


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

MEMORANDUM

To: Members of the Council

From: Nyasha Smith, Secretary to the Council
Date: April 9, 2015
Subject: Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Thursday, April 2, 2015. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Fiscal Year 2016 Budget Support Act of 2015", B21-158

INTRODUCED BY: Chairman Mendelson at the request of the Mayor

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

COMMITTEE LEGEND

| | |
|------|---|
| BCRA | BUSINESS, CONSUMER AND REGULATORY AFFAIRS |
| COW | COMMITTEE OF THE WHOLE |
| E | EDUCATION |
| FR | FINANCE AND REVENUE |
| HHS | HEALTH AND HUMAN SERVICES |
| HCD | HOUSING AND COMMUNITY DEVELOPMENT |
| J | JUDICIARY |
| TE | TRANSPORTATION AND THE ENVIRONMENT |

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| SUBTITLE B. SUPPLY MANAGEMENT AMENDMENT | COW |
| SUBTITLE C. OFFICE OF LGBT AFFAIRS AMENDMENT | HCD |
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| SUBTITLE E. DMPED LIMITED GRANT-MAKING AUTHORITY AMENDMENT | COW |
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| SUBTITLE G. LOCAL RENT SUPPLEMENT AMENDMENT | HCD |
| SUBTITLE H. MANUFACTURER'S SIDEWALK CAFÉ AND SUMMER GARDEN ENDORSEMENT AMENDMENT | BCRA |
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cc: General Counsel
Budget Director
Legislative Services



OFFICE OF THE
SECRETARY
2015 APR -2 PM 4:52

MURIEL BOWSER
MAYOR

April 2, 2015

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

Dear Chairman Mendelson:

On behalf of the residents of the District of Columbia, I am pleased to submit to you the District of Columbia Fiscal Year 2016 Budget and Financial Plan, entitled "Pathways to the Middle Class." Included in the submission you will find the "Fiscal Year 2016 Budget Request Act of 2015" and the "Fiscal Year 2016 Budget Support Act of 2015".

This proposal is the District of Columbia's twentieth consecutive balanced budget and represents a Fresh Start. As you know, the District faced a budget gap of \$193 million for FY 2016. This budget solves the gap and funds initiatives to prioritize affordable housing, preserve funding for education and public safety, and make investments to put DC on a path to end homelessness and improve our aging infrastructure. Each of these items was a key priority identified by District residents at the Mayor's public engagement forums held during the budget formulation process.

There are five overarching values that guide this budget and provide pathways to the middle class. These are improving: Education; Economic Opportunity; Public Safety; Neighborhoods; and the Environment and Infrastructure. Making investments in these priority areas will help ensure that our residents have a clearly defined pathway to the middle class and that DC remains a great place to live, work and play.

Below are some of the key investments in the FY 2016 Budget that help us to reach those goals:

Education

The FY 2016 budget ensures that funding for public education remains a top priority for the District and includes:

- \$31.4 million for increased enrollment at both DC Public Schools and DC public charter schools.

- \$317.3 million to modernize our elementary, middle and high school facilities.
- \$200,000 to expand the community schools model – which provides non-instructional wrap-around services to school children and their families to help them succeed — to an additional school.

Economic Opportunity

The FY 2016 budget makes investments to enhance job training services for our youth and helps put DC on a path toward ending homelessness for some of our most vulnerable families and individuals and includes:

- \$5.2 million to continue the expansion of the Marion Barry Summer Youth Employment Program by expanding the program to cover 21-24 year olds, raising the hourly wage to \$8.25 per hour for 16-21 year olds, and providing 6 weeks of transportation subsidies.
- \$1.5 million to expand career exploration, paid work experiences, self-advocacy training and work readiness training for high school students with disabilities.
- \$44.9 million in both capital and operating funds to create new family shelter options to replace DC General.
- \$13.7 million to begin funding DC's strategic path to end homelessness including funds for new prevention and rapid re-housing assistance for families and individuals, permanent supportive housing for families and individuals, targeted affordable housing units and a new daytime center for individuals to obtain social, housing, and employment supports.

Neighborhoods

The FY 2016 budget makes significant investments in affordable housing and neighborhood infrastructure to ensure our neighborhoods are affordable and attractive places to call home. This includes:

- Additional investment to the Housing Production Trust Fund that will provide \$100 million in resources to help create and preserve low- and moderate-income housing.
- \$166 million in capital funds over six years to upgrade alleys, sidewalks, and roads.
- \$2.4 million to provide rental assistance to low-income individuals and families.

Public Safety

The FY 2016 budget makes important investments in our front-line public safety workers with:

- \$5.1 million to increase the number of body-worn cameras for Metropolitan Police Department patrol officers.
- \$2.9 million to hire 48 new civilian positions within the Metropolitan Police Department, allowing more sworn officers to move from the desk to the street.
- \$2.5 million for a new Police Officers' Retention Pilot Program.

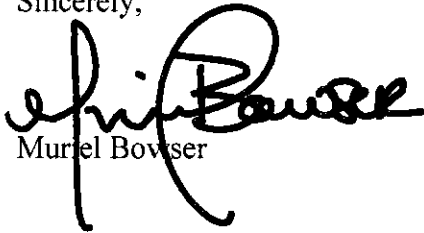
Environment and Infrastructure

The FY 2016 budget also includes important investments to improve our infrastructure including:

- \$323.4 million to fully fund the District's contribution to the Washington Metropolitan Area Transit Authority (WMATA) to prevent increases in fares or service reductions to Metrorail and Metrobus service.
- \$7.0 million to expand the Kids Ride Free program to Metrorail.

I look forward to the Council's review of this proposal and to working together to finalize and execute our budget for Fiscal Year 2016. Together, I know that we can work to help residents in every ward advance by ensuring they have the tools and resources they need to succeed, right here in the District.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser". The signature is fluid and cursive, with a large, stylized "M" and "B".

Muriel Bowser



Chairman Phil Mendelson
at the request of the Mayor

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Chairman Phil Mendelson, at the request of the Mayor, introduced the following bill, which was referred to the Committee on _____.

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

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;

1 (5) Employee awards pursuant to section 1901 of the District of Columbia
2 Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law
3 139; D.C. Official Code § 1-619.01);

4 (6) Safe driving awards;

5 (7) Gainsharing incentives in the Department of Public Works;

6 (8) Suggestion/invention awards;

7 (9) Quality steps;

8 (10) Salary incentives negotiated through collective bargaining; or

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

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

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

19 (d) Notwithstanding this subtitle or any other provision of law, the Office of the Attorney
20 General shall pay employees of the Office of the Attorney General all performance allowance
21 payments to which they are entitled or may become entitled under any approved compensation
22 agreement negotiated between and executed by the Mayor and Compensation Unit 33 of the
23 American Federation of Government Employees, Local 1403, AFL-CIO for the period from

1 October 1, 2013, through September 30, 2017. These payments are necessary to satisfy the
2 requirements of section 857 of the District of Columbia Government Comprehensive Merit
3 Personnel Act of 1978, effective April 20, 1999 (D.C. Law 12-260; D.C. Official Code § 1-
4 608.57), which requires the Attorney General's performance management system to link pay to
5 performance.

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

9 **SUBTITLE B. SUPPLY MANAGEMENT AMENDMENT**

10 Sec. 1011. Short title.

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

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

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

16 "Sec. 803. Electronic inventory control system for surplus property.

17 "(a) The CPO shall establish an electronic inventory control system to monitor all
18 surplus property. The system shall contain the following information:

19 "(1) The date of the receipt of the surplus property;

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

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

22 "(4) A photograph of the surplus property; and

23 "(5) The estimated value of the surplus property."

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

2 "Sec. 802a. Surplus property disposition agreements.

3 "(a) The CPO may enter into an agreement with a District agency, including an
4 independent agency, or a public charter school to sell its surplus goods.

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

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

10 "Sec. 805. Surplus Property Sales Fund.

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

13 "(b) There shall be deposited into the Fund:

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

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

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

19 (d) All funds in the Fund shall be lapsing."

20 **SUBTITLE C. OFFICE OF LGBT AFFAIRS AMENDMENT**

21 Sec. 1021. Short title.

22 This subtitle may be cited as the "Office of Gay, Lesbian, Bisexual, Transgender, and
23 Questioning Affairs Amendment Act of 2015".

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

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

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

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

9 “(2) “Lesbian, gay, bisexual, transgender, and questioning” means individuals
10 who identify themselves as lesbian, gay, bisexual, or transgender or are questioning or exploring
11 their sexuality or sexual identity, or are concerned about applying a social label to themselves
12 related to their sexuality or sexual identity and who are residents of the District of Columbia.

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

14 “(2A) “LGBTQ” means “lesbian, gay, bisexual, transgender, and questioning.”.

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

18 (b) Section 3 (D.C. Official Code § 2-1382) is amended by striking the phrase “Office of
19 Gay, Lesbian, Bisexual, and Transgender Affairs (“Office)” and inserting the phrase “Office of
20 Lesbian, Gay, Bisexual, Transgender, and Questioning Affairs (“Office)” in its place.

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

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

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

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

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

8 (C) Paragraph (8) is amended by:

9 (i) Striking the phrase “Gay, Lesbian, Bisexual and Transgender
10 Program Coordinators” and inserting the phrase “Lesbian, Gay, Bisexual, Transgender, and
11 Questioning Coordinators” in its place; and

12 (ii) Striking the phrase “gay, lesbian, bisexual and transgender
13 community” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning
14 community” in its place.

15 (D) Paragraph (9) is amended by striking the phrase “Gay, Lesbian,
16 Bisexual and Transgender Program Coordinator” and inserting the phrase “Lesbian, Gay,
17 Bisexual, Transgender, and Questioning Coordinator” in its place

18 (E) Paragraph (10) is amended by:

19 (i) Striking the phrase “Gay, Lesbian, Bisexual and Transgendered
20 program coordinator” and inserting the phrase “Lesbian, Gay, Bisexual, Transgender, and
21 Questioning Coordinator” in its place; and

1 (ii) Striking the phrase “gay, lesbian, bisexual and transgender
2 health” and inserting the phrase “lesbian, gay, bisexual, transgender, and questioning health” in
3 its place.

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

7 **SUBTITLE D. APPOINTMENT TERM AMENDMENT**

8 Sec. 1031. Short title.

9 This subtitle may be cited as the “Appointment Term Amendment Act of 2015”.

10 Sec. 1032. Section 203(e) and (f) of the Procurement Practices Reform Act of 2010,
11 effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.03(e) and (f)), are
12 repealed.

13 Sec. 1033. Section 7 of the Office of Administrative Hearings Establishment Act of 2001,
14 effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.04), is amended as
15 follows:

16 (a) Subsection (b)(2) is repealed.

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

18 “(d) At the conclusion of at least 2 years of service, the Chief Administrative Law Judge
19 shall have the right to assume a position as a full-time or part-time Administrative Law Judge for
20 a full term; provided, that he or she shall have no such right if he or she was removed from office
21 for cause, or if the Mayor makes a written finding within 60 days of the effective date of the
22 Chief Administrative Law Judge’s resignation, that cause for removal existed at or before the
23 conclusion of his or her period of service.”.

1 Sec. 1034. Section 2903(e) and (f) of the Establishment of the Office of the Chief
2 Medical Examiner Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official
3 Code § 5-1402(e) and (f)), are repealed.

4 Sec. 1035. Section 4(d) and (e) of the Department of Forensic Sciences Establishment of
5 2011, effective August 17, 2011 (D.C. Law 19-18; D.C. Official Code § 5-1501.03(d) and (e)),
6 are repealed.

7 Sec. 1036. Section 2(b) of the State Education Office Establishment Act of 2000,
8 effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2601) is amended by
9 striking the sentence “The Officer shall serve a 4-year term.”.

10 Sec. 1037. Section 2066(b) of the Office of the Chief Tenant Advocate Establishment Act
11 of 2005, effective October 1, 2007 (D.C. Law 16-181; D.C. Official Code § 42-3531.06(b)), is
12 amended to read as follows:

13 “(b) The Chief shall be appointed by the Mayor.”.

14 **SUBTITLE E. ATTORNEY GENERAL AND MAYOR’S OFFICE OF LEGAL**
15 **COUNSEL**

16 Sec. 1041. Short title.

17 This subtitle may be cited as the “Elected Attorney General and Mayor’s Office of Legal
18 Counsel Clarification Amendment Act of 2015”.

19 Sec. 1042. Preamble.

20 (a) The Mayor and Council of the District of Columbia find that it is in the public
21 interest that the Government of the District of Columbia incorporate the principles of democracy,
22 including shared responsibility, accountability, and checks and balances in the exercise of power.

1 (b) These principles are incorporated in this subtitle of the Budget Support Act, which
2 clarifies that the relationship of the Attorney General and Mayor is that of attorney and client.

3 Sec. 1043. The District of Columbia Government Comprehensive Merit Personnel Act of
4 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is
5 amended as follows:

6 (a) Section 851a (D.C. Official Code § 1-608.51a), is amended as follows:

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

8 (A) A new subparagraph (A-1) is added to read as follows:

9 “(A-1) Overseeing and supervising the legal work of subordinate agency
10 counsel;”

11 (B) A new subparagraph (B-1) is added to read as follows:

12 “(B-1) Providing legal sufficiency reviews of legislation, regulations, and
13 contracts, at the request of the Mayor; provided, the Attorney General may also provide such
14 reviews at the request of the Mayor;”

15 (b) Section 852 (D.C. Official Code § 1-608.52) is amended by striking the phrase
16 “General Counsels” and inserting the phrase “general counsels” in its place.

17 (c) Section 855 (D.C. Official Code § 1-608.55) is amended as follows:

18 (1) Subsection (a-1) is amended by inserting the phrase “; provided, the legal
19 work of such attorneys shall be under the direction, supervision, and control of the Director of
20 the Mayor’s Office of Legal Counsel” after the phrase “subordinate agency”.

21 (2) Subsection (d) is amended by striking the phrase “General Counsel” and
22 inserting the phrase “general counsel” in its place

1 (c) Section 862(5) (D.C. Official Code § 1-608.62(5)) is amended by striking the phrase
2 “General Counsel” and inserting the phrase “general counsel” in its place.

3 Sec. 1044. The Attorney General for the District of Columbia Clarification and Elected
4 Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code
5 § 1-301.81 *et seq.*), is amended as follows:

6 (a) Section 101 (D.C. Official Code § 1-301.81) is amended as follows:

7 (1) Subsection (a) is amended by adding a new paragraph (1A) to read as
8 follows:

9 “(1A) In all law business carried out by the Attorney General, the relationship
10 between the District government and the Attorney General shall be as client to attorney.

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

12 “(c) The Attorney General may delegate any of his or her authority to a subordinate
13 under his or her jurisdiction or to another office or agency, subject to the consent of the office or
14 agency; provided, the Attorney General may not delegate his or her authority to issue formal
15 opinions.”.

16 (b) Section 102 (D.C. Official Code § 1-301.82) is repealed.

17 (c) Section 105(a) (D.C. Official Code § 1-301.85(a)) is repealed.

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

19 “Sec. 106b. Personnel and procurement authority.

20 “(a) As set forth in the District of Columbia Comprehensive Merit Personnel Act of
21 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §1-601.01 *et seq.*)
22 (“CMPA”), the Attorney General shall be the personnel authority for the Office of the Attorney

1 General. The Attorney General's exercise of this authority shall be subject to those provisions of
2 the CMPA that are applicable to the Mayor, unless specifically exempted by District law.

3 “(b) As set forth in the Procurement Practices Reform Act of 2010, effective April 8,
4 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), the Attorney General shall have
5 procurement authority independent of the Chief Procurement Officer; provided, the procurement
6 authority of the Attorney General shall be subject to the provisions of the PPRA that are
7 applicable to procurements carried out by the Chief Procurement Officer, unless specifically
8 exempted by District law.”.

9 Sec. 1045. The District of Columbia Comprehensive Merit Personnel Act of 1978,
10 effective March 3, 1978 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as
11 follows:

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

13 “(1) The Mayor, each member of the Council of the District of Columbia, and the
14 Attorney General are entitled to pay, as provided in section 1109 of this act, in accordance with
15 the provisions of sections 421(d) and 403(a) of the District of Columbia Home Rule Act,
16 approved December 24, 1973 (87 Stat. 787; D.C. Official Code §§ 1-204.21(d) and 1-204.03(a)),
17 and section 105 of the Attorney General of the District of Columbia Clarification and Elected
18 Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code
19 § 1-301.85). The Mayor, each member of the Council of the District of Columbia, and the
20 Attorney General may participate in personnel benefit programs authorized in titles XXI, XXII,
21 XXIII, and XXVI of this act, and are covered by the provisions of subchapters XVIII, XXV,
22 XXIX, XXX, and XXXI of this act and section 408 of this act.”.

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

1 (1) Paragraph (13) is amended by striking the sentence “For the purposes of this
2 act, the Council of the District of Columbia shall be considered an independent agency of the
3 District of Columbia.” and inserting the sentence “For the purposes of this act, the Council of the
4 District of Columbia and the Office of the Attorney General for the District of Columbia shall be
5 considered independent agencies of the District of Columbia.” in its place.

6 (2) Paragraph (17)(D) is repealed.

7 (c) Section 406(b) is amended by adding a new paragraph (3B) to read as follows:

8 “(3B) For employees of the Office of the Attorney General, the personnel
9 authority is the Attorney General.”.

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

12 “(2A) The Attorney General may appoint no more than 30 persons;”

13 (e) Section 1109 (D.C. Official Code § 1-611.09) is amended as follows:

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

15 “Sec. 1109. Compensation — Mayor, members of the Council, and Attorney General.”

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

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

21 (f) Section 1715(a) (D.C. Official Code § 1-617.15(a)) is amended by striking the phrase
22 “or in the case of employees of the District of Columbia Board of Education or the Board of
23 Trustees of the University of the District of Columbia, by the respective Boards” and inserting

1 the phrase “or in the case of employees of the Office of the Attorney General, the District of
2 Columbia Board of Education, or the Board of Trustees of the University of the District of
3 Columbia, by the Attorney General or the respective Board” in its place.

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

7 (h) Section 1901(a) (D.C. Official Code § 1-619.01(a)) is amended by striking the phrase
8 “The Mayor” and inserting the phrase “The Mayor, the Attorney General” in its place.

9 (i) Section 2801 (D.C. Official Code § 1-628.01) is amended by striking the phrase “The
10 Mayor” and inserting the phrase “The Mayor, the Attorney General” in its place.

11 Sec. 1046. Section 201 of the Procurement Practices Reform Act of 2010, effective April
12 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), is amended as follows:

13 (b) Section 201 (D.C. Official Code § 2-352.01) is amended as follows:

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

15 (A) Paragraph 10 is amended by striking the word “and”.

16 (B) Paragraph 11 is amended by striking the period at the end and
17 inserting the phrase “; and” in its place.

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

19 “(12) The Office of the Attorney General.”

20 (2) Subsection (c) is amended by striking the phrase “The Office of the Attorney
21 General and the Inspector General” and inserting the phrase “The Inspector General” in its place.

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

1 **SUBTITLE A. DSLBD MICRO LOAN AMENDMENT**

2 Sec. 2001. Short title.

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

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

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

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

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

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

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

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

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

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

19 “(1) Eligible recipients that are certified as certified business enterprises, as
20 defined in section 2302(1D), with additional preference provided to eligible recipients that are
21 also certified as resident-owned business enterprises pursuant to section 2335; or”.

22 **SUBTITLE B. APPRENTICESHIP MODERNIZATION AMENDMENT**

23 Sec. 2011. Short title.

1 This subtitle may be cited as the “Apprenticeship Modernization Amendment Act of
2 2015”.

3 Sec. 2012. An Act to provide for voluntary apprenticeship in the District of Columbia,
4 effective May 21, 1946, (60 Stat. 204, ch. 267; D.C. Official Code § 32-1401 *et seq.*) is amended
5 as follows:

6 (a) Section 1 (D.C. Official Code § 32-1401) is amended to read as follows:

7 “Sec. 1. Purpose

8 It is the purpose of this act to:

9 “(1) Open to District of Columbia residents the opportunity to obtain training that will
10 equip them for profitable employment and citizenship;

11 “(2) Establish, as a means to this end, a program of voluntary apprenticeship under
12 approved apprenticeship agreements providing facilities for the training and guidance of
13 apprentices in the arts and crafts of industry and trade, with parallel instruction in related and
14 supplementary education;

15 “(3) Promote employment opportunities for young people under conditions providing
16 adequate training and reasonable earnings;

17 “(4) Relate the supply of skilled workers to employment demands;

18 “(5) Establish standards for apprenticeship training;

19 “(6) Establish an Apprenticeship Council;

20 “(7) Provide for the establishment of local joint trade apprenticeship committees and non-
21 joint committees to assist in effectuating the purposes of this act;

22 “(8) Provide for an Associate Director of apprenticeship within the District of Columbia;

1 “(9) Provide the reports be submitted to the Council of the District of Columbia and to
2 the public regarding the status of apprenticeship in the District of Columbia;

3 “(10) Establish a procedure for the determination of apprenticeship agreement
4 controversies; and

5 “(11) Accomplish related purposes.”.

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

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

9 (2) Insert the sentence “At the end of a term, a member shall continue to serve until a
10 successor is appointed and sworn into office.” after the phrase “for the remainder of said term.”. .

11 (3) Strike the sentence “The compensation of each member not otherwise compensated
12 by public money shall be paid not more than \$ 25 per day for each day spent in attendance at
13 meetings of the Apprenticeship Council; provided, however, that any applicable laws passed by
14 the Council of the District of Columbia shall supersede the provisions of this section.”.

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

16 “Sec. 3. Associate Director of Apprenticeship.

17 “(a) The Director of the Department of Employment Services shall appoint an Associate
18 Director of Apprenticeship whose office shall have responsibility and accountability for the
19 apprenticeship system in the District of Columbia. The Office of apprenticeship, Information
20 and Training, which shall be known as the Registration Agency, shall have the authority to
21 approve apprenticeship registration for federal purposes.

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

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

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

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

9 (3) Strike the sentence “Not less than once every 2 years the Apprenticeship
10 Council shall make a report through the Mayor of its activities and findings to Congress and to
11 the public.”

12 (4) Insert the sentence “Once every year the Registration Agency shall make a
13 report through the Mayor of its findings and activities to the Council of the District of Columbia
14 and to the public.” at the end.

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

16 “Sec. 5. Associate director.

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

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

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

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

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

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

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

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

11 “Sec. 6. Apprenticeship committees.

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

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

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

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

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

4 “Sec. 7. Definition of apprentice.

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

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

12 “Sec. 8 Apprenticeship agreements – contents.

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

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

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

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

21 “(4) A statement showing:

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

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

“(C) 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

“(D) 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;

“(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.

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

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

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

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

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

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

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

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

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

20 (A) Strike the work “Director’ and insert the phrase “Associate Director of
21 Apprenticeship” in its place.

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

1 (C) Strike the phrase "Secretary of Labor" and insert the phrase
2 "Registration Agency" in its place.

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

4 "(b)(1) The determination of the Associate Director of Apprenticeship shall be filed with
5 the Apprenticeship Council. If not appeal is filed with the Apprenticeship Council within 10
6 days after the date of filing the appeal, the determination of the Associate Director of
7 Apprenticeship shall become the order of the Apprenticeship Council.

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

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

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

15 Sec. 2013. Section 5(c)(2) of the amendments to An Act to Provide for Voluntary
16 Apprenticeship in the District of Columbia Act of 1978, effective March 6, 1979 (D.C. Law 2-
17 156; D.C. Official Code § 32-1431(c)(2)), is amended by striking the phrase "Contracting
18 Officer" wherever it appears and inserting the phrase "Department of Employment Services" in
19 its place.

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

21 Sec. 2021. Short Title.

22 This subtitle may be cited as the "Retail Priority Area Amendment Act of 2015".

1 Sec. 2022. The H Street Retail Priority Area Incentive Act of 2010, effective April 8,
2 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.171 *et seq.*) is amended as follows:

3 (a) Section 2(5) (D.C. Official Code § 1-325.171(5)) is amended by striking the phrase
4 “within the area bounded by a line” and inserting the phrase “within and abutting the boundary
5 of the area bounded by a line” in its place.

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

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

8 (2) Paragraph (2) is amended by striking the period at the end and inserting the
9 phrase “; and” in its place.

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

11 “(3) Beginning October 1, 2015, make grants to support revitalization programs
12 or projects in the H Street corridor area.

13 Sec. 2023. The Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-
14 185; D.C. Official Code § 2-1217.71 *et seq.*), is amended as follows:

15 (a) Section 4 (D.C. Official Code § 2-1217.73) is amended as follows:

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

18 (2) Subsection (h) is amended by striking the phrase “within the following area”
19 and inserting the phrase “which shall consist of the parcels, squares, and lots within and along
20 the boundary of the following area” in its place.

21 (3) Subsection (i) is amended by striking the phrase “within the following area”
22 and inserting the phrase “which shall consist of the parcels, squares, and lots abutting the
23 following line: Beginning at the intersection of Connecticut Avenue , N.W., and Macomb Street,

1 N.W., thence north on Connecticut Avenue, N.W., to its intersection with Albemarle Street,
2 N.W.” in its place.

3 (4) Subsection (j) is amended by striking the phrase “within the following area”
4 and inserting the phrase “which shall consist of the parcels, squares, and lots within and along
5 the boundary of the following area” in its place.

6 (5) Subsection (k) is amended by striking the phrase “within the following area”
7 and inserting the phrase “which shall consist of the parcels, squares, and lots within and along
8 the boundary of the following area” in its place.

9 (b) Section 4b(b)(1) (D.C. Official Code § 2-1217.73b(b)(1)) is amended by striking the
10 phrase “With respect to the small business retention and attraction program referenced in
11 subsection (a)(1) of this section,” and inserting the phrase “With respect to the corridor
12 revitalization programs listed in subsection (a) of this section,” in its place.

13 Sec. 2025. Section 2 of the Great Streets Neighborhood Retail Priority Areas Approval
14 Resolution of 2007, effective July 10, 2007 (Res. 17-257; 54 DCR 7194), is amended as follows:

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

18 (b) Paragraph (2) is amended by striking the phrase “within the area bounded by a line”
19 and inserting the phrase “within and abutting the boundary of the area bounded by a line” in its
20 place.

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

1 (c) Paragraph (4) is amended by striking the phrase “within the area bounded by a line”
2 and inserting the phrase “within and abutting the boundary of the area bounded by a line” in its
3 place.

4 (d) Paragraph (5) is amended by striking the phrase “within the area bounded by a line”
5 and inserting the phrase “within and abutting the boundary of the area bounded by a line” in its
6 place.

7 (e) Paragraph (6) is amended by striking the phrase “within the following areas” and
8 inserting the phrase “within and abutting the boundary lines of the following areas” in its place.

9 **SUBTITLE D. CREATIVE AND OPEN SPACE MODERNIZATION**
10 **AMENDMENT**

11 Sec. 2041. Short title.

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

13 Sec. 2042. Section 47-811.03 of the District of Columbia Official Code is amended as
14 follows:

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

16 (1) Paragraph (4) is amended to read as follows:

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

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

19 “(6A) “Lease commencement” means the date on which the tenant takes
20 possession of the space or the occupancy date agreed to in the lease between the landlord and the
21 Qualified High Technology Company, whichever occurs first.”.

22 (3) Paragraph (8) is amended to read as follows:

1 “(8) “Qualified High Technology Company” shall have the same meaning as set
2 forth in § 47-1817.01(5).”.

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

4 “(8A) “Qualified tenant improvement” means an improvement to an interior
5 portion of a building that is nonresidential real property if:

6 “(A) The improvement is made under or pursuant to a lease by the:

7 “(i) Lessee (or any sublessee) of such portion; or

8 “(ii) Lessor of such portion; and

9 “(B) The portion is to be occupied exclusively by the lessee (or any
10 sublessee) of the portion.”.

11 (5) Paragraph (9) is amended to read as follows:

12 “(9) “Tenant” means a Qualified High Technology Company that executes a lease
13 for at least 50,000 square feet of net rentable area of eligible premises within the District for a
14 minimum term of 12 years, under which it (or its subsidiaries or directly related entities)
15 occupies and uses the eligible premises or will occupy and use eligible premises on or after the
16 lease commencement date. The term “tenant” also includes subsidiaries and directly related
17 entities.”.

18 (b) Subsection (b)(2) is amended by adding the sentences “Alternatively, the tenant may
19 take up to 50% of the value of its total qualified tenant improvements package as a tax abatement
20 over 5 years. The total value of the tax abatement shall be calculated by adding the amount
21 provided as a concession allowance or amortized loan to the tenant specifically for qualified
22 tenant improvements to the amount of qualified tenant improvements funded by the tenant
23 directly. The maximum amount of the abatement allowed under either paragraph (1) or (2) of this

1 subsection shall be \$1 million per year over 5 years. In no event shall the tax abatement exceed
2 the tax bill for any one year. The Mayor shall devise a method for awarding the abatement so as
3 to not exceed the annual abatement caps.” at the end.

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

5 “(c) Notwithstanding subsections (a) and (b) of this section, the total combined
6 abatements, beginning in fiscal year 2017, shall not exceed:

7 “(1) \$3 million per fiscal year; and

8 “(2) \$15 million total over 5 years.”

9 “(d) The tenant taking the abatement shall be required to provide a public benefit as
10 determined by the Mayor. The Mayor shall certify the public benefit to the Office of Tax and
11 Revenue by the lease commencement date as mentioned in subsection (f) of this section.

12 “(e) The abatement shall not roll forward or back between tax years. The abatement shall
13 be applied equally during each real property tax billing installment, and one-half of such
14 abatement shall be applied first during the latter of the half tax year of the lease commencement
15 date or when the certification by the Mayor to the Office of Tax and Revenue is made.

16 “(f)(1) To be eligible for an abatement provided under subsection (a) and (b) of this
17 section, on or after October 1, 2016, an applicant shall file with the Mayor, in a manner and form
18 as the Mayor may prescribe, an application requesting certification of eligibility for the
19 abatement.

20 “(2) An application requesting certification of the abatement shall identify:

21 “(A) The tax to which the certification applies;

22 “(B) The specific taxpayer (including taxpayer identification number) and
23 property (by square and lot or parcel or reservation number) eligible;

1 “(C) The type or portion of the property that is eligible;

2 “(D) The effective date of eligibility;

3 “(E) The date on which the eligibility is to terminate;

4 “(F) The public benefit; and

5 “(G) Such other information as the Mayor or Office of Tax and Revenue
6 may require to administer the abatement.”

7 “(3) The Mayor shall review and certify to the Office of Tax and Revenue the
8 eligibility of an applicant by the applicant’s lease commencement date or within 45 days after an
9 application is received, whichever is later.”

10 “(4) The Office of Tax and Revenue shall review and process certifications by the
11 Mayor for real property tax abatements under this subsection within 10 business days of receipt.”

12 “(5) If a certified Qualified High Technology Company becomes ineligible during
13 the lease term for an abatement for which it has previously been certified, the Mayor shall notify
14 the Office of Tax and Revenue. The notification shall identify:

15 “(A) The type of tax to which the certification applied;

16 “(B) The specific taxpayer (including taxpayer identification number) and
17 property (by square and lot or reservation number);

18 “(C) The type or portion of the property that was previously certified as
19 eligible;

20 “(D) The date on which the taxpayer or property became ineligible; and

21 “(E) Any other information the Mayor or Office of Tax and Revenue may
22 require to rescind the abatement.”.

1 **SUBTITLE E. DMPED LIMITED GRANT-MAKING AUTHORITY**

2 **AMENDMENT**

3 Sec. 2051. Short title.

4 This subtitle may be cited as the “Deputy Mayor for Planning and Economic
5 Development Limited Grant-Making Authority Amendment Act of 2015”.

6 Sec. 2052. The Deputy Mayor for Planning and Economic Development Limited Grant-
7 Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-0168; D.C. Official
8 Code § 1-328.04), is amended by adding a new subsection (b-2) to read as follows:

9 “(b-2) Notwithstanding the Grant Administration Act of 2013, effective
10 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), in Fiscal Year
11 2016 the Deputy Mayor for Planning and Economic Development may award up to \$3,000,000
12 in grants to Qualified High Tech Companies as defined by D.C. Official Code § 47-1817.01. The
13 total amount of grants to a single recipient shall not exceed \$1,000,000.”

14 **SUBTITLE F. YOUTH EMPLOYMENT AND WORK READINESS TRAINING**

15 **AMENDMENT**

16 Sec. 2061. Short title.

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

19 Sec. 2062. Section 2 of the Youth Employment Act of 1979, effective January 5, 1980
20 (D.C. Law 3-46; D.C. Official Code § 32-241), is amended as follows:

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

22 (1) Paragraph (1) is amended as follows:

23 (A) Subparagraph (A) is amended to read as follows:

1 “(A) (i) A summer youth jobs program to provide for the employment
2 or training each summer of not less than 10,000 and no more than 25,000 youth between 14 and
3 24 years of age on the date of enrollment in the program.”.

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

6 “(iii) Youth between the ages of 16 and 24 years at date of
7 enrollment shall be compensated at a rate of not less than the federal minimum wage established
8 by section 6 of the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1062; 29
9 U.S.C. § 206).”.

10 (B) Subparagraph (A-i) is amended to read as follows:

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

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

16 (D) Subparagraph (C) is amended to read as follows:

17 “(C) Employment may include an appropriate number of supervisory
18 positions at a wage rate established by the Mayor. Supervisory positions shall not be subject to
19 the requirements under this paragraph regarding the number of hours and weeks of
20 employment.”.

21 (E) Subparagraph (E) is repealed

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

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

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

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

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

22 “(4) ***On-the-job training program for adults.***—An on-the-job training program
23 for unemployed individuals at least 18 years of age. Priority shall be given to participants who

1 meet eligibility criteria and standards of the Workforce Innovation and Opportunity Act as
2 identified in regulations issued to implement this title. The District government shall reimburse
3 participating employers no more than 75% of the prevailing wage paid for an occupation, as
4 determined by the Mayor, for a period not to exceed 12 months. The employer shall pay all
5 wages in excess of the allowable reimbursement and all fringe benefits. The Mayor shall require
6 that participating private-sector employers agree to hire persons who successfully complete the
7 program. On-the-job training participants shall not displace existing employees or be used as
8 substitutes for regular workers.”.

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

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

16 (b) Subsection (b) is amended by inserting the sentence “The Mayor may enter into
17 performance-based contracts to implement programs described in subsection (a) of this section.”
18 at the end.

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

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

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

2 “(g) Notwithstanding subsection (f) of this section and title I of the District of Columbia
3 Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code §
4 2-501 *et seq.*), the Mayor may establish wage rates and training stipend levels by Mayor’s
5 order.”.

6 **SUBTITLE G. LOCAL RENT SUPPLEMENT AMENDMENT**

7 Sec. 2071. Short title.

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

9 Sec. 2072. Section 26c of the District of Columbia Housing Authority Act of 1999,
10 effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 6-228), is amended as follows:

11 (b) Subsection (b) is amended by inserting the phrase “from the households referred to
12 the Authority pursuant to subsection (c) of this section or” after the phrase “selected from”.

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

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

16 **SUBTITLE H. MANUFACTURER’S SIDEWALK CAFE AND SUMMER**
17 **GARDEN ENDORSEMENT AMENDMENT**

18 Sec 2071. Short title.

19 This subtitle may be cited “Manufacturer’s Sidewalk Cafe and Summer Garden
20 Endorsement Amendment Act of 2015”.

21 Sec. 2072. Section 25-113a(c) of the District of Columbia Official Code is amended by:

22 (a) Inserting the phrase “a manufacturer’s license class A or B holding an on-site sales
23 and consumption permit or” after the word “under”; and

(2) Adding the sentence “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.” at the end.

SUBTITLE I. ENTERTAINMENT AND MEDIA PRODUCTION AND DEVELOPMENT AMENDMENT

Sec. 2081. Short title.

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

Sec. 2082. 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 Entertainment and Media Production and Development Amendment Act of 2015.”.

(b) Section 102 (D.C. Official Code § 34-1251.02) is amended as follows:

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

“(a-1) The Council of the District of Columbia further finds that:

“(1) The District of Columbia’s iconic landmarks and diverse neighborhoods make the District of Columbia a natural choice for film, television, video, photography, gaming, digital media, and entertainment production.

“(2) Fostering the development of film, television, video, photography, gaming, digital media, and entertainment industries in the District of Columbia benefits District residents;

1 “(3) Film, television, video, photography, gaming, digital media, and
2 entertainment projects play an important role in enhancing local production activity;

3 “(4) Local production activity in turn stimulates local resident employment,
4 business opportunities, infrastructure and economic growth;

5 “(5) It is, and should be, the policy of the District of Columbia to have residents
6 trained in the industry skillsets; and

7 “(6) It is, and should be, the policy of the District of Columbia to encourage the
8 development of a sustainable film, television, video, photography, gaming, digital media, and
9 entertainment industry in the District of Columbia.”.

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

11 (A) Paragraph (8) is amended by striking the word “and” at the end.

12 (B) Paragraph (9) is amended by striking the period at the end and
13 inserting the phrase “; and” in its place.

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

15 “(10) To foster the development of film, television, video, photography, gaming,
16 digital media, and entertainment projects and industries in the District;

17 “(11) To market and promote the District to film, television, video, photography,
18 gaming, digital media, and entertainment industries as a prime location for productions and
19 events; and

20 “(12) To stimulate employment and business opportunities related to film,
21 television, video, photography, gaming, digital media, and entertainment industries projects and
22 industries.”.

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

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

2 “(10A) “Director” means the Director of the Office of Film, Television, and
3 Entertainment.”.

4 (2) Paragraph (23) is amended to read as follows:

5 “(23) “Office” means the Office of Film, Television, and Entertainment
6 established by § 34-1252.01.”.

7 (3) A new paragraph (25A) is added to read as follows:

8 “(25A) “PEG” means public access, educational, and governmental channels.”.

9 (c) Section 201 (D.C. Official Code § 34-1252.01.) is amended to read as follows:

10 “Sec. 201. Establishment of the Office of Film, Television, and Entertainment; director;
11 general counsel.

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

14 “(1) Fostering the development of film, television, video, photography, gaming,
15 digital media, and entertainment projects and industries in the District, including:

16 “(A) Marketing and promoting the District to film, television, video,
17 photography, gaming, digital media, and entertainment industries as a prime location for
18 productions and events;

19 “(B) Stimulating employment and business opportunities related to film,
20 television, video, photography, gaming, digital media, and entertainment projects and industries.

21 “(C) Creating a workforce development program for the training of
22 District residents on the film, television, video, photography, gaming, digital media, and
23 entertainment industry skillsets;

1 “(D) Serving as a clearinghouse for information regarding government
2 requirements affecting the production of film, television, video, photography, gaming, digital
3 media, and entertainment within the District;

4 “(E) Assisting producers and companies in securing permits and other
5 appropriate services connected with the production film, television, video, photography, gaming,
6 digital media, and entertainment projects, including television shows and films;

7 “(F) Facilitating cooperation from the District government, the federal
8 government, and private sector groups in the location and production of film, television, video,
9 photography, gaming, digital media, and entertainment projects, including television shows and
10 films;

11 “(2) Oversight of cable television services, including:

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

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

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

17 “(3) Producing content for the government and educational channels and
18 managing those channels and producing video content for District government agencies and
19 residents.

20 “(b) The Office shall be administered by a Director, who shall be appointed by the
21 Mayor. Notwithstanding any other provision of law, the Director shall become a bona fide
22 resident of the District within 180 days after the effective date of confirmation by the Council
23 and shall remain a District resident for the duration of the appointment. Failure to become a

1 District resident or to maintain District residency shall result in forfeiture of the appointment.

2 The Director shall not have, or have had within 2 years preceding his or her nomination, any
3 ownership or business interest of over 5% in, or a substantial business affiliation with, any cable
4 operator in the District.

5 “(c) The duties of the Director shall include the general administration of the Office, the
6 preparation of the budget, hiring of staff, maintaining records, administering and enforcing the
7 provisions of this act and regulations promulgated pursuant to this act, and such other duties
8 required by law.

9 “(d) The Director shall establish an Office of the General Counsel within the Office. The
10 Office of the General Counsel shall be headed by a general counsel appointed by the Director
11 with the approval of the Director of the Mayor’s Office of Legal Counsel. The General Counsel,
12 with the consent of the Director and the approval of the Director of the Mayor’s Office of Legal
13 Counsel, may appoint assistant general counsels. The Director may also establish a Cable
14 Television Division, for matters related to the regulation of the cable television industry, a Film
15 and Television Development Division, to support the development of film, television, video,
16 photography, gaming, digital media, and entertainment projects and industries in the District, and
17 such other offices and divisions as the Director determines are in the interest of the Office.

18 “(e) The Director may appoint a Director of Programming to be the station manager of
19 the government channels.”.

20 (d) The section heading of section 202 (D.C. Official Code § 34-1252.02) is amended to
21 read as follows:

22 “Sec. 202. Powers and responsibilities of the Office of Film, Television, and
23 Entertainment.”.

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

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

7 (g) A new section 1406 (D.C. Official Code § 34-1264.06) is added to read as follows:

8 “Sec. 1406. Additional transition provisions.

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

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

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

22 Sec. 2083. The Office of Motion Picture and Television Development Establishment Act
23 of 2014, enacted on January 25, 2015 (D.C. Act 20-607; 62 DCR 1549), is repealed.

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

2 **SUBTITLE A. BODY-WORN CAMERA PRIVACY AMENDMENT**

3 Sec. 3001. Short title.

4 This subtitle may be cited as the “Body-Worn Camera Privacy Emergency Amendment
5 Act of 2015”.

6 Sec. 3002. Section 204(a) of the District of Columbia Administrative Procedure Act,
7 effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-534(a)), is amended as
8 follows:

9 (a) Paragraph (13) is amended by striking the word “and”.

10 (b) Paragraph (14) is amended by striking the phrase “16.” and inserting the phrase “16;
11 and” in its place.

12 (c) A new paragraph (15) is added to read as follows:

13 “(15) Recordings created pursuant to the Metropolitan Police Department’s body-worn
14 camera program.”.

15 Sec. 3003. This subtitle shall apply as of October 1, 2014.

16 **SUBTITLE B. OAH ADMINISTRATIVE LAW JUDGE TERM LIMIT**

17 **AMENDMENT**

18 Sec. 3011. Short title.

19 This subtitle may be cited as the “Office of Administrative Hearings Administrative Law
20 Judge Term Limit Amendment Act of 2015”.

21 Sec. 3012. The Office of Administrative Hearings Establishment Act of 2001, effective
22 March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.01 *et seq.*), is amended as follows:

23 (a) Section 11(c) (D.C. Official Code § 2-1831.08(c)) is amended as follows:

1 (1) Paragraph (1) is amended by striking the phrase “6 years” and inserting the
2 phrase “5 years” in its place.

3 (2) Paragraph (2) is amended by striking the phrase “6 years” and inserting the
4 phrase “5 years” in its place.

5 (3) Paragraph (3) is amended by:

6 (A) Striking the phrase “6-year” and inserting the phrase “5-year” in its
7 place; and

8 (B) Striking the phrase “6 years” and inserting the phrase “5 years” in its
9 place.

10 (b) Section 13(a) (D.C. Official Code § 2-1831.10) is amended by striking the phrase “6-
11 year” and inserting the phrase “5-year” in its place.

12 **SUBTITLE C. CHILD FATALITY REVIEW COMMITTEE AMENDMENT**

13 Sec. 3021. Short title.

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

16 Sec. 3022. Section 4604(a) of the Child Fatality Review Committee Establishment Act
17 of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 4-1371.04(a)), is
18 amended as follows:

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

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

22 “(10) Department of Behavioral Health;

23 “(11) Department of Health Care Finance;

1 “(12) Department of Youth Rehabilitation Services; and

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

3 **SUBTITLE D. OFFICE OF THE DEPUTY MAYOR FOR PUBLIC SAFETY**
4 **AND JUSTICE**

5 Sec. 3031. Short title.

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

8 Sec. 3032. Section 3022 of the Office of the Deputy Mayor for Public Safety and Justice
9 Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code §
10 1-301.191), is amended as follows:

11 (a) Subsection (a) is amended by striking the phrase “as a separate agency,”.

12 (b) Subsection (c)(5)(A) is amended by striking the phrase “Oversee and provide
13 administrative support for the” and inserting the phrase “Be responsible for providing guidance
14 and support to, and coordination of, the” in its place.

15 **SUBTITLE E. FEMS MEDICAL DIRECTOR LIABILITY AMENDMENT**

16 Sec. 3041. Short title.

17 This subtitle may be cited as the “Fire and Emergency Medical Services Department
18 Medical Director Liability Clarification Amendment Act of 2015”.

19 Sec. 3042. Section 3a(e) of An Act To classify the officers and members of the fire
20 department of the District of Columbia, and for other purposes, , effective April 15, 2008 (D.C.
21 Law 17-147; D.C. Official Code § 5-404.01(e)), is repealed.

22 **TITLE IV. PUBLIC EDUCATION**

SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC SCHOOLS AND PUBLIC CHARTER SCHOOLS AMENDMENT

Sec. 401. Short title.

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

Sec. 402. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification Amendment 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:

| “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 |
| "Blackman Jones Compliance | Weighting provided in addition to special education level add-on weightings on a per- student basis for Blackman Jones compliance. | 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 in foster care, who are homeless, on TANF or SNAP, or behind grade level. | 0.219 | \$2,079 |

"Residential Add-ons:

| "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 |
| “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 |

“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/program need for students who require extended school year (ESY) services in their IEPs. | 0.063 | \$598 |
| “Special Education Level 2 ESY | Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs | 0.227 | \$2,155 |

| | | | |
|--------------------------------|---|-------|---------|
| “Special Education Level 3 ESY | Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs | 0.491 | \$4,661 |
| “Special Education Level 4 ESY | Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs | 0.489 | \$4,642 |

”.

SUBTITLE B. SCHOOLS TECHNOLOGY FUND

Sec. 4011. 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 subsection (d) to read as follows:

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

“(1) A detailed description of the equipment or software what was purchased by the LEA with funds from the Schools Technology 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 the funds from the Schools Technology Fund.”.

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

2 Sec. 4021. Short title.

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

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

9 “(c) All non-resident tuition and fees collected under this section shall be
10 deposited in the Student Residency Verification Fund, established by section 15b of the District
11 of Columbia Nonresident Tuition Act, effective May 9, 2012 (D.C. Law 19-126; D.C. Official
12 Code § 38-312).”.

13 **SUBTITLE D. AT-RISK WEIGHT PRESERVATION FUND ESTABLISHMENT**

14 Sec. 4031 Short title.

15 This subtitle may be cited as the “At-Risk Weight Preservation Fund Establishment Act
16 of 2015”.

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

18 (a) There is established as a non-lapsing fund the At-Risk Supplemental Allocation
19 Preservation Fund (“Fund”), which shall be used for the purposes set forth in subsection (b) of
20 this section. All funds deposited in the Fund shall not revert to the unrestricted fund balance of
21 the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but
22 shall be continually available for the uses and purposes set forth in subsection (b) of this section
23 without regard to fiscal year limitation, subject to authorization by Congress.

1 (b) The Fund shall be used solely to fund services and materials designed to assist at-risk
2 students defined as those in foster care, who are homeless, on TANF or SNAP, or behind grade
3 level.

4 (c) The Fund shall be administered by the Chancellor of the District of Columbia Public
5 Schools.

6 (d)(1) At the end of each school year, the Chancellor shall work with the local school
7 principals to determine if any non-personal services at-risk funding will be unspent by the end of
8 the fiscal year. If funds will remain, the principal may request that they be deposited into the
9 Fund to be carried over into the subsequent fiscal year for his/her school.

10 (2) At no point may an individual school carry over more than 50% of its current
11 fiscal year at-risk allocation.

12 (3) The remaining at-risk funding available at the close of the fiscal year shall be
13 deposited into the Fund and available to schools on a competitive basis to be spent on at-risk
14 needs as determined by the Chancellor.

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

17 Sec. 4041. Short title.

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

20 Sec. 4042. Section 1052(b)(2) of the District of Columbia Government Comprehensive
21 Merit Personnel Act of 1978, effective June 10, 1998 (D.C. Law 12-124; D.C. Official Code § 1-
22 610.52(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 may be cited as the “District of Columbia Public Schools Sponsorship Opportunities Amendment Act of 2015”.

Sec. 4052. Section 105(c) of the District of Columbia Public Schools Agency Establishment Act of 2007, effective April 23, 2007 (D.C. Law 17-09; D.C. Official Code § 38-174(c)), is amended as follows:

(a) Paragraph (9) is amended by striking the word “and” at the end.

(b) Paragraph (10) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(c) A new paragraph (11) is added to read as follows:

“(11) Contract for advertisements and sponsorships for athletics, community engagement events, or facilities improvements designed to generate resources for the District of Columbia Public Schools.”.

Sec. 4053. The Chief Financial Officer shall deposit all cash proceeds received from advertisements and sponsorships pursuant to this act to the credit of the District of Columbia Public Schools in the same manner as that used for donations under section 115 of the District of Columbia Appropriations Act, 2003, approved February, 2003 (117 Stat. 123; D.C. Official Code§ 1-329.01).

SUBTITLE G. EDUCATOR EVALUATION DATA PROTECTION

AMENDMENT

1 Sec. 4061. Short title.

2 This subtitle may be may “Educator Evaluation Data Protection Amendment Act of
3 2015”.

4 Sec. 4062. Section 204(a) of the District of Columbia Administrative Procedure Act,
5 effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-534(a)), is amended as
6 follows:

7 (a) Paragraph (15) is amended by striking the word “and” at the end.

8 (b) Paragraph (16) is amended by striking the period and inserting the phrase “; and” in
9 its place.

10 (c) A new paragraph (17) is added to read as follows:

11 “(17) Individual educator evaluations and effectiveness ratings, observation, and
12 value-added data collected or maintained by the Office of the State Superintendent of Education.
13 For the purposes of this paragraph, the term “educator” means a principal, assistant principal,
14 school teacher, assistant teacher, or paraprofessional.”.

15 **TITLE V. HEALTH AND HUMAN SERVICES**

16 **SUBTITLE A. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES**

17 **AMENDMENT**

18 Sec. 5001. Short title.

19 This subtitle may be cited as the “Temporary Assistance for Needy Families Amendment
20 Act of 2015”.

21 Sec. 5002. The District of Columbia Public Assistance Act of 1982, effective April 6,
22 1982 (D.C. Law 4-101; D.C. Official Code § 4-205.01 *et seq.*), is amended as follows:

(a) Section 552 (D.C. Official Code § 4-205.52) is amended by adding a new subsection (d-1) to read as follows:

“(d-1) (1) Effective October 1, 2015, 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 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.”.

SUBTITLE B. MEDICAL ASSISTANCE PROGRAM AMENDMENTS

Sec. 5011. Short title.

This subtitle may be cited as the “Medical Assistance Program Emergency Amendment Act of 2015”.

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: DC Official Code § 1-307.02(a)), is amended by adding a new paragraph (9) to read as follows:

1 “(9) Review and approval by the Council of the Fiscal Year 2016 Budget and
2 Financial Plan shall constitute the Council review and approval required by paragraph (2) of this
3 subsection of any amendment, modification, or waiver of the state plan required to:

4 “(A) Implement amendments to the Intermediate Care Facilities for
5 People with Developmental Disabilities (ICF/IDD) reimbursement methodology to ensure
6 compliance with federal law; and

7 “(B) Implement amendments to the payment methodology for hospital
8 services.”.

9 **TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT**

10 **SUBTITLE A. PERFORMANCE PARKING ZONE AMENDMENT**

11 Sec. 6001. Short title.

12 This subtitle may be cited as the “Performance Parking Zone Amendment Act of 2015”.

13 Sec. 6002. The Performance Parking Pilot Zone Act of 2008, effective November 25,
14 2008 (D.C. Law 17-279; D.C. Official Code § 50-2531 *et seq.*), is amended as follows:

15 (a) Section 2(e)(2) (D.C. Official Code § 50-2531(e)(2)) is amended by inserting the
16 phrase “provided, the Mayor may increase fees in performance parking zones by a maximum of
17 \$1.50 in a 3-month period, in any increment or time period therein, up to a maximum hourly rate
18 of \$8.00 per hour;” after the phrase “once per month”.

19 (b) A new section 3b is added to read as follows:

20 “Sec. 3b. Penn Quarter/Chinatown Performance Parking Zone

21 “(a) The Penn Quarter/Chinatown Performance Parking Zone is designated as the area
22 bounded by H Street, N.W., on the north, 11th Street, N.W., on the west, 3rd Street, N.W., on the
23 east, and E Street, N.W., on the south, including both sides of these boundary streets.

1 “(b) In addition to maintaining a sufficient number of parking-control officers and traffic
2 control officers in the existing performance parking zones, the Mayor may assign parking control
3 and traffic-control officers for implementation of the pilot program in the Penn
4 Quarter/Chinatown Performance Parking Zone and for enhanced enforcement during peak-
5 parking-demand hours.

6 “(c) The Mayor shall set the initial performance parking zone fee equal to the existing
7 parking meter fee in that zone.

8 “(d) Pursuant to section 2(d)(1), the Mayor shall adjust curbside parking fees to achieve
9 10% to 20% availability of curbside parking spaces.

10 “(e) Within the first 30 days of the implementation of the Penn Quarter/Chinatown
11 Performance Parking Zone, the Mayor may issue warning citations for curbside parking
12 violations related to the pilot program in the zone.”.

13 **SUBTITLE B. UNLAWFULLY PARKED VEHICLES AMENDMENT**

14 Sec. 6011. Short title.

15 This subtitle may be cited as the “Unlawfully Parked Vehicles Amendment Act of 2015”.

16 Sec. 6012. Section 3 of the Removal and Disposition of Abandoned and Other Unlawfully
17 Parked Vehicles Reform Act of 2003, effective October 28, 2003 (D.C. Law 15-35; D.C. Official
18 Code § 50-2421.03.), is amended as follows:

19 (a) Paragraph (2) is amended by striking the word “or” at the end.

20 (b) Paragraph (3)(B) is amended by striking the period at the end and inserting the phrase “;
21 or” in its place.

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

1 “(4) A vehicle in violation of the posted parking restrictions at a parking facility
2 owned by the Washington Metropolitan Area Transit Authority .”.

3 **SUBTITLE C. DDOT STREETCAR ENFORCEMENT AMENDMENT**

4 Sec. 6021. Short title.

5 This subtitle may be cited as the “District Department of Transportation DC Streetcar
6 Enforcement Amendment Act of 2015”.

7 Sec. 6022. Section 11n of the Department of Transportation Establishment Act of 2002,
8 effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.72), is amended as follows:

9 (a) Paragraph (1) is amended by striking the word “and” at the end.

10 (b) Paragraph (2) is amended by striking the period at the end and inserting the phrase “;
11 and” in its place.

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

13 “(3) Concurrent with any other agency’s authority to do so, enforce violations of this title
14 and regulations promulgated pursuant to this title.”.

15 **SUBTITLE D. VISION ZERO FUND ESTABLISHMENT**

16 Sec. 6031. Short title.

17 This subtitle may be cited as the “Vision Zero Fund Establishment Act of 2015”.

18 Sec. 6032. Section 6021 of the Fiscal Year 2009 Budget Support Act of 2008, effective
19 June 26, 2008 (D.C. Law 17-219; D.C. Code § 1-325.131), is repealed.

20 Sec. 6033. The Department of Transportation Establishment Act of 2002, effective May
21 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

22 (a) A new section 9j is added to read as follows:

1 “Sec. 9j. Vision Zero Pedestrian and Bicycle Safety Fund.

2 “(a) There is established as a non-lapsing fund the Vision Zero Pedestrian and Bicycle
3 Safety Fund (“Fund”), which shall be allocated \$500,000 annually from fines associated with
4 automated traffic enforcement initiatives. The Fund shall be administered by the Director of
5 DDOT.

6 “(b) The Fund shall be used solely to enhance the safety and quality of pedestrian and
7 bicycle transportation, including education, engineering, and enforcement efforts designed to
8 calm traffic and provide safe routes.

9 “(c) All funds deposited into the Fund, and any interest earned on those funds, shall not
10 revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end
11 of a fiscal year, or at any other time, but shall be continually available for the uses and purposes
12 set forth in subsection (b) of this section without regard to fiscal year limitation, subject to
13 authorization by Congress.”.

14 (b) Section 11j(a) (D.C. Official Code § 50-921.53(a)) is amended by striking the phrase
15 “section 6021 of the Pedestrian and Bicycle Safety and Enhancement Fund Establishment Act of
16 2008, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 1-325.131)” and
17 inserting the phrase “section 9j” in its place.

18 **SUBTITLE E. DISTRICT OF COLUMBIA LOCAL TRANSIT COMMITTEE**
19 **AMENDMENT**

20 Sec. 6041. Short title.

21 This subtitle may be cited as the “Local Transit Committee Amendment Act of 2015”.

22 Sec. 6042. The Department of Transportation Establishment Act of 2002, effective May
23 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

1 (a) Section 11b(1) (D.C. Official Code § 50-921.32) is amended to read as follows:

2
3 “(1) Plan, develop, operate, manage, regulate, and finance the DC Circulator;
4 provided, that the Department’s adoption or modification of service development plans, fares,
5 fare polices, routes, or schedules shall be subject to the approval of the Local Transit Committee;

6 (b) Section 11d (D.C. Official Code § 50-921.34) is amended as follows:

7 (1) The lead-in language to subsection (a) is amended by striking the phrase
8 “the Department” and inserting the phrase “the Department, with approval from the Local
9 Transit Committee,” in its place.

10 (2) Subsection (b) is amended by striking the phrase “the Department” and
11 inserting the phrase “the Department, with approval from the Local Transit Committee,” in its
12 place.

13 (c) Section 11e (D.C. Official Code § 50-921.35) is amended by:

14 (1) Striking the phrase “the Mayor, or his designee” and inserting the phrase
15 “the Department” in its place; and

16 (2) Inserting the phrase “; provided, rules regarding service development
17 plans, fares and fare policies, and the establishment or modification of routes or schedules shall
18 be approved by the District of Columbia Local Transit Committee” before the period at the end.

19 (d) Section 11f (D.C. Official Code § 50-921.36) is amended by:

20 (1) Striking the phrase “The District Department of Transportation” and
21 inserting the phrase “The Department, in consultation with the Local Transit Committee,” in its
22 place;

1 (2) Inserting the phrase “; provided, the adoption or modification of DC
2 Circulator service development plans, fares, fare policies, routes, or schedules shall be approved
3 by the Local Transit Committee” before the period at the end.

4 (e) Section 11n(1) (D.C. Official Code 50-921.72) is amended to read as follows:

5 “(1) Plan, develop, operate, manage, regulate, and finance the DC Streetcar; provided,
6 that the Department’s adoption or modification of service development plans, fares, fare policies,
7 routes, or schedules shall be subject to the approval of the Local Transit Committee;

8 (f) Section 11p (D.C. Official Code 50-921.74) is amended as follows:

9 (1) Subsection (a) is amended by striking the phrase “The Department” and
10 inserting the phrase “The Department, with approval from the District of Columbia Local Transit
11 Committee,” in its place.

12 (2) Subsection (b) is amended by striking the phrase “the Department” and
13 inserting the phrase “the Department, with approval from the District of Columbia Local Transit
14 Committee,” in its place.

15 (g) Section 11r (D.C. Official Code § 50-921.76) is amended by:

16 (1) Striking the phrase “the Mayor” and inserting the phrase “The
17 Department” in its place; and

18 (2) Inserting the phrase “; provided, rules regarding service development
19 plans, fares and fare policies, and the establishment or modification of routes or schedules shall
20 be approved by the District of Columbia Local Transit Committee” before the period at the end.

21 (h) Section 11s (DC Code § 50-921.77) is amended by:

1 (1) Striking the phrase “the Department” and inserting the phrase “the
2 Department, in consultation with the District of Columbia Local Transit Committee,” in its
3 place; and

4 (2) Inserting the phrase “; provided, the adoption or modification of DC
5 Streetcar service development plans, fares, fare policies, routes, or schedules shall be approved
6 by the Local Transit Committee” before the period at the end

7 (i) A new Title VI is added to read as follows:

8 “TITLE VI: DISTRICT OF COLUMBIA LOCAL TRANSIT COMMITTEE.

9 “Sec. 11t. Local Transit Committee.

10 “There is established in the government of the District of Columbia a Local Transit
11 Committee that shall assure that the DC Streetcar and DC Circulator are planned, managed, and
12 delivered in a manner that incorporates the overall planning, economic development,
13 neighborhood revitalization, environmental, and access policies of the District government.

14 “Sec. 11u. Functions of the Local Transit Committee.

15 “The Local Transit Committee shall review and approve decisions made by the District
16 Department of Transportation with regard to service development plans, fares, fare policies,
17 routes, and schedules for DC Streetcar and DC Circulator, with the following exceptions:

18 “(a) Minor modifications to existing service development plans, fares and fare policies,
19 routes and schedules where it is not necessary, as determined by the chairperson or pursuant to
20 standards established by the Committee, to convene the full Committee for which the
21 chairperson may make final determinations, reporting such actions to the Committee by regular
22 reports; and

1 “(b) Other decisions that the Committee delegates to the District Department of
2 Transportation, through a two-thirds vote, provided the Department shall report decisions within
3 the scope of such a delegation to the Committee by regular reports.

4 “Sec. 11v. Committee composition.

5 “(a) The Local Transit Committee shall be composed of the following members:

6 “(1) The Deputy Mayor for Planning and Economic Development, who shall
7 serve as chairperson;

8 “(2) The City Administrator;

9 “(3) The Director of the District Department of Transportation;

10 “(4) The Director of the Office of Planning;

11 “(5) The Director of the District Department of the Environment;

12 “(6) The Director of the Office of Disability Rights; and

13 “(7) The Director of the Mayor’s Office of Budget and Finance.

14 “(b) A member of the Committee may designate an alternate from among the
15 member’s subordinates to represent him or her at a Committee meeting, vesting him or her with
16 the same powers of the Committee member.”.

17 **SUBTITLE F. SUSTAINABLE ENERGY TRUST FUND AMENDMENT**

18 Sec. 6051. Short title.

19 This subtitle may be cited as the “Sustainable Energy Trust Fund Amendment Act of
20 2015”.

21 Sec. 6052. Section 210(c) of the Clean and Affordable Energy Act of 2008, effective
22 August 4, 2008 (D.C. Law 17-250; D.C. Code § 8-1774.10(c)), is amended as follows:

23 (a) Paragraph (8) is amended by striking the word “and” at the end.

(b) Paragraph (9) is amended by striking the period at the end 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 fiscal year 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. The DC Promise Establishment Act of 2013, effective June 4, 2014 (D.C. Law 20-107; 61 DCR 5899), is repealed.

SUBTITLE B. PRIOR BUDGET ACT AMENDMENTS

Sec. 7011. Short title

This subtitle may be cited as the “Prior Budget Act Amendments of 2015”.

Sec. 7012. The Fiscal Year 2006 Budget Submission Act of 2004, effective December 7, 2004 (D.C. Law 15-205; 51 DCR 8441), is repealed.

Sec. 7013. Section 47-361(14) of the District of Columbia Official Code is amended by inserting the phrase; provided, that with respect to capital reprogrammings, the term “reprogramming” means a net cumulative adjustment to a project’s capital budget during a fiscal year, including both upward and downward adjustments, of \$500,000 or more” before the period at the end.

1 Sec. 7014. The Fiscal Year 2015 Budget Support Act of 2014, effective February 26,
2 2015 (D.C. Law 20-155; 61 DCR 9990), is amended as follows:

3 (a) Title IV, Subtitle H is repealed.

4 (b) Section 9009 is repealed.

5 **SUBTITLE C. SALES TAX AMENDMENT**

6 Sec. 7021. Short title

7 This subtitle may be cited as the "Sales Tax Amendment Act of 2015".

8 Sec. 7022. Sales tax amendments.

9 Section 47-2002(a) of the District of Columbia Official Code is amended as follows:

10 (a) The lead-in text is amended by:

11 (1) Striking the phrase "2013" and inserting the phrase "2015" in its place; and

12 (2) Striking the phrase "5.75%" and inserting the phrase "6%" in its place.

13 (b) Paragraph (1) is amended by striking the phrase "18%" and inserting the phrase
14 "22%" in its place.

15 (c) Paragraph (4A) is amended by striking the phrase "5.75%" and inserting the phrase
16 "6%" in its place.

17 Sec. 7023. Section 47-2202 of the District of Columbia Official Code is amended by
18 striking the phrase "5.75%, except for the period beginning October 1, 2009, and ending
19 September 30, 2012, the rate shall be 6%," and inserting the phrase "6%" in its place.

20 **SUBTITLE D. MARRIED FILING SEPARATELY STANDARD DEDUCTION**
21 **AMENDMENT**

22 Sec. 7031. Short title

1 This subtitle may be cited as the “Married Filing Separately Standard Deduction Act of
2 2015”.

3 Sec. 7032. Section 47-1801.04(44) of the District of Columbia Official Code is amended
4 as follows:

5 (a) The lead- in language to paragraph (A) is amended to read as follows:

6 “(A) In the case of a return filed by a single individual “

7 (b) Paragraph (C)(ii)(III) is amended by striking the word “and”.

8 (c) A new paragraph (C-1) is added to read as follows:

9 “(C-1) In the case of a return filed by a married person filing separately, one-half
10 of the amount allowed in paragraph (C) for a married person filing jointly; and”

11 Sec. 7033 Applicability.

12 This subtitle shall be applicable for taxable years beginning after December 31, 2014.

13 **SUBTITLE E. LOW INCOME CREDIT AMENDMENT**

14 Sec. 7041. Short title

15 This subtitle may be cited as the “Low Income Credit Act of 2015”.

16 Sec. 7042. Section 47-1806.04(e) of the District of Columbia Official Code is amended
17 as follows:

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

19 “(1)(A) If a return is filed for a full calendar year, the amount of the tax payable
20 under this subchapter by a resident of the District with respect to the taxable year shall be
21 reduced by a low income credit designed to make the District’s income threshold equal to the
22 federal income tax threshold. For purposes of this subsection, the term “tax threshold” means
23 the point at which a taxpayer begins to owe income tax after allowance of the standard deduction

1 and all personal exemptions to which the taxpayer is entitled, but before application of any
2 itemized deductions or credits. The credit shall be calculated in accordance with a table
3 prescribed by the Chief Financial Officer.

4 “(B)(i) If a return is filed for a period of less than a full calendar year
5 beginning after December 31, 2014, the income eligibility for the credit allowed under this
6 subsection, shall be determined by annualizing the income earned during the portion of the year
7 the taxpayer was a District resident.”

8 “(ii) If a part-year resident meets the annualized income and other
9 requirements of this subsection, the part-year resident is entitled to the pro rata share of the credit
10 allowed by the annualized income. The pro rata share shall be determined by multiplying the
11 credit allowed, from the table prescribed by the Chief Financial Officer, for the annualized
12 income by the fraction consisting of the number of days the taxpayer was a District resident over
13 365 days (or, in the case of a leap year, 366 days) .”

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

15 “(2) The credit provided for in paragraph (1) of this subsection shall not be
16 allowed to a resident:

17 “(A) Who has a federal tax liability determined in accordance with section
18 55 of the Internal Revenue Code of 1986;

19 “(B) Who has net federal adjusted gross income in excess of the minimum
20 federal income tax filing requirements. For purposes of this subparagraph, “net federal adjusted
21 gross income” is federal adjusted gross income less:

22 (i) Taxable refunds, credits or offsets of state and local income tax;

23 (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. 7043. Applicability.

This subtitle shall apply to taxable years beginning after December 31, 2014.

SUBTITLE F. VAPOR PRODUCT AMENDMENT

Sec. 7051. Short title

This subtitle may be cited as the “Vapor Product Amendment Act of 2015”.

Sec. 7052. Section 47-2001 of the District of Columbia Official Code is amended as follows:

(a) Subsection (e-1) is repealed.

(b) Subsection (h-3) is repealed.

Sec. 7053. Section 47-2401 of the District of Columbia Official Code is amended as follows:

(a) Subsection (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 that term is defined in § 47-2401(9A)), 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.”.

1 (b) A new subsection (9A) is added to read as follows:

2 “(9A) The term “vapor product” means:

3 “(A) Any non-lighted, noncombustible product that employs a mechanical
4 heating element, battery, or electronic circuit, regardless of shape or size, and that can be used to
5 produce aerosol from nicotine in a solution; or

6 “(B) Any vapor cartridge or other container of nicotine in a solution or other
7 form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic
8 cigarillo, electronic pipe, or similar product or device.”.

9 Sec. 7054. Applicability date.

10 This act shall be applicable for taxable periods beginning on or after October 1, 2015.

11 **SUBTITLE G. NOTICE OF PROPOSED AUDIT CHANGES REQUIREMENT**

12 Sec. 7061. Short title.

13 This subtitle may be cited as the “Notice of Proposed Audit Changes Requirement Act of
14 2014”.

15 Sec. 7062. Section 47-4312 of the District of Columbia Official Code is amended by
16 adding a new subsection (a-1) to read:

17 “(a-1) Unless otherwise provided in this title, the CFO shall send a notice of proposed
18 audit changes to the person at least 30 days before the proposed assessment is sent.”

1 Sec. 7063. Section 47-4303 of the District of Columbia Official Code is amended to read
2 as follows:

3 “§ 47-4303. Suspension of running of period of limitation.

4 “The running of the period of limitation provided in §§ 47-4301 and 47-4302 on the
5 making of assessments or collection shall be suspended:

6 “(a) Beginning on the day the CFO issues a notice of proposed audit changes, pursuant to
7 § 47-4312, until the issuance of an assessment or the issuance of a final order by the Office of
8 Administrative Hearings; and

9 “(b) During the period during which the CFO is prohibited from making the assessment
10 or from collecting due to a proceeding in court, plus:

11 “(1) For assessment, 60 days thereafter; and

12 “(2) For collection, 6 months thereafter.”.

13 **SUBTITLE H. FISCAL YEAR 2015 FIRE AND EMERGENCY MEDICAL**
14 **SERVICES DEPARTMENT SETTLEMENT ACT**

15 Sec. 7071. Short title.

16 This subtitle may be cited as the “Fiscal Year 2015 Fire and Emergency Medical Services
17 Department Settlement Act of 2014”.

18 Sec. 7072. Following the conclusion of Fiscal Year 2015, any surplus amounts, as
19 certified by the Chief Financial Officer, in excess of the Fiscal Year 2015 budget, shall be used,
20 first, to pay the amount contained in the financial plan arising from the decision in *District of*
21 *Columbia Fire Emergency Medical Services Department v. District of Columbia Public*
22 *Employee Relations Board*, Nos. 12–CV–1813, 12–CV–1910 (D.C. 2014).

23 **TITLE VIII. CAPITAL BUDGET**

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TABLE A.

| Owner Agency Name | Project Number | Implementing Agency | Project Title | Bond Issuance Series | Amount |
|--|----------------|---------------------|--|----------------------|----------------------|
| 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. | 2,457,701 |
| 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 | 12,460 |
| 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 | 2011 FG IT | 26,761 |
| Department of Parks and Recreation | QS5 | DGS | Barry Farm Recreation Center | 2011 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 | 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 | NP0 | DDOT | Non-Participating Highway Trust Fund Support | 2012 C - IT | 1,430,163 |
| 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 | 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 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 | 2011 FG IT | 5,184,020 |
| District of Columbia Public Schools | NX3 | DGS | Cardozo HS Modernization | 2011 FG IT | 12,304,377 |
| 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. | 758,832 |
| 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 Replacement | 2012 C - IT | 1,001,550 |
| Office of the Chief Financial Officer | BF3 | OCFO | SOAR Replacement | 2013A G.O. | 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 |
| TOTAL | | | | | \$105,457,889 |

TABLE B.

| Owner Agency Name | Project Number | Implementing Agency | Project Title | Bond Issuance Series | Amount |
|-------------------------------------|----------------|---------------------|------------------------------|----------------------|----------------------|
| District of Columbia Public Schools | NA6 | DGS | Ballou Senior High School | N/A | 25,785,083 |
| 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 | 49,043,173 |
| WMATA | SA3 | DDOT | WMATA Fund - PRIIA | N/A | 10,406,472 |
| TOTAL | | | | | \$105,457,889 |

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; D.C. Official Code § 10-801), 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 ----- (Res. 20-706; December 2, 2014 (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 in the unrestricted fund balance of the General Fund of the District of Columbia but shall instead be deposited in 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 title 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), is amended to read as follows:

“(2) The Director may submit requests to the Office of Budget and Planning of the Office of the Chief Financial Officer (“OBP”) to allocate funds for the Related Projects, as submitted annually thereafter by DDOT through the approved Transportation Improvement Plan (TIP) as part of the budget request of each capital project created in fiscal year 2012 or later

1 funded from the District of Columbia Highway Trust Fund. The Director, following allocation of
2 funds by OBP to the Related Projects, shall have the authority to obligate and spend the funds.”.

3 **SUBTITLE D. PAY-AS-YOU-GO CAPITAL ACCOUNT AMENDMENT**

4 Sec. 8031. Short title.

5 This subtitle may be cited as the “Pay-as-you-go Capital Account Amendment Act of
6 2015”.

7 Sec. 8032. Section 47-392.02(f)(2) of the District of Columbia Official Code is amended
8 by striking the phrase “2016” and inserting the phrase “2019” in its place.

9 **TITLE IX. ADDITIONAL REVENUE CONTINGENCY LIST**

10 **SUBTITLE A. REVISED REVENUE ESTIMATE CONTINGENCY PRIORITY**

11 **LIST**

12 Sec. 9001. Short title.

13 This subtitle may be cited as the “Revised Revenue Estimate Contingency Priority List
14 Act of 2015”.

15 Sec. 9002. (a). If the Chief Financial Officer certifies local revenue in the June 2015
16 revenue estimate that exceeds the annual revenue estimate incorporated in the approved budget
17 and financial plan for fiscal year 2016, the excess revenue shall be allocated in the following
18 priority:

19 (1) Department of Health Care Finance - \$9,000,000 to restore hospital fee-for-
20 service inpatient rates to 98% of cost.

21 (2) General Fund Revenue - \$22,227,000 to restore the sales and use tax rate to
22 5.75%;

(3) General Fund Revenue - \$9,885,000 to restore the sales tax rate on parking to 18%;

(4) District of Columbia Public Library - \$950,000 to restore funding for library books;

(5) Department of General Services - \$4,700,000 to restore funding for facility operations and maintenance;

(6) General Fund Revenue - \$4,800,000 to repeal the sales tax on health clubs; and

(7) University of the District of Columbia - \$3,550,000 to restore subsidy funding to the flagship University and Community College.

(b) The full amount of funding must be identified for an item listed in subsection (a) before the item may be implemented. Each of the items shall be implemented on a recurring fiscal year basis if sufficient revenue is identified in the financial plan to cover the costs of implementation. If there is not sufficient revenue to cover the recurring costs, the item shall be implemented on a one-time-funding basis.

(c) The District may obligate and expend any increase in the amount of funds authorized by this section only if the Chief Financial Officer certifies the increase in revenue.

TITLE X. SPECIAL PURPOSE AND DEDICATED REVENUE FUND AMENDMENTS AND TRANSFERS

SUBTITLE A. LOCAL AND O-TYPE FUND AMENDMENTS

Sec. 1001. Short title.

This title may be cited as the "Local and Special Purpose Revenue Fund Amendment Act of 2015".

Sec. 1002. Fraud Prevention Fund.

Section 102(c) of the Seniors Protection Amendment Act of 2000, effective June 8, 2001, (D.C. Law 13-301, D.C. Official Code § 22-3226.14), is repealed.

Sec. 1003. Notwithstanding any other law, the Distribution Fees funds, designated for accounting purposes by the Office of the Chief Financial Officer as fund 1234 within the Office of the Secretary, shall be transferred to the newly created Office of the Senior Advisor.

SUBTITLE B. DESIGNATED FUND TRANSFERS

Sec. 1041. Short title.

This subtitle may be cited as the "Designated Fund Transfer Act of 2015".

Sec. 1042. Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer the identified amounts from certified fund balances in those accounts to the General Fund as described below:

(a) \$29.9 million shall be made available in fiscal year 2016;

(b) \$35.3 million shall be made available in fiscal year 2017; and

(c) \$2 million shall be made available in fiscal year 2018

| Designated Fund Balance - Overview | | |
|---|--|-------------------|
| Code | Fund Name | Amount |
| Budget Reserves: | | |
| BD0 | Historic Landmark District Protection Fund | 1,250,000 |
| | Subtotal | 1,250,000 |
| Dedicated Taxes: | | |
| HT0 | Nursing Homes Quality of Care Fund | 4,978,020 |
| HT0 | Healthy DC Fund | 22,991,412 |
| HT0 | Stevie Sellows | 2,522,743 |
| | Subtotal | 30,492,175 |
| Purpose Restrictions: | | |
| AT0 | OFT Central Collection Unit | 8,000,000 |
| 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 |
| FE0/FQ0 | Crime Victims Assistance Fund | 2,558,661 |

| | | |
|--------------|--|-------------------|
| FL0 | Correction Trustee Reimbursement | 4,170,231 |
| FL0 | Correction Reimbursement-Juveniles | 922,547 |
| HT0 | Medicaid Collections-3rd Party Liability | 3,905,187 |
| JM0 | Cost of Care-Non-Medicaid Clients | 1,447,622 |
| KG0 | Sustainable Energy Trust Fund | 3,500,000 |
| KG0 | Energy Assistance Trust Fund | 500,000 |
| KV0 | Motor Vehicle Inspection Station | 3,478,223 |
| | Subtotal | 35,482,471 |
| TOTAL | | 67,224,646 |

Sec. 1043. Applicability date.

This subtitle shall apply as of September 30, 2015.

TITLE XI. FISCAL IMPACT AND EFFECTIVE DATE

Sec. 1101. 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. 1102. 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 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.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



Legal Counsel Division



MEMORANDUM


TO: Lolita S. Alston
Deputy Director
Office of Legislative Support

FROM: Janet M. Robins
Deputy Attorney General
Legal Counsel Division

DATE: April 3, 2014

SUBJECT: Legal Sufficiency Review of Draft Bill, the "Fiscal Year 2016 Budget Support Act of 2015"
(AE-15-194 A through WW)

This is to Certify that this Office has reviewed the Draft Bill, the "Fiscal Year 2016 Budget Support Act of 2015" and found it to be legally sufficient. If you have any questions in this regard, please do not hesitate to call me at 724-5524.


Janet M. Robins