Changes Requirement Amendment Act of 2015”.

Sec. 7082. Chapter 43 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-4303 is amended to read as follows:

“§ 47-4303. Suspension of running of period of limitation.

“The running of the period of limitation provided in §§ 47-4301 and 47-4302 on the making of assessments or collection shall be suspended:

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“(1) Beginning on the day the Chief Financial Officer of the District of Columbia (“CFO”) issues a notice of proposed audit changes pursuant to § 47-4312 for 90 days or until the issuance of a proposed assessment, whichever occurs first; and

(2) Beginning on the day the CFO issues a proposed assessment, until the issuance of a final order by the Office of Administrative Hearings and for the period during which the CFO is prohibited from making the assessment or from collecting due to a proceeding in court, plus:

“(i) For assessment, 60 days thereafter; and

“(ii) For collection, 6 months thereafter.”.

(b) Section 47-4312 is amended by adding a new subsection (a-1) to read as follows:

“(a-1) Unless otherwise provided in this title, the CFO shall send a notice of proposed audit changes to the person at least 30 days before the proposed assessment is sent.”.

**SUBTITLE G. FIRE AND EMERGENCY MEDICAL SERVICES DEPARTMENT  
OVERTIME SETTLEMENT**

Sec. 7091. Short title.

This subtitle may be cited as the “Fire and Emergency Medical Services Overtime Settlement Fund Act of 2015”.

Sec. 7092. Fire and Emergency Medical Services Overtime Settlement Fund.

(a) There is established as a special fund the Fire and Emergency Medical Services Overtime Settlement Fund (“Fund”), which shall be administered by the Office of the City Administrator in accordance with subsection (c) of this section.

(b)(1) Subject to paragraph (2) of this subsection, there shall be deposited into the Fund:

(A) Excess Fiscal Year 2015 revenues certified by the Chief Financial Officer in the June 2015 quarterly revenue estimate; and

(B) Immediately upon completion of the fiscal year-end close, the undesignated and unreserved end-of-the-year fund balance of the General Fund of the District of Columbia.

(2) The Chief Financial Officer shall deposit into the Fund only the amount necessary to fully satisfy the District’s obligations referenced in subsection (c) of this section. Any excess above that amount shall be deposited into the unrestricted fund balance of the General Fund of the District of Columbia+, subject to any allocation required by D.C. Official Code § 47-392.02.

(c) The Fund shall be used to pay the District’s obligations arising from the decision of the District of Columbia Court of Appeals in *District of Columbia Fire and Emergency Medical Services Department v. District of Columbia Public Employee Relations Board, et al.*, 105 A.3d 992 (D.C. 2014).

(d) The money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.



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Sec. 7093. Applicability.

If funds deposited under section 7092(b) are sufficient to fully satisfy the District's obligations arising from the decision of the District of Columbia Court of Appeals in *District of Columbia Fire and Emergency Medical Services Department v. District of Columbia Public Employee Relations Board, et al.*, 105 A.3d 992 (D.C. 2014), as certified by the Chief Financial Officer, section 7052 shall not apply.

**SUBTITLE H. BUSINESS IMPROVEMENT DISTRICT TECHNICAL CLARIFICATION**

Sec. 7101. Short title.

This subtitle may be cited as the "Business Improvement District Technical Amendment Act of 2015".

Sec. 7102. The Business Improvement Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2-1215.01 *et seq.*), is amended as follows:

(a) Section 3(24)(C) (D.C. Official Code § 2-1215.02 (24)(C)) is amended by striking the date "September 30, 2014" and inserting the date "September 30, 2003" in its place.

(b) Section 16(g-1) (D.C. Official Code § 2-1215.15(g-1)) is amended as follows:

(1) Paragraph (2) is amended by striking the phrase "The BID tax resulting" and inserting the phrase "For periods beginning after September 30, 2003, the BID tax resulting" in its place.

(2) Paragraph (3) is repealed.

**SUBTITLE I. DISTRICT OF COLUMBIA DEPOSITORY EXPANSION**

Sec. 7111. Short title.

This subtitle may be cited as the "District of Columbia Depository Expansion Amendment Act of 2015".

Sec. 7112. Section 47-351.08(b) of the District of Columbia Official Code is amended as follows:

(a) Paragraph (3) is amended by striking the word "or" at the end.

(b) Paragraph (4) is amended by striking the period at the end and inserting the phrase "or" in its place.

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

"(5) Letters of credit issued by a Federal Home Loan Bank."

**SUBTITLE J. 4427 HAYES STREET, N.E., REAL PROPERTY TAX ABATEMENT**

Sec. 7121. Short title.

This subtitle may be cited as the "4427 Hayes Street, N.E., Real Property Tax Abatement Amendment Act of 2015".

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Sec. 7122. Section 47-4649 of the District of Columbia Official Code is amended as follows:

(a) Strike the phrase “tax years 2011, 2012, 2013, 2014, and 2015” and insert the phrase “tax years 2011 through 2040” in its place.

(b) Strike the number “\$140,000” and insert the phrase “\$30,000 a year” in its place.

### **SUBTITLE K. MARKET-BASED SOURCING CLARIFICATION**

Sec. 7131. Short title.

This subtitle may be cited as the “Market-based Sourcing Clarification Amendment Act of 2015”.

Sec. 7132. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-1334 is amended to read as follows:

“§ 47-1334. Interest rate.

“(a) The rate of simple interest on all amounts due, owing, or paid for the taxes sold or bid off to the District under this chapter shall be 1.5% per month or portion thereof until paid, excluding surplus; provided, that interest on the amount sold at tax sale, excluding surplus, shall accrue at the applicable interest rate beginning the first day of the month following the tax sale. No interest shall accrue for surplus, expenses, or the reasonable value of improvements.

“(b) The purchaser shall receive simple interest of 1.5% per month or portion thereof on the amount paid for the real property, excluding surplus, beginning on the first day of the month immediately following when the real property was sold or the certificate of sale was assigned by the Mayor until the payment to the Mayor is made as required under § 47-1361(a), by another purchaser under § 47-1382(c), or by the trustee under § 47-1382.01(d)(2), and as provided in § 47-1354(b) for the period when such other taxes were paid. The purchaser shall receive no interest for expenses or the reasonable value of improvements.”.

(b) Section 47-1348 is amended as follows:

(1) Subsection (a)(10) is amended to read as follows:

“(10) A statement that the rate of simple interest, upon redemption, shall be 1.5% per month or portion thereof on the amount paid for the real property, excluding surplus, beginning on the first day of the month immediately following the date of the tax sale or the date when the certificate of sale was assigned by the Mayor.”.

(2) Subsection (c) is amended by striking the phrase “On redemption, the purchaser will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 18% per annum from the date the real property was sold to the date of redemption; provided, that the purchaser shall not receive interest on any surplus.” and inserting the phrase “Upon payment to the Mayor as specified in § 47-1361(a) or, if payment to the Mayor is made by another purchaser under § 47-1382(c), the purchaser shall be refunded the sums paid on account of the purchase price, together with simple interest thereon at the rate of 1.5% per month or portion thereof on the amount paid for the real property, excluding surplus, beginning on the first day of the month immediately following the date of the tax sale or the date when the certificate of sale was assigned by the Mayor until the payment to the Mayor is made as required

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under § 47-1361(a) or § 47-1382(c); provided, that the purchaser shall not receive interest on any surplus.” in its place.

(c) Section 47-1353(d) is amended to read as follows:

“(d) Upon payment to the Mayor as specified in § 47-1361(a) or if payment to the Mayor is made by another purchaser as specified in § 47-1382(c), the purchaser shall be refunded the sums paid on account of the purchase price, together with simple interest thereon at the rate of 1.5% per month or portion thereof on the amount paid for the real property, excluding surplus, beginning on the first day of the month immediately following the day of the tax sale to the purchaser or the date when the certificate of sale was assigned by the Mayor until the payment to the Mayor is made as required under § 47-1361(a) or § 47-1382(c); provided, that the purchaser shall not receive interest on any surplus.”.

(d) Section 47-1810.02(g)(3) is amended to read as follows:

“(3)(A) For the tax years beginning after December 31, 2014, sales, other than sales of tangible personal property, are in the District if the taxpayer's market for the sales is in the District. The taxpayer's market for sales is in the District:

“(i) In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in the District;

“(ii) In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in the District;

“(iii) In the case of the sale of a service, if and to the extent the service is delivered to a location in the District; and

“(iv) In the case of intangible property:

“(I) That is rented, leased, or licensed, if and to the extent the property is used in the District; provided, that intangible property utilized in marketing a good or service to a consumer is used in the District if that good or service is purchased by a consumer who is in the District; and

“(II) That is sold, if and to the extent the property is used in the District; provided, that:

“(aa) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is used in the District if the geographic area includes all or part of the District;

“(bb) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under sub-sub-paragraph (I) of this sub-subparagraph; and

“(cc) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the sales factor.

“(B) If the state or states of assignment under subparagraph (A) of this paragraph cannot be determined, the state or states of assignment shall be reasonably approximated.

“(C) If the taxpayer is not taxable in a state in which a sale is assigned under subparagraph (A) or (B) of this paragraph, or if a state of assignment cannot be determined

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under subparagraph (A) of this paragraph or reasonably approximated under subparagraph (B) of this paragraph, the sale shall be excluded from the denominator of the sales factor.

“(D) The Chief Financial Officer may issue rules to implement the provisions of this subsection.”.

(e)(1) Subsections (a),(b), and (c) of this section shall apply as of October 1, 2014.

(2)Subsection (d) of this section shall apply to tax years beginning after December 31, 2014.

**SUBTITLE L. REAL PROPERTY ASSESSMENT APPOINTMENT  
CLARIFICATION**

Sec. 7141. Short title.

This subtitle may be cited as the “Real Property Assessment Appointment Clarification Amendment Act of 2015”.

Sec. 7142. Section 47-825.02 of the District of Columbia Official Code is repealed.

**SUBTITLE M. SOUTHWEST BUSINESS IMPROVEMENT DISTRICT  
CLARIFICATION**

Sec. 7151. Short title.

This subtitle may be cited as the “Southwest Business Improvement District Clarification Amendment Act of 2015”.

Sec. 7152. Section 210(c) of the Business Improvement Districts Act of 1996, effective September 9, 2014 (D.C. Law 20-136; D.C. Official Code § 2-1215.60(c)), is amended as follows:

(a) Paragraph (1)(A)(iii) is amended by striking the phrase “other law;” and inserting the phrase “other law, but shall not include any property covered by paragraph (4) of this subsection;” in its place.

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

“(4) Notwithstanding paragraph (1)(A)(iii) of this subsection, the total BID tax payable with respect to any property that is an integral part of a development larger than 5 acres and the owner of which is required to contribute to the maintenance and improvement of roadways and sidewalks adjacent to the property or otherwise associated with the development in lieu of the District having that responsibility shall be reduced by 30% from that which would otherwise be payable with respect to such property, to reflect the reduced services provided by the Southwest BID with respect to the property.”.

**SUBTITLE N. STANDARD DEDUCTION WITHHOLDING CLARIFICATION**

Sec.7161. Short title.

This subtitle may be cited as the “Standard Deduction Withholding Clarification Amendment Act of 2015”.

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Sec. 7162. Section 47-1812.08(b) of the District of Columbia Official Code is amended by adding a new paragraph (1A) to read as follows:

“(1A) Notwithstanding which method of determination for withholding set forth in paragraph (1) of this subsection is used, no allowance for the standard deduction shall be permitted.”.

### **SUBTITLE O. UNIFIED ECONOMIC DEVELOPMENT REPORT CLARIFICATION**

Sec. 7171. Short title.

This subtitle may be cited as the “Unified Economic Development Clarification Amendment Act of 2015”.

Sec. 7172 Section 2253 of the Unified Economic Development Budget Transparency and Accountability Act of 2010, effective September 24, 2010 (D.C. Law 18-223; D.C. Official Code § 2-1208.02), is amended as follows:

(a) Subsection (a)(1) is amended by striking the phrase “Not more than 3 months after the end of each fiscal year” and inserting the phrase “On or before March 1” in its place.

(b) Section (b) is amended by striking phrase “The Chief Financial Officer” and inserting the phrase “The Mayor” in its place.

### **SUBTITLE P. COMBINED REPORTING CLARIFICATION**

Sec. 7181. Short title.

This subtitle may be cited as the “Combined Reporting Clarification Amendment Act of 2015”.

Sec. 7182. Chapter 18 of Title 47 of the District of Columbia Official Code is amended as follows:

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

“47-1810.09. Tax haven updates.”.

(b) A new section 47-1810.09 is added to read as follows:

“§ 47-1810.09. Tax haven updates.

“(a) The Council shall review the list of tax havens set forth in § 47-1801.04(49)(B-i) biennially or as needed.

“(b) The Chief Financial Officer of the District of Columbia (“CFO”) may submit amendments, as the CFO considers necessary, to the Council for revision by act of the list of tax havens.”.

(c) Section 47-1801.04(49) is amended as follows:

(1) Subparagraph (A) is amended by striking the phrase “means a jurisdiction that” and inserting the phrase “means the jurisdictions listed in subparagraph (B-i) of this paragraph and any jurisdiction that” in its place.

(2) A new subparagraph (B-i) is added to read as follows:

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“(B-i) Each of the following jurisdictions is a tax haven:

- “(i) Andorra;
- “(ii) Anguilla;
- “(iii) Antigua and Barbuda;
- “(iv) Aruba;
- “(v) The Bahamas;
- “(vi) Bahrain;
- “(vii) Barbados;
- “(viii) Belize;
- “(ix) Bermuda;
- “(x) The British Virgin Islands;
- “(xi) The Cayman Islands;
- “(xii) The Cook Islands;
- “(xiii) Cyprus;
- “(xiv) Dominica;
- “(xv) Gibraltar;
- “(xvi) Grenada;
- “(xvii) Guernsey-Sark-Alderney;
- “(xviii) The Isle of Man;
- “(xix) Jersey;
- “(xx) Liberia;
- “(xxi) Liechtenstein;
- “(xxii) Luxembourg;
- “(xxiii) Malta;
- “(xxiv) The Marshall Islands;
- “(xxv) Mauritius;
- “(xxvi) Monaco;
- “(xxvii) Montserrat;
- “(xxviii) Nauru;
- “(xxix) The islands formerly constituting the Netherlands Antilles;
- “(xxx) Niue;
- “(xxxii) Samoa;
- “(xxxii) San Marino;
- “(xxxiii) Seychelles;
- “(xxxiv) St. Kitts and Nevis;
- “(xxxv) St. Lucia;
- “(xxxvi) St. Vincent and the Grenadines;
- “(xxxvii) The Turks and Caicos Islands;
- “(xxxviii) The U.S. Virgin Islands; and
- “(xxxix”) Vanuatu.”.

**SUBTITLE Q. UNION MARKET DISTRICT TIF**

Sec. 7191. Short title.

This subtitle may be cited as the “Union Market District TIF Inducement Act of 2015”.

Sec. 7192. Definitions.

For the purposes of this subtitle, the term:

(1) “Development costs” shall have the same meaning as provided in section 2(13) of the TIF Act.

(2) “Development Sponsor” means Edens, or an affiliate thereof approved by the Mayor.

(3) “Eligible project” shall have the same meaning as provided in section 2(18) of the TIF Act.

(4) “Home Rule Act” means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*).

(5) “Project” means the financing, refinancing, or reimbursing of certain tax increment qualified costs incurred for the development of projects, including retail, residential, and office space on parcels, lots, and squares, within and abutting the boundary of the Florida Avenue Market as set forth in the Florida Avenue Market Small Area Plan, dated 2009, approved by the Florida Avenue Market Small Area Plan Approval Resolution of 2009, effective October 6, 2009 (Res. 18-257; 56 DCR 8401).

(6) “Tax increment” shall have the same meaning as provided in section 490(n)(6) of the Home Rule Act.

(7) “TIF Act” means the Tax Increment Financing Authorization Act of 1998, effective September 11, 1998 (D.C. Law 12-143; D.C. Official Code § 2-1217.01 *et seq.*).

(8) “TIF Bonds” means bonds, notes, or other obligations issued pursuant to the TIF Act.

Sec. 7193. Findings.

The Council finds that:

(1) Pursuant to section 490 of the Home Rule Act, the TIF Act provides for the issuance of TIF Bonds to finance certain public infrastructure costs of eligible projects to the extent the debt service on the TIF Bonds can be paid from tax revenues generated by those eligible projects and does not violate District law with regard to the limitations on the issue of debt.

(2) The Development Sponsor has requested that the District consider the issuance of TIF Bonds, in one or more taxable or tax-exempt issues, for the purpose of financing or reimbursing the Development Sponsor for development costs of the Project in the net amount of \$90 million.

(3) The Project is desirable and in the public interest.

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### Sec. 7194. Declaration of intent.

(a) The Council supports the Project and, to the extent feasible, legal, and prudent under the District's debt limitations, and in compliance with law, supports efforts to issue TIF Bonds to finance eligible development costs of the Project.

(b) The maximum principal amount of the TIF Bonds to be issued to finance the Project shall be determined by agreement of the Development Sponsor, the Chief Financial Officer, and the Mayor.

(c) The issuance of the TIF Bonds shall be dependent on the execution of a mutually agreed upon development agreement and other agreements between the District and the Development Sponsor and certification of the Project by the Chief Financial Officer pursuant to the TIF Act.

### Sec. 7195. Future legal requirements.

The issuance of TIF Bonds to finance the Project and the terms of the resolution approving the issuance of the TIF Bonds are subject to approval by the Council as set forth in the TIF Act. Enactment of this subtitle in no way guarantees that the District will authorize the issue of TIF Bonds in any amount, that the TIF Bonds will be approved by the District, or that the TIF Bonds will actually be issued.

## **SUBTITLE R. REAL PROPERTY TAX TRANSFER DEFERRAL**

### Sec. 7201. Short title.

This subtitle may be cited as the "Real Property Tax Transfer Deferral Amendment Act of 2015".

Sec. 7202. Section 47-845.03 of the District of Columbia Official Code is amended as follows:

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

"(1A) "Heir" means an individual named in an enforceable will or transfer on death deed, or an individual named as a beneficiary of an enforceable trust, or in the absence of the foregoing, an individual who shall inherit pursuant to Chapter 3 of Title 19 of the District of Columbia Official Code."

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

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

"(2) Deferred real property tax, interest thereon, and any penalties, shall be payable within 30 days from the transfer of the real property. Upon such transfer, real property tax that is not timely paid, with interest thereon, shall thereafter be deemed delinquent real property tax."

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

"(3) Where the real property that is the subject of the deferral is not or is no longer part of the estate of the eligible applicant and in an active probate proceeding thereof, real property tax, interest thereon, and any penalties shall be due as follows:



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“(A) Within 90 days from the date of death of the eligible applicant, or 30 days from the date of transfer or cessation of probate legal proceedings related to the real property, whichever is sooner, if the real property is not transferred to heirs; or

“(B) Within one year from the date of death of the eligible applicant if the real property is or shall be transferred to heirs pursuant to trust, transfer on death deed, or other such instrument.

“(4) Where the real property that is the subject of the deferral is part of the estate of the eligible applicant and in an active probate proceeding thereof, real property tax, interest thereon, and any penalties shall be due within one year from the date of transfer by the personal representative of such real property.

“(5) Real property tax, interest thereon, and any penalties on a real property due and not timely paid shall be deemed delinquent real property tax.”.

(c) Subsection (i)(1) is amended as follows:

(1) Strike the phrase “If the senior’s” and insert the phrase “Unless otherwise provided in this section, if the senior’s” in its place.

(2) Strike the phrase “paid within 30 days of the change in eligibility” and insert the phrase “paid within 90 days of the change in eligibility” in its place.

(3) Strike the phrase “fails to notify the Mayor timely” and insert the phrase “fails to pay timely to the Mayor” in its place..

**SUBTITLE S. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING MATCH**

Sec. 7211. Short title.

This subtitle may be cited as the “National Cherry Blossom Festival Fundraising Match Act of 2015”.

Sec. 7212. (a) In Fiscal Year 2016, of the funds allocated to the Non-Departmental agency, \$250,000 shall be transferred to the Washington Convention and Sports Authority to administer a matching grants program to support the National Cherry Blossom Festival. A matching grant of up to \$250,000 shall be awarded to a nonprofit organization that organizes and produces an event or events as part of the official, month-long National Cherry Blossom Festival dollar-for-dollar for corporate donations above \$750,000 raised by the nonprofit for this purpose by March 31, 2016. Any matching grant awarded under this section shall be in addition to any other grants awarded by the Washington Convention and Sports Authority in support of the National Cherry Blossom Festival.

(b) Grants issued pursuant to this subsection shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*).

**SUBTITLE T. TREGARON CONSERVANCY TAX EXEMPTION AND RELIEF**

Sec. 7221. Short title.

This subtitle may be cited as the “Tregaron Conservancy Tax Exemption and Relief Amendment Act of 2015”.

Sec. 7222. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents for section designation 47-1077 is amended to read as follows: “47-1077. Tregaron Conservancy, Lots 848, 857, 859, and 860, Square 2084.”.

(b) Section 47-1077 is amended as follows:

(1) The heading is amended by striking the phrase “Lots 857, 859, and 860” and inserting the phrase “Lots 848, 857, 859, and 860” in its place.

(2) The lead-in language is amended by striking the phrase “Lots 857, 859, and 860” and inserting the phrase “Lots 848, 857, 859, and 860” in its place.

Sec. 7223. Transfer exempt from transfer and recordation taxes.

The conveyance of the real property described as Lot 848, Square 2084 to the Tregaron Conservancy shall be exempt from the tax imposed by section 303 of the District of Columbia Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1103), and D.C. Official Code § 47-903.

Sec. 7224. Applicability.

This subtitle shall apply as of March 1, 2015.

**SUBTITLE U. RETAIL SERVICE STATION TRANSFER TAX**

Sec. 7231. Short title.

This subtitle may be cited as the “Retail Service Station Transfer Tax Amendment Act of 2015”.

Sec. 7232. Section 47-903(a-5) of the District of Columbia Official Code is repealed.

**SUBTITLE V. IPW FUND, DESTINATION DC MARKETING FUND, AND WMATA MOMENTUM FUND AMENDMENT**

Sec. 7241. Short title.

This subtitle may be cited as the “IPW Fund, Destination DC Marketing Fund, and WMATA Momentum Fund Amendment Act of 2015”.

Sec. 7242. The IPW Fund, Destination DC Marketing Fund, and WMATA Momentum Fund Support Fund Establishment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; 61 DCR 9990), is amended as follows:

(a) Section 7152(b) (D.C. Official Code § 1-325.291(b)) is amended as follows:

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

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(A) Strike the figure “\$3.5 million” and insert the figure “\$2 million” in its place.

(B) Strike the phrase “obtained; and” and insert the phrase “obtained;” in its place.

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

“(1A) The amount of \$1.5 million from any recoveries from litigation brought on behalf of the District; provided, that the Litigation Support Fund established in section 106b of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, passed on 2nd reading on June 30, 2015 (Enrolled version of Bill 21-158), has reached its initial balance cap; and”.

(b) Section 7154 (D.C. Official Code § 1-325.311) is amended by adding a new subsection (b-1) to read as follows:

“(b-1) Upon settlement of litigation in *United States ex rel. Mills v. Compass Group North America et al.*, 2013 CAB SLD 004624, any and all recoveries by the District from the settlement not otherwise encumbered pursuant to the settlement agreement shall be deposited into the Fund.”.

**SUBTITLE W. PUBLIC SPACE REVENUE CLARIFICATION**

Sec. 7251. Short title.

This subtitle may be cited as the “Public Space Revenue Clarification Amendment Act of 2015”.

Sec. 7252. Section 47-305.01 of the District of Columbia Official Code is amended as follows:

(a) Subsection (a) is amended by striking the phrase “public space authorized by the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101 et seq.)” and inserting the phrase “public rights-of-way authorized by Title VI of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 10-1141.01 *et seq.*)” in its place.

(b) Subsection (b) is amended by striking the phrase “public space authorized by the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101 et seq.)” and inserting the phrase “public rights-of-way authorized by Title VI of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 10-1141.01 *et seq.*) ” in its place.

Sec. 7253. Section 601(3) of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 10-1141.01(3)), is amended by striking the phrase “or boulevard” and inserting the phrase “or boulevard used pursuant to District law for public services, including rail lines and electric, natural gas, water, sewer, and communication utilities” in its place.

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**TITLE VIII. CAPITAL BUDGET**  
**SUBTITLE A. FY 2016 CAPITAL PROJECT FINANCING REALLOCATION**

Sec. 8001. Short title.

This subtitle may be cited as the “Fiscal Year 2016 Capital Project Reallocation Approval Act of 2015”.

Sec. 8002. (a) Pursuant to and in accordance with Chapter 3 of Title 47 of the District of Columbia Official Code, the Council approves the Mayor’s request to reallocate \$164,988,727 in general obligation bond proceeds from District capital projects listed in Table A to the District capital projects, in the amounts specified, listed in Table B.

(b) The current allocations were made pursuant to the Fiscal Year 2012 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution of 2011, effective December 6, 2011 (Res. 19-315; 58 DCR 10556), the Fiscal Year 2013 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution of 2012, effective October 16, 2012 (Res. 19-635; 59 DCR 12818), the Fiscal Year 2014 Income Tax Secured Revenue Bond and General Obligation Approval Resolution of 2013, effective November 5, 2013 (Res. 20-321; 60 DCR 15794), and the Fiscal Year 2015 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Approval Resolution of 2014, effective November 18, 2014 (Res. 20-687; 61 DCR 12738).

**TABLE A.**

<b>Owner Agency Name</b>	<b>Project Number</b>	<b>Implementing Agency</b>	<b>Project Title</b>	<b>Bond Issuance Series</b>	<b>Amount</b>
Commission On Arts and Humanities	AH7	CAH	Arts & Humanities Grants & Projects	2013A G.O.	2,166,753
Commission On Arts and Humanities	AH7	CAH	Arts & Humanities Grants & Projects	2014C G.O.	2,451,957
Commission On Arts and Humanities	DA1	CAH	Arts & Humanities Grants & Projects	2012 C - IT	157,088
D.C. Public Library	LB2	DCPL	Library Improvements	2012 C - IT	5,924
D.C. Public Library	LB2	DCPL	Library Improvements	2013A G.O.	6,536
Department Behavioral Health	HX4	DBH	Construct New SEH In-Patient	2012 C - IT	1,759,993
Department Behavioral Health	HX4	DBH	Construct New SEH In-Patient	2013A G.O.	1,000,000
Department Behavioral Health	HX4	DBH	Construct New SEH In-Patient	2014C G.O.	3,000,000
Department of Corrections	CR1	DOC	HVAC Replacement	2013A G.O.	210,299
Department of General Services	PR1	DGS	One Judiciary Square Roof	2014C G.O.	566,687
Department of Parks and Recreation	COM	DGS	Congress Heights Modernization	2012 FG IT	26,761
Department of Parks and Recreation	QS5	DGS	Barry Farm Recreation Center	2012 FG IT	177,483
Department of Public Works	FS1	DPW	Upgrade to DPW Fueling Sites	2013A G.O.	76,427
Deputy Mayor for Education	CES	DMED	Language Immersion MS/HS Facility Grant	2014C G.O.	3,000,000
Deputy Mayor for Planning and Economic Development	AWR	DMPED	St Elizabeths Infrastructure	2012 C - IT	41,196,793
Deputy Mayor for Planning and Economic Development	EB0	DMPED	New Communities	Pending	8,000,000
Deputy Mayor for Planning and Economic Development	EDP	DMPED	Economic Development Pool	2014C G.O.	347,460
District Department of Transportation	CE3	DDOT	Alley Maintenance	2012 C - IT	227,938
District Department of Transportation	CE3	DDOT	Alley Maintenance	2013A G.O.	328,043
District Department of Transportation	ED0	DDOT	11th Street Bridge Park	Pending	2,003,643
District Department of Transportation	NP0	DDOT	Non-Participating Highway Trust Fund Support	2012 C - IT	1,430,163

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District Department of Transportation	NP0	DDOT	Non-Participating Highway Trust Fund Support	2013A G.O.	3,500,000
District Department of Transportation	NP0	DDOT	Non-Participating Highway Trust Fund Support	2014C G.O.	2,500,000
District Department of Transportation	NP0	DDOT	Non-Participating Highway Trust Fund Support	Pending	4,481,447
District Department of Transportation	PM3	DDOT	Advanced Design and Planning	2012 C - IT	532,146
District Department of Transportation	PM3	DDOT	Advanced Design and Planning	2013A G.O.	1,000,000
District Department of Transportation	SA3	DDOT	H Street/Benning/K Street Streetcar Line	Pending	36,011,922
District of Columbia Public Schools	CHA	DGS	Challenger Center For Space Education	2012 C - IT	1,000,000
District of Columbia Public Schools	CHA	DGS	Challenger Center For Space Education	2014C G.O.	500,000
District of Columbia Public Schools	MH1	DGS	Dunbar SHS Modernization	2012 FG IT	4,243,657
District of Columbia Public Schools	NX3	DGS	Cardozo HS Modernization	2012 FG IT	12,304,374
District of Columbia Public Schools	PE3	DCPS	Drew ES Modernization/Renovation	2012 C - IT	511,155
Fire and Emergency Management Services	F34	FEMS	Emergency Communication Systems	2013A G.O.	16,841
Fire and Emergency Management Services	LC5	FEMS	Engine Company 23 Renovation	2014C G.O.	2,886,745
Metropolitan Police Department	CTV	MPD	Tactical Village Training Facility	2014C G.O.	738,768
Office of Municipal Planning	PLN	OP	District Public Plans and Studies	2012 C - IT	3,542,714
Office of Municipal Planning	PLN	OP	District Public Plans and Studies	2014C G.O.	6,525,205
Office of the Chief Financial Officer	BF3	OCFO	SOAR Modernization	Pending	10,000,000
Office of the Chief Financial Officer	BF3	OCFO	SOAR Replacement	2012 C - IT	1,001,550
Office of the Chief Financial Officer	BF3	OCFO	SOAR Replacement	2013A GO	648,627
Office of the Chief Financial Officer	BF3	OCFO	SOAR Replacement	2014C G.O.	63,000
Special Education Transportation	BU2	SET	Special Education Transportation Center	2012 C - IT	4,840,628
<b>TOTAL</b>					<b>\$164,988,727</b>

**TABLE B**

Owner Agency Name	Project Number	Implementing Agency	Project Title	Bond Issuance Series	Amount
Department of Corrections	CR0	DGS	Inmate Processing Center	N/A	4,500,000
D.C. Public Library	NEL	DCPL	Northeast Library	N/A	547,780
District of Columbia Public Schools	NA6	DGS	Ballou Senior High School	N/A	27,986,000
District of Columbia Public Schools	NR9	DGS	Roosevelt Senior High School	N/A	20,223,161
District of Columbia Public Schools	YY1	DGS	Modernizations & Renovations	N/A	50,864,967
District of Columbia Public Schools	BRK	DGS	Brookland MS Modernization	N/A	8,500,000
Office on Aging	EA3	DGS	Washington Center for Aging Services Renovation	N/A	409,442
WMATA	SA3	WMATA	WMATA Fund - PRIIA	N/A	10,406,472
WMATA	SA5	WMATA	WMATA CIP Contribution	N/A	21,550,905
University of the District of Columbia	UG7	UDC	Renovation of University Facilities	N/A	20,000,000
<b>TOTAL</b>					<b>\$164,988,727</b>

### **SUBTITLE B. SALE OF PUBLIC LANDS PROCEEDS AMENDMENT**

Sec. 8011. Short title.

This subtitle may be cited as the “McMillan Redevelopment Proceeds Amendment Act of 2015”.

Sec. 8012. Section 1 of 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;

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D.C. Official Code § 10-801 *et seq.*), is amended by adding a new subsection (n) to read as follows:

“(n) The net proceeds from the disposition of the McMillan Sand Filtration Site approved by the McMillan Residential Townhomes Parcel Disposition Approval Resolution of 2014, effective December 2, 2014 (Res. 20-705; 62 DCR 1091), the McMillan Residential Multifamily Parcels Disposition Approval Resolution of 2014, effective December 2, 2014 (Res. 20-706; 62 DCR 1094), and the McMillan Commercial Parcel Disposition Approval Resolution of 2014, effective December 2, 2014 (Res. 20-707; 62 DCR 1097), shall not be deposited into the unrestricted fund balance of the General Fund of the District of Columbia but instead shall be deposited into the capital fund account associated with the McMillan Site Redevelopment, EB0-AMS11C.”.

**SUBTITLE C. DDOT CAPITAL BUDGET ALLOCATION AUTHORITY  
AMENDMENT**

Sec. 8021. Short title.

This subtitle may be cited as the “Department of Transportation Capital Budget Allocation Authority Amendment Act of 2015”.

Sec. 8022. Section 3(e)(2) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.02(e)(2)), is amended by striking the phrase “for the Related Projects of each capital project” and inserting the phrase “for the Related Projects, as submitted annually by DDOT through the approved Transportation Improvement Program as part of the budget request for each capital project” in its place.

**SUBTITLE D. PAY-AS-YOU-GO CAPITAL ACCOUNT AMENDMENT**

Sec. 8031. Short title.

This subtitle may be cited as the “Pay-as-you-go Capital Account Amendment Act of 2015”.

Sec. 8032. Section 47-392.02(f)(2) of the District of Columbia Official Code is amended by striking the phrase “Fiscal Year 2017” and inserting the phrase “Fiscal Year 2019” in its place.

**SUBTITLE E. CAPITAL PROJECT REVIEW AND RECONCILIATION**

Sec. 8041. Short title.

This subtitle may be cited as the “Capital Project Review and Reconciliation Amendment Act of 2015”.

Sec. 8042. The Capital Project Support Fund Establishment Act of 2009, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 1-325.151 *et seq.*), is amended as follows:

(a) Section 1261 (D.C. Official Code § 1-325.151) is amended to read as follows:

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“Sec. 1261. Definitions.

“For the purposes of this act, the term:

“(1) “Alley Rehabilitation Project” means the capital project designated as District Department of Transportation capital project CEL21C in the District’s capital improvement program.

“(2) “Buyer agency” means a District department, office, or agency that places an order for goods or services using funds appropriated for a capital project pursuant to a memorandum of understanding.

“(3) “Capital project” shall have the same meaning as provided in section 103(8) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.03(8)).

“(4) “Chief Financial Officer” means the Chief Financial Officer of the District of Columbia.

“(5) “Fund” means the Capital Project Support Fund established by section 1262.

“(6) “Memorandum of understanding” means an agreement between District departments, offices, or agencies authorized pursuant to section 1(k)(1) of An Act To Grant Additional Powers to the Commissioners of the District of Columbia, and for other purposes, approved December 20, 1944 (58 Stat. 819; D.C. Official Code § 1-301.01(k)(1)), to provide goods or services for the benefit of a capital project with payment to be made with funds appropriated for that capital project.

“(7) “OCFO” means the Office of the Chief Financial Officer of the District of Columbia established by section 424(1) of the District of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24a(a)).

“(8) “Seller agency” means a District department, office, or agency that receives a transfer of funds appropriated for a capital project to provide goods or services related to that project pursuant to a memorandum of understanding.

“(9) “Surplus capital funds” means unexpended funds appropriated for a capital project that have been identified by the OCFO as available for transfer pursuant to section 1263a or section 1263b.

(b) Section 1262 (D.C. Official Code § 1-325.152) is amended to read as follows:

“Sec. 1262. Capital Project Support Fund.

“(a) There is established as a special fund the Capital Project Support Fund, which shall be administered by the Chief Financial Officer in accordance with this act.

“(b) All surplus capital funds identified by the Chief Financial Officer pursuant to sections 1263a and 1263b shall be deposited into the Fund.”.

(c) Section 1263(b) (D.C. Official Code § 1-325.153(b)) is amended by striking the second sentence.

(d) New sections 1263a and 1263b are added to read as follows:.

“Sec. 1263a. Closure of capital budget memoranda of understanding; transfer of surplus capital funds.

“(a) After the termination date of a memorandum of understanding, the buyer agency shall have 60 days to reconcile the accounting and budget data and close the funding line for the

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memorandum of understanding associated with the capital project in the system of accounting and reporting.

“(b)(1) After the closing date of the memorandum of understanding, the Office of Budget and Planning within the OCFO shall notify the buyer agency and the seller agency of any issues that must be resolved to close the funding line for the memorandum of understanding in the project management system, including:

“(A) Any outstanding issues related to removal of any encumbrances and pre-encumbrances:

“(B) The need for reconciliation of the capital project budget and expenditures between the buyer agency and the seller agency related to the memorandum of understanding; or

“(C) Needed accounting entries necessary to zero out the budget balance for the memorandum of understanding.

“(3) After the 60-day reconciliation period required by subsection (a) of this section, the OCFO, through its Director of Capital Improvements, shall adjust entries to ensure the close of the funding line for a memorandum of understanding associated with a capital project, with no outstanding balances remaining.

“(c) Any surplus capital funds that the Director of Capital Improvements identifies following the 60-day reconciliation period shall be deposited in the Capital Project Support Fund.

“Sec. 1263b. Transfer of other surplus capital funds.

“(a) If a department, office, or agency has a capital project with an unexpended balance of more than \$250,000 for which no funds have been expended or encumbered for 3 consecutive years, the OCFO shall provide 30 days written notice to the department, office, or agency of the CFO’s intent to transfer the surplus capital funds to the Capital Project Support Fund. The CFO shall make this transfer unless the department, office, or agency to which the funds have been budgeted or allotted:

“(1) Certifies to the Mayor, Council, and CFO, within the 30-day notice period that it intends to use the funds to implement the capital project within 18 months of the certification; and

“(2) Submits a satisfactory activity report to the OCFO describing the status of the implementation within 180 days from the date of certification.

“(b) The OCFO shall have sole and complete discretion to determine whether the activity report required by subsection (a) of this section is satisfactory. If the OCFO determines that an activity report is unsatisfactory, the OCFO shall transfer the surplus capital funds to the Capital Project Support Fund after providing 10 days written notice to the agency.

“(c) The OCFO shall transfer to the Capital Project Support Fund surplus capital funds from a capital project with an unexpended balance of \$250,000 or less for which no funds have been expended or encumbered for 3 consecutive years upon the OCFO’s identification of such funds.”.

(e) Section 1264 (D.C. Official Code § 1-325.154) is amended to read as follows:

“Sec. 1264 Reporting requirements.



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“The Chief Financial Officer shall submit a written report to the Mayor and the Council on a quarterly basis on the status of the Fund, including the current balance of the Fund and a list of the projects supported by the Fund.”.

(f) Section 1265(a) (D.C. Official Code § 1-325.155(a)) is amended by striking the phrase “Notwithstanding any other provision of this act,” and inserting the phrase “Except as provided in section 1266 and notwithstanding any other provision of this act,” in its place.

(g) A new section 1266 is added to read as follows:

“Sec. 1266. Alley Rehabilitation Project.

“(a) Notwithstanding any other provision of this act, the Chief Financial Officer shall transfer to and retain in the Alley Rehabilitation Project the first \$6 million of surplus capital funds identified pursuant to section 1263a or section 1263b, to be made available for purposes of the Alley Rehabilitation Project through a reprogramming pursuant to Chapter 3 of Title 47 of the District of Columbia Official Code.

“(b) This section shall expire on September 30, 2016.”.

**SUBTITLE F. CAPITAL RESCISSIONS**

Sec. 8051. Short title.

This subtitle may be cited as the “Fiscal Year 2016 Capital Rescission Act of 2015”.

Sec. 8052. The Chief Financial Officer shall rescind or adjust existing capital project allotment as set forth in the following tabular array:

Owner Agency	Project No	Project Title	Fund Detail	Existing Allotment Adjustments
AM0 - DEPARTMENT OF GENERAL SERVICES	A0502CC	WARD 6 SENIOR WELLNESS CENTER	0300	(200.00)
BA0 - OFFICE OF THE SECRETARY	AB102C	ARCHIVES	0300	(1,000,000.00)
BD0 - OFFICE OF PLANNING	PLN37C	DISTRICT PUBLIC PLANS & STUDIES	0300	(280,946.04)
CE0 - DC PUBLIC LIBRARY	LB2CEC	LIBRARY IMPROVEMENTS	0300	(5,952.61)
CR0 - DEPT. OF CONSUMER AND REGULATORY AFFAIRS	EB301C	VACANT PROPERTY INSPECTION AND ABATEMENT	0300	(25,015.96)
EB0 - DEPUTY MAYOR FOR PLANNING AND ECON DEV	AWR01C	SAINT ELIZABETHS E CAMPUS INFRASTRUCTURE	0300	(2,500,000.00)
	EB008C	NEW COMMUNITIES	0300	(10,000,000.00)
	EB409C	WASA NEW FACILITY	0300	6,000,000.00

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ELC - EQUIPMENT LEASE - CAPITAL	ITI05C	MASTER EQUIPMENT LEASE - FA POLICE	0300	(7,887.12)
	MLP01C	MASTER EQUIPMENT LEASE - DC LIBRARY	0300	(2,804.93)
	MLP02C	MASTER EQUIPMENT LEASE - DC LIBRARY	0300	(62.00)
	MLP03C	MASTER EQUIPMENT LEASE - DC LIBRARY	0300	(621.15)
FA0 - METROPOLITAN POLICE DEPARTMENT	IT101C	INFORMATION TECHNOLOGY INITIATIVE	0300	(3,936.00)
FB0 - FIRE AND EMERGENCY MEDICAL SERVICES	LB637C	E-15 COMPLETE MODERNIZATION/RENOVATION	0300	(71.16)
FL0 - DEPARTMENT OF CORRECTIONS	CEV01C	DOC ELEVATOR REFURBISHMENT	0300	(800,000.00)
GA0 - DISTRICT OF COLUMBIA PUBLIC SCHOOLS	GI010C	SPECIAL EDUCATION CLASSROOMS	0300	(500,000.00)
	MJ138C	JANNEY ES MODERNIZATION/RENOVATION	0300	(906.84)
	NJ837C	MCKINLEY HS- MODERNIZATION/RENOVATION	0300	(20,000.00)
	NX437C	ANACOSTIA HS MODERNIZATION/RENOV	0300	(32,800.00)
	PK337C	MARTIN LUTHER KING ES MODERNIZATION	0300	(1,000,000.00)
	SK120C	ATHLETIC FAC IMPROVEMENT	0300	(1,000,000.00)
	SK1ASC	ANNE GODING/SHERWOOD RC (PLAYGROUND)	0300	(55,000.00)
	T2241C	STUDENT INFORMATION SYSTEM-PCS	0301	(500,000.00)
	YY142C	BRUCE MONROE @ PARKVIEW ES MODERNIZATION	0300	5,762,564.83
	YY105C	PROSPECT ES MODERNIZATION/RENOVATION	0300	(2,963,250.00)
	YY141C	BROOKLAND ES MODERNIZATION/RENOVATION	0300	(10,268.26)
	YY146C	LASALLE ES MODERNIZATION/RENOVATION	0300	(75,142.98)
	YY150C	NALLE ES	0300	(28,328.87)

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		MODERNIZATION/RENOVATION		
	YY168C	LUDLOW-TAYLOR ES MODERNIZATION/RENOVATION	0300	(100,000.00)
	YY1MRC	MARIE REED ES MODERNIZATION/RENOVATION	0300	3,500,000.00
GF0 - UNIVERSITY OF THE DISTRICT OF COLUMBIA	UG706C	RENOVATION OF UNIVERSITY FACILITIES	0300	7,500,000.00
HA0 - DEPARTMENT OF PARKS AND RECREATION	IVYCTC	IVY CITY COMMUNITY CENTER	0300	(1,925,000.00)
	QA501C	STODDERT RECREATION CENTER	0300	(16,482.17)
	RG001C	GENERAL IMPROVEMENTS - DPR	0300	(622,278.96)
HT0 - DEPARTMENT OF HEALTH CARE FINANCE	HI101C	DISTRICT OPERATED HEALTH INFORMATION	0300	(1,456,147.34)
	MPM02C	DISTRICT MMIS UPGRADE	0300	(7,363.83)
KA0 - DEPARTMENT OF TRANSPORTATION	AD310C	SHERMAN STREET	0300	(521.66)
	BR005C	H STREET BRIDGE	0300	20,000,000.00
	BR101C	PEDESTRIAN BRIDGE	0300	(4,000,000.00)
	SA306C	H ST/BENNING/K ST. LINE	0300	(31,000,197.00)
	SR097C	IVY CITY STREETSCAPES	0300	350,000.00
	EDL18C	NEW YORK AVENUE STREETSCAPES	0300	2,725,000.00
	ED202C	BANNEKER OVERLOOK STEPS	0301	500,000.00
TO0 - OFFICE OF THE CHIEF TECHNOLOGY OFFICER	ZA143C	DC GIS CAPITAL INVESTMENT	0300	(67,626.95)
<b>Rescission of Existing Allotment</b>				<b>(13,671,247.00)</b>

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**SUBTITLE G. 11<sup>TH</sup> STREET BRIDGE PARK FUNDING LIMITATIONS**

Sec. 8061. Short title.

This subtitle may be cited as the “11<sup>th</sup> Street Bridge Park Funding Limitations Act of 2015”.

Sec. 8062. (a) No funds allocated for the purpose of the 11th Street Bridge Park project may be awarded or disbursed to any entity for purposes of construction until at least 50% of the total projected construction costs of the project have been raised from private donors.

(b) No District funds may be awarded or expended for the purpose of operations or maintenance of the 11th Street Bridge Park.

**TITLE IX. SPECIAL PURPOSE AND DEDICATED REVENUE FUND  
AMENDMENTS AND TRANSFERS**

**SUBTITLE A. SPECIAL FUND AMENDMENT**

Sec. 9001. Short title.

This subtitle may be cited as the “Special Fund Amendment Act of 2015”.

Sec. 9002. Section 1082(b) of the Fiscal Year 2012 Budget Support Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 1-325.201(b)), is amended as follows:

(a) Strike the phrase “solely for the purposes of maintaining and upgrading” and insert the phrase “for capital expenses, or for operating expenses related to furniture, fixtures, equipment, or maintaining or upgrading” in its place.

(b) Strike the phrase “Council’s Chief Technology Officer” and insert the phrase “Secretary to the Council” in its place.

**SUBTITLE B. DESIGNATED FUND TRANSFERS**

Sec. 9011. Short title.

This subtitle may be cited as the “Designated Fund Transfer Act of 2015”.

Sec. 9012. Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from certified fund balances or revenues to the General Fund of the District of Columbia, and recognize as Fiscal Year 2016 local funds resources, the Fiscal Year 2015 amounts from the following funds:

<b>Designated Fund Balance/Revenue - Overview</b>		
<b>Agency</b>	<b>Fund Name</b>	<b>FY 15 Amount</b>
<b>Budget Reserves:</b>		
BD0	Historic Landmark District Protection Fund	1,250,000
	<b>Subtotal</b>	<b>1,250,000</b>
<b>Dedicated Taxes:</b>		

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HT0	Nursing Homes Quality of Care Fund	4,078,020
HT0	Healthy DC Fund	22,991,412
HT0	Stevie Sellows	2,522,743
	<b>Subtotal</b>	<b>29,592,175</b>
<b>Purpose Restrictions:</b>		
AT0	OFT Central Collection Unit	13,000,000
CR0	OPLA - Special Account	500,000
CR0	Board of Engineers Fund	500,000
CR0	Corporate Recordation Fund	500,000
CT0	Cable Franchise Fees	5,500,000
FL0	Correction Trustee Reimbursement	4,170,231
FL0	Correction Reimbursement-Juveniles	922,547
HCO	State Health Planning and Development Fund	1,764,017
HCO	Pharmaceutical Protection Fund	2,841,368
HT0	Medicaid Collections-3rd Party Liability	3,905,187
KG0	Sustainable Energy Trust Fund	3,500,000
KG0	Energy Assistance Trust Fund	500,000
KG0	Soil Erosion and Sediment Control	1,233,451
KG0	Wetland and Stream Mitigation	1,000
KG0	Municipal Aggregation Program	329,665
KT0	Supercan Program	175,004
KT0	Solid Waste Disposal Cost Recovery	202,511
KV0	Motor Vehicle Inspection Station	3,478,223
SR0	Securities and Banking Regulatory Trust Fund	9,509,627
TC0	Public Vehicles-for-Hire Consumer Service Fund	1,938,003
PA0	Right-of-Way Revenues	3,296,805
	<b>Subtotal</b>	<b>57,767,639</b>
<b>Total General Fund</b>		<b>88,609,814</b>
<b>Enterprise and Other Funds:</b>		
TX0	Tax Increment Financing	2,750,000
<b>Total Enterprise and Other Funds</b>		<b>2,750,000</b>
<b>TOTAL</b>		<b>91,359,814</b>

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Sec. 9013. The Chief Financial Officer shall allocate the amount in section 9012 pursuant to the approved Fiscal Year 2016 Budget and Financial Plan.

Sec. 9014. Applicability.  
This subtitle shall apply as of September 30, 2015.

**TITLE X. APPLICABILITY, FISCAL IMPACT, AND EFFECTIVE DATE**

Sec. 10001. Applicability.  
Except as otherwise provided, this act shall apply as of October 1, 2015.

Sec. 10002. Fiscal impact statement.  
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 10003. Effective date.  
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia