

5 A BILL
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7 18-1100
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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to
16 modify the percentage of the subscription charge that the District government contributes
17 to employee health benefit plans; to exempt the University of the District of Columbia
18 from section 1023, 1024, and 1143 of the Fiscal Year 2011 Budget Support Act of 2010;
19 to amend Chapter 3 of Title 47 of the District of Columbia Official Code to require the
20 Chief Financial Officer to submit a quarterly summary on all reprogramming, intra-
21 District transfers, and certain other budget modifications to the Council and the Mayor, to
22 update budgeting terms, and to reform reprogramming requirements and procedures; and
23 to amend An Act To grant additional powers to the Commissioners of the District of
24 Columbia, and for other purposes to make a conforming amendment; to amend the
25 Commercial Revitalization Segregated Fund Amendment Act of 2010 to modify the
26 amounts of allocated funding; to amend the Adult Job Training Fund Act of 2010 to
27 modify the amounts of funding allocated by the act; to amend the Neighborhood
28 Investment Act of 2004 to establish a spending plan for fiscal year 2011; to amend the
29 Within Grade Salary Increases, Cost of Living Adjustments, and Salary and Benefits
30 Schedules Act of 2010 to remove the exception for the Fire and Emergency Medical
31 Services Department from the freeze on within-grade salary increase and cost of living
32 adjustment; to amend the Delivery of Health Care to Inmates Act of 2010 to allow the
33 full healthcare continuum delivery system for inmates of the Departments of Corrections
34 to be provided by more than one entity; to amend the Uniform Per Student Funding
35 Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification
36 Amendment Act of 1998 to modify the per student foundation level for fiscal year 2010
37 and to provide for a supplemental allocation for extended school days; to amend the
38 District of Columbia School Reform Act of 1995 to authorize supplemental school
39 funding through certain grants and special payments; and to amend the State Education
40 Office Establishment Act of 2000 to authorize the Office of the State Superintendent for
41 Education to issue grants in support of special education services; to amend the Healthy
42 Schools Act of 2010; to amend the Grandparent Caregivers Pilot Program Establishment
43 Act of 2005 to provide greater flexibility in the establishment of the rate of the
44 grandparent caregivers subsidy; to amend chapter 61 of title 29 of the District of
45 Columbia Municipal Regulations to provide greater flexibility in the establishment of the
46 rate of the long-term permanent guardianship subsidy; to amend the Hospital Assessment

1 Act of 2010 to modify the amount of the assessment imposed on hospitals for each
2 hospital bed; to amend the District of Columbia Public Assistance Act of 1982 and title
3 29 of the District of Columbia Municipal Regulations to reduce the maximum benefit for
4 an individual receiving Temporary Assistance to Needy Families (“TANF”) benefits; to
5 amend the District of Columbia Health Professional Recruitment Program Act of 2005 by
6 repealing references to federal tax implications, modifying the default and breach of
7 contract terms, and modifying the suspension, waiver, and terminations procedures; to
8 amend chapter 24 of title 18 of the District of Columbia Municipal Regulations to modify
9 the fee a residential permit parking sticker; to modify the amount of funding dedicated to
10 the streetscape survival program; to amend the Clean and Affordable Energy Amendment
11 Act of 2008 to modify the funding amounts allocated from the Sustainable Energy Trust
12 Fund and the Energy Assistance Trust Fund; to repeal section 9(c) of the Department of
13 Transportation Establishment Act of 2002 and to make other amendments; to amend
14 chapter 1 of Title 47 of the District of Columbia Official Code to authorize the collection
15 and payment of debts through the United States Treasury Offset Program; to amend
16 the Kenilworth Avenue Northeast Redevelopment Project Real Property Limited Tax
17 Abatement Assistance Act of 2010 to repeal the subject-to-appropriations provision; to
18 amend the 2323 Pennsylvania Avenue Southeast Redevelopment Project Real Property
19 Tax Abatement Assistance Act of 2010 to repeal the subject-to-appropriations provision;
20 to amend chapter 46 of title 47 of the District of Columbia Official Code to provide an
21 abatement of real property taxes for 4427 Hayes Street, N.E., located in Ward 7; to
22 amend the Renovation Penalty Abatement Act of 2010 to repeal the subject-to-
23 appropriations provision; to repeal the subject-to-appropriations clauses for funded
24 legislation; to amend Chapter 46 of Title 47 of the District of Columbia Official Code to
25 permanently immortalize an exemption from real property taxation for the International
26 House of Pancakes Restaurant # 3221 located on Lot 819, Square 5912, in Ward 8; to
27 amend Chapter 10 of Title 47 of the District of Columbia Official Code to permanently
28 immortalize an exemption from taxation certain property in Lot 857, Square 2084, owned
29 by Tregaron Conservancy; to amend D.C. Official Code § 47-334(1) and D.C. Official
30 Code § 47-335.02 to make necessary technical changes; to amend the Law to Legalize
31 Lotteries, Daily Numbers Games and Bingo and Raffles for Charitable Purposes in the
32 District of Columbia (D.C. Law 3-172), codified in DC Official Code § 3-1301 – 1337, to
33 include a definition of “Lottery” and “Lottery Game”; to require that excess funds in the
34 Ballpark Revenue Fund be used to repay the ballpark bonds; to transfer funds from
35 certain special purpose and dedicated revenue accounts to unrestricted balance of the
36 General Fund; and to modify the funding allocations for certain capital projects.

37
38 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this

39 act may be cited as the “Fiscal Year 2011 Supplemental Budget Support Act of 2010”.

40 TITLE I. GOVERNMENT DIRECTION AND SUPPORT

41 SUBTITLE A. HEALTH BENEFIT PLAN CONTRIBUTION

42 Sec. 101. Short title.

1 This subtitle may be cited as the “Health Benefit Plan District Contribution Amendment
2 Act of 2010”.

3 Sec. 102. Section 2109 of the District of Columbia Government Comprehensive Merit
4 Personnel Act of 1978, effective October 1, 1987 (D.C. Law 7-27; D.C. Official Code § 1-
5 621.09), is amended as follows:

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

7
8 (1) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount
9 equal to 72%” in its place.

10
11 (2) Strike the phrase “exceed 75%” and insert the phrase “exceed 72%” in its
12 place.

13
14 (b) Subsection (h) is amended as follows:

15
16 (1) Paragraph (1) is amended by striking the phrase “exceed 75%” and inserting
17 the phrase “exceed 72%” in its place.

18
19 (2) Paragraph (2) is amended as follows:

20
21 (A) Strike the phrase “an amount equal to 75%” and insert the phrase “an
22 amount equal to 72%” in its place.

23
24 (B) Strike the phrase “contribute 25%” and insert the phrase “contribute
25 28%” in its place.

26
27 (3) Paragraph (3) is amended as follows:

28
29 (A) Strike the phrase “an amount equal to 75%” and insert the phrase “an
30 amount equal to 72%” in its place.

31
32 (B) Strike the phrase “contribute 25%” and insert the phrase “contribute
33 28%” in its place.

1 (c) Subsection (j) is amended as follows:

2
3 (1) Paragraph (1) is amended as follows:

4
5 (A) Strike the phrase “an amount equal to 75%” and insert the phrase “an
6
7 amount equal to 72%” in its place.

8
9 (B) Strike the phrase “contribute 25%” and insert the phrase “contribute
10
11 28%” in its place.

12
13 (2) Paragraph (2) is amended by striking the phrase “shall not exceed 75%” and
14 inserting the phrase “shall not exceed 72%” in its place.

15 (d) Subsection (l) is amended as follows:

16 (1) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount
17 equal to 72%” in its place.

18 (2) Strike the phrase “contribute 25%” and insert the phrase “contribute 28%” in
19 its place.

20 Sec. 103. Applicability.

21 This subtitle shall apply as of January 1, 2011.

22 SUBTITLE B. UNIVERSITY OF THE DISTRICT OF COLUMBIA FREEZE

23 EXEMPTION

24 Sec. 111. Short title.

25 This subtitle may be cited as the “Within-Grade Salary Increases, Cost-of-Living
26 Adjustments, and Salary and Benefits Schedules Exemption Act of 2010”.

27 Sec. 112. Sec. 1026 of the Fiscal Year 2011 Budget Support Act of 2010 is amended to
28 read as follows:

29 “Sec. 1026. Exemptions.

Sections 1023 and 1024 shall not apply to employees of the Metropolitan Police Department, the Fire and Emergency Medical Services Department, and the University of the District of Columbia.”.

Sec. 113. A new section 1143 is added to the Fiscal Year 2011 Budget Support Act of 2010 to read as follows:

“Sec. 1143. Exemption.

Section 1142 shall not apply to employees of the University of the District of Columbia.”.

SUBTITLE C. REPROGRAMMING POLICY REFORM

Sec. 121. Short title.

This subtitle may be cited as the "Reprogramming Policy Reform Act of 2010".

Sec. 122. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-355.05 is amended by adding a new subsection (e) to read as follows:

"(e)(1) The Chief Financial Officer shall submit a quarterly summary to the Council and the Mayor on all:

"(A) Reprogrammings;

"(B) Intra-District transfers; and

"(C) Other budget modifications that involve a change in the purpose of the use of the funds that are not included in the annual budget and are more than \$50,000 and less than \$500,000.

"(2)(A) The summary shall set forth clearly and concisely each budget category affected by the reprogramming, intra-District transfer, or other budget modification, as described in paragraph (1) of this subsection, showing the original and new amounts, as follows:

1 "(i) For the operating budget, by:
2 "(I) Agency;
3 "(II) Object category; and
4 "(III) Object class; and
5 "(ii) For capital projects, by:
6 "(I) Program;
7 "(II) Agency;
8 "(III) Object category; and
9 "(IV) Project and subproject.
10 "(B) For capital projects, the summary shall also describe any
11 consequences of the shift, such as personnel shifts or equipment transfers."
12 (b) Section 47-361 is amended to read as follows:
13 "§ 47-361. Definitions.
14 "For the purposes of this subchapter, the term:
15 "(1) "Agency" means the highest organizational unit of the District of Columbia
16 government at which budgeting data is aggregated.
17 "(2) "Agency funding source" means the designated resource or fund to which
18 expenditures shall be charged.
19 "(3) "Budget" means the entire annual appropriation, including borrowing and
20 spending authority, for all activities of all agencies of the District of Columbia government
21 financed from all existing, proposed, or anticipated resources.
22 "(4) "Budget category" means:

1 "(A) For the operating budget: agencies, programs, agency funding
2 sources, object categories, and object classes, as shown in the budget; and

3 "(B) For the capital budget: agencies, agency funding sources, and capital
4 projects and subprojects, as shown in the budget.

5 "(5) "Capital budget" means that part of the budget that describes the annual
6 element of the multi-year capital improvements plan.

7 "(6) "Capital project" shall have the same meanings as provided in section 103(8)
8 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D. C.
9 Official Code § 1-201.03(8)).

10 "(7) "Highway Trust Fund" means the District of Columbia Highway Trust Fund,
11 established by section 102 of the Highway Trust Fund Establishment Act and the Water and
12 Sewer Authority Amendment Act of 1996, effective April, 1997 (D. C. Law 11-184; D. C.
13 Official Code § 9-111.01), and the Federal Highway Trust Fund, established pursuant to Title 23
14 of the United States Code.

15 "(8) "Intra-District transfer" means a budget modification that involves the
16 movement of \$50,000 or more in funds from one agency to another agency for the same purpose
17 for which the funds were appropriated.

18 "(9) "Object category" means the 2 major types of expenditures, which are
19 personal services and non-personal services.

20 "(10) "Object class" means the subdivision of specific types of expenditures in
21 the operating budget, such as fringe benefits and supplies.

22 "(11) "Offsetting" means an increase that is matched by a decrease with no
23 change occurring in budget authority.

1 "(12) "Operating budget" means that part of the budget for the operation of the
2 District government, excluding the capital budget.

3 "(13) "Program" means the highest level of budgeting and expenditure control
4 within an agency that is designated for a specific purpose in the operating budget, which may
5 consist of multiple actions necessary to achieve the stated purpose and goals.

6 "(14) "Reprogramming" means a budget modification of \$500,000 or more for
7 purposes other than those originally authorized that results in an offsetting reallocation of budget
8 authority from one budget category to another budget category."

9 (c) Section 47-363 is amended to read as follows:

10 " § 47-363. Council approval of reprogrammings.

11 "(a) The Mayor shall submit to the Council for approval a reprogramming request that
12 individually or on a cumulative basis would result in a change to the original appropriated
13 authority, along with certification by the Chief Financial Officer of the availability of funds for
14 the reprogramming. The request shall include an analysis of its effect on the budget and on the
15 purposes for which the funds were originally appropriated.

16 "(b)(1) Upon receipt of a reprogramming request, the Chairman of the Council shall
17 cause a notice of the request to be published in the District of Columbia Register, together with a
18 statement that the request shall be deemed approved 14 days from the date of its receipt, unless a
19 proposed disapproval resolution is filed prior to that time by a Councilmember, and that if a
20 proposed disapproval resolution is filed, the request shall be deemed approved 30 days from the
21 date of the receipt of the reprogramming request, unless prior to the end of the 30-day review
22 period the Council adopts a resolution of disapproval or approval.

1 "(2) The publication of a notice of a reprogramming request shall satisfy the
2 public notice requirements of this section and the rules of the Council and no further notice shall
3 be necessary for the Council to adopt a resolution affecting the request.

4 "(3) The Council shall consider the request according to its rules. No request may
5 be submitted to the Chairman of the Council under this subsection during such time as the
6 Council is on recess, according to its rules, nor shall any time period provided in this subsection
7 or in the Council's rules with respect to the requests continue to run during such time as the
8 Council is on recess.

9 "(c)(1) If no proposed disapproval resolution of a reprogramming request is filed with
10 the Secretary to the Council ("Secretary") within 14 days of the receipt of the request from the
11 Mayor, the request shall be deemed approved.

12 "(2) If a proposed disapproval resolution is filed with the Secretary within 14
13 days of receipt of the request from the Mayor, the Council may approve or disapprove the
14 reprogramming request by resolution within 30 days of the receipt of the request from the
15 Mayor. If the Council neither affirmatively approves or disapproves the request within 30 days
16 of the receipt of the request, the request shall be deemed approved.

17 "(d) At any time prior to final action by the Council on a reprogramming request, or
18 prior to the date the reprogramming request is deemed approved pursuant to subsection (c) of
19 this section, the Mayor may withdraw the reprogramming request.

20 "(e)(1) An operating budget reprogramming request shall include for each budget
21 category from or to which funds are being transferred a list of the funding reductions or additions
22 by:

23 "(A) Agency;

1 "(B) Program;

2 "(C) Activity;

3 "(D) Object class; and

4 "(E) Funding sources.

5 "(2) A capital reprogramming request shall include for each project or subproject
6 from or to which funds are being transferred a list of the funding reductions or additions by:

7 "(A) Agency;

8 "(B) Project and subproject; and

9 "(C) Funding sources."

10 (d) Section 47-365(6) is amended by striking the figure "\$1,000,000" and inserting the
11 phrase "\$3 million" in its place.

12 Sec. 123. Conforming amendment.

13 Section 1(k)(1) of An Act To grant additional powers to the Commissioners of the
14 District of Columbia, and for other purposes, approved December 20, 1944 (58 Stat. 819; D.C.
15 Official Code § 1-301.01(k)(1)), is amended by striking the phrase "the Mayor shall submit
16 annually to the Council a report of all Memoranda of Understanding between" and inserting the
17 phrase "the Chief Financial Officer shall submit quarterly to the Council and the Mayor the
18 summary required by D.C. Official Code § 47-355.05(e), along with all Memoranda of
19 Understanding between" in its place.

20 TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

21 ~~SUBTITLE A. COMMERCIAL REVITALIZATION FUND~~

22 ~~Sec. 201. Short title.~~

1 ~~This subtitle may be cited as the “Commercial Revitalization Segregated Fund Second~~
2 ~~Amendment Act of 2010”.~~

3 ~~Sec. 202. Section 2243 of the Commercial Revitalization Segregated Fund Amendment~~
4 ~~Act of 2010, effective September 24, 2010 (D.C. Law 18-223; 57 DCR 6242), is amended as~~
5 ~~follows:~~

6 ~~(a) Subsection (a) is amended to read as follows:~~

7 ~~“(a) For fiscal year 2011, an amount of \$440,000 from the Commercial Revitalization~~
8 ~~Assistance Fund shall be disbursed to fund the continued operation of the Main Streets program~~
9 ~~and the continued implementation of Main Street services.”.~~

10 ~~(b) Subsection (c) is repealed.~~

11 ~~Sec. 203. Applicability.~~

12 ~~This subtitle shall apply as of October 1, 2010.~~

13 ~~SUBTITLE B. ADULT JOB TRAINING FUND ACT~~

14 ~~——— Sec. 211. Short title.~~

15 ~~——— This subtitle may be cited as the “Adult Job Training Fund Amendment Act of 2010”.~~

16 ~~——— Sec. 212. Section 2262 of the Adult Job Training Fund Act of 2010, effective September~~
17 ~~24, 2010 (D.C. Law 18-223; 57 DCR 6246), is amended as follows:~~

18 ~~——— (a) Subsection (a) is amended to read as follows:~~

19 ~~——— “(a) Of the fiscal year 2010 year-end local fund balance within the Department of~~
20 ~~Employment Services, \$4.6 million shall remain available until expended for the purposes of~~
21 ~~funding industry/sector specific adult job training and the general operations of the Department~~
22 ~~of Employment Services.”.~~

1 ~~—— (b) Subsection (b) is amended by striking the phrase “Of the \$4.6 million, at least \$2.225~~
2 ~~million” and inserting the phrase “Of the \$2.4 million, at least \$1.1 million” in its place.~~

3 ~~—— Sec. 213. Applicability.~~

4 ~~—— This subtitle shall apply as of October 1, 2010.~~

5 SUBTITLE A. NEIGHBORHOOD INVESTMENT FUND

6 Sec. 201. Short title.

7 This subtitle may be cited as the “Neighborhood Investment Fund Implementation
8 Amendment Act of 2010”.

9 Sec. 202. Section 2 of the Neighborhood Investment Act of 2004, effective March 30,
10 2004 (D.C. Law 15-131; D.C. Official Code § 6-1071), is amended by adding a new subsection
11 (k) to read as follows:

12 “(k) The Neighborhood Investment Fund dollars under the budget authority of the Office
13 of the Deputy Mayor for Planning and Economic Development in fiscal year 2011 shall be
14 allocated on a one time basis as follows:

15 “(1) An amount of ~~\$4,587,004~~ \$2,293,502 shall be available to support grants to
16 not-for-profit organizations for projects and programs that fulfill the goals of this act. Project
17 and program types that may be funded under this paragraph to include vocational training and
18 job placement for youth and adults, senior- and youth-oriented programming, affordable housing,
19 senior housing, small business technical assistance, and predevelopment and project financing
20 for the construction and rehabilitation of affordable housing, mixed use, and community-based
21 facility projects.

22 “(2) An amount of ~~\$380,118~~ \$190,059 shall be available to support personnel and

1 administrative costs associated with the implementation of this act, including salary, fringe
2 benefits, marketing, community outreach, and supplies.

3 “(3) An amount of \$1,100,000 shall be deposited in the Career Technical
4 Training Fund and used to fund costs associated with the 24-hour vocational education programs
5 at Phelps Architecture, Construction, and Engineering High School, the Academy for
6 Construction and Design at Cardozo Senior High School, and the Hospitality Public Charter
7 School at Roosevelt High School.

8 “(4) An amount of \$2 million shall be available to provide grants and other
9 funding in support of the New Communities Human Capital program, including intensive case
10 management, workforce development focused on education, training, and employment for adults
11 and youth, financial literacy, health services, and increased public safety.”.

12 Sec. 203. Applicability.

13 This subtitle shall apply as of October 1, 2010.

14 ~~TITLE III. PUBLIC SAFETY AND JUSTICE~~

15 ~~———— SUBTITLE A. FEMS STEP FREEZE AND COST OF LIVING ADJUSTMENT~~

16 ~~Sec. 301. Short title.~~

17 ~~This subtitle may be cited as the “Fire and Emergency Medical Services Department Step~~
18 ~~Freeze and Cost of Living Adjustment Amendment Act of 2010”.~~

19 ~~———— Sec. 302. Section 1026 of the Within-Grade Salary Increases, Cost of Living~~
20 ~~Adjustments, and Salary and Benefits Schedules Act of 2010, effective September 24, 2010~~
21 ~~(D.C. Law 18-223; 57 DCR 6252), is amended to read as follows:~~

22 ~~———— “Sec. 1026. Application to the Metropolitan Police Department.~~

23 ~~———— “Section 1023 shall not apply to employees of the Metropolitan Police Department.”.~~

1 ~~Sec. 303. Applicability.~~

2 ~~This subtitle shall apply as of January 1, 2011.~~

3 ~~SUBTITLE B. DELIVERY OF HEALTH CARE TO INMATES~~

4 ~~Sec. 311. Short title.~~

5 ~~This subtitle may be cited as the “Delivery of Health Care to Inmates Amendment Act of~~
6 ~~2010”.~~

7 ~~Sec. 312. Section 3042 of the Delivery of Health Care to Inmates Act of 2010, effective~~
8 ~~September 24, 2010 (D.C. Law 18-223; 57 DCR 6333), is amended by striking the phrase “a~~
9 ~~delivery system in which one entity is responsible for managing Department of Corrections~~
10 ~~inmates through the full health care continuum” and inserting the phrase “a full healthcare~~
11 ~~continuum delivery system for Department of Corrections inmates” in its place.~~

12 TITLE IV. PUBLIC EDUCATION

13 SUBTITLE A. SCHOOL FUNDING

14 Sec. 401. Short title.

15 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools

16 Amendment Act of 2010”.

17 Sec. 402. The Uniform Per Student Funding Formula for Public Schools and Public

18 Charter Schools and Tax Conformity Clarification Amendment Act of 1998, effective March 26,

19 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows:

20 (a) Section 104 (D.C. Official Code § 38-2903) is amended by striking the phrase

21 “\$8,945 per student for fiscal year 2011” and inserting the phrase “\$8,770 per student for fiscal

22 year 2011” in its place.

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

Grade Level	Weighting	Per Pupil Allocation in FY 2011
Pre-School	1.34	\$11,752
Pre-Kindergarten	1.30	\$11,401
Kindergarten	1.30	\$11,401
Grades 1-3	1.00	\$8,770
Grades 4-5	1.00	\$8,770
Ungraded elementary school	1.00	\$8,770
Grades 6-8	1.03	\$9,033
Ungraded middle school/junior high school	1.03	\$9,033
Grades 9-12	1.16	\$10,173
Ungraded senior high school	1.16	\$10,173
Alternative program	1.17	\$10,261
Special education school	1.17	\$10,261
Adult	0.75	\$6,578

(b) Section 106 (D.C. Official Code § 38-2905) is as follows:

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

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

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

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

“(4) Extended school days.”.

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

“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:

“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“LEP/NEP	Limited and non-English proficient students	0.45	\$3,947
“Summer	An accelerated instructional program in the summer for students who do not meet literacy standards pursuant to promotion policies of the District of Columbia Public Schools and public charter schools	0.17	\$1,491
“Extended school day	Extended learning time beyond the regular school day	0.1	n/a

1 “Special Education Add-ons:

Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“Level 1: Special Education	Eight hours or less per week of specialized services	0.52	\$4,560
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	0.79	\$6,928
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.56	\$13,681
“Level 4: Special Education	More than 24 hours per week which may include instruction in a self contained (dedicated) special education school other than residential placement	2.83	\$24,819
“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their	1.70	\$14,909

	instructional program		
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“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“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	0.374	\$3,280
“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	1.360	\$11,927
“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	2.941	\$25,793
“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	2.924	\$25,643

	board in a residential setting		
“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	0.68	\$5,964

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

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“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	0.064	\$561
“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	0.231	\$2,026
“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	0.500	\$4,385
“Special Education Level 4 ESY	Additional funding to support the summer school/program need for students who require extended school year	0.497	\$4,359”.

	(ESY) services in their IEPs		
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(2) A new subsection (g) is added to read as follows:

“(g) The supplemental allocation for the extended school day shall be subject to the inclusion of its fiscal effect in an approved budget.”.

Sec. 403. Section 2403(a)(2)(A) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(a)(2)(A)), is amended as follows:

(a) Sub-subparagraph (i) is amended by striking the phrase “sub-subparagraph (ii)” and inserting the phrase “sub-subparagraphs (ii) and (iii)” in its place.

(b) A new sub-subparagraph (iii) is added to read as follows:

“(iii) Funds received from the Education Jobs Fund, established by section 101 of An Act To modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provides for modernization of the air traffic control system, reauthorizes the Federal Aviation Administration, and for other purposes, approved August 10, 2010 (Pub. L. 111-226; 124 Stat. 2389) (“Act”), shall be disbursed to public charter schools at such times as are consistent with the requirements of the Act, its implementing regulations, and other applicable federal regulations.”.

Sec. 404. Section 2401(b)(3)(D) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-107; D.C. Official Code § 38-1804.01(b)(3)) is amended by adding a new subparagraph (E) to read as follows:

“(E) Notwithstanding paragraph (2) of this subsection, supplemental funding in addition to the supplemental allocations authorized by section 106 may be provided to

1 local education agencies (“LEAs”) for special education services, including programs that
2 increase the capacity of the LEA to provide special education services.”.

3 Sec. 405. Section 3(b) of the State Education Office Establishment Act of 2000, effective
4 October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)) is amended as follows:

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

6 “(8A) Prescribe standards for extended learning time beyond the regular school
7 day for public schools, including public charter schools;”.

8 (a) Paragraph (16) is amended by striking the word “and” at the end.

9 (b) Paragraph (17) is amended by striking the period at the end and inserting the phrase
10 “; and” in its place.

11 (c) A new paragraph (18) is added to read as follows:

12 “(18) Have the authority to issue grants, from funds under its administration
13 (including the non-public tuition paper agency), to local education agencies (“LEAs”) for
14 programs that increase the capacity of the LEA to provide special education services.”.

15 Sec. 406. Applicability.

16 This subtitle shall apply as of October 1, 2010.

17 SUBTITLE B. HEALTHY SCHOOLS ACT

18 Sec. 411. Short title.

19 This subtitle may be cited as the “Healthy Schools Amendment Act of 2010”.

20 Sec. 412. Section 102 of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C.
21 Law 18-209; D.C. Official Code § 38-821.02), is amended as follows:

22 (a) Subsection (a) is amended by striking the sentence “The Fund shall be funded by
23 annual appropriations, which shall be deposited into the Fund.” and inserting the sentence “The

1 Fund shall be funded by depositing \$5.78 million from general sales tax revenue collected
2 pursuant to D.C. Official Code § 47-2002 into the Fund in each fiscal year; provided, that for
3 Fiscal Year 2011, beginning January 1, 2011, the amount deposited into the Fund from general
4 sales tax revenue pursuant to D.C. Official Code § 47-2002 shall be \$4.75 million.” in its place.

5 (b) Subsection (c) is amended as follows:

6 (1) In subsections (6) and (7) insert the language “, subject to the availability of
7 funds in the Fund,” after “shall make grants available”

8 (2) Add a new paragraph (8) to read as follows:

9 “(8) Notwithstanding other provisions of law, to administer the provisions of this act, the
10 Office of the State Superintendent of Education shall hire full-time equivalent employees
11 identified in the fiscal impact statement referenced in section 803.”.

12 TITLE V. HEALTH AND HUMAN SERVICES

13 SUBTITLE A. GRANDPARENTS CAREGIVER PROGRAM AND LONG-TERM 14 PERMANENT GUARDIANSHIP SUBSIDIES

15 Sec. 501. Short title.

16 This subtitle may be cited as the “Grandparent Caregivers Program and Long-Term
17 Permanent Guardianship Subsidies Amendment Act of 2010”.

18 Sec. 502. Section 104(b) of the Grandparent Caregivers Pilot Program Establishment Act
19 of 2005, effective March 8, 2006 (D.C. Law 16-69; D.C. Official Code § 4-251.04(b)), is
20 amended by striking the phrase “; provided, that the subsidy shall be within 5% (no less than
21 95% and no more than 105%) of the regular daily rate of the subsidy for a long term permanent
22 Level 1 guardianship subsidy established under § 29-6103.3 of the District of Columbia
23 Municipal Regulations”.

1 Sec. 503. Subsections 6103.2 and 6103.3 of section 6103 of chapter 61 of title 29 of the
2 District of Columbia Municipal Regulations are amended to read as follows:

3 “6103.2 The amount of the long-term permanent guardianship subsidy shall be:

4
5 “(a) Based on the applicant’s federal adjusted gross income, as defined by the
6 Internal Revenue Code of 1986 or any successor legislation;

7
8 “(b) Based initially on an amount that is less than or equal to the foster care
9 board and care payment received by the applicant for the child’s care at
10 the time that the application is approved; and

11
12 “(c) Following a review held pursuant to § 6105, based on an amount that is
13 less than or equal to the foster care board and care payment that would be
14 paid for the child’s care if the child were in foster care.

15
16 “6103.3 The payment schedule for the long-term permanent guardianship subsidy shall be:

17
18 “(a) Reviewed annually by the Agency; and

19
20 “(b) No greater than the annual foster care board and care payments for that
21 year.”.

22 Sec. 503. Applicability.

23 This subtitle shall apply as of January 1, 2011.

24 SUBTITLE B. HOSPITAL ASSESSMENT

25 Sec. 511. Short title.

26 This subtitle may be cited as the “Hospital Assessment Amendment Act of 2010”.

27 Sec. 512. Section 5014(a)(2) of the Hospital Assessment Act of 2010, effective
28 September 24, 2010 (D.C. Law 18-223; 57 DCR 6242) is amended by striking the phrase
29 “\$1,500” and inserting the phrase “\$2,000” in its place.

30 Sec. 513. Applicability.

31 This subtitle shall apply as of October 1, 2010.

32 SUBTITLE C. TANF REGULATIONS

33 Sec. 521. Short title.

1 This subtitle may be cited as the “District of Columbia Public Assistance Amendment
2 Act of 2010”.

3 Sec. 522. The District of Columbia Public Assistance Act of 1982, effective April 6, 1982
4 (D.C. Law 4-101; D.C. Official Code § 4-201.01 *et seq.*), is amended as follows:

5 (a) A new section 205.11b is added to read as follows:

6 “Sec. 205.11b. Reduction in benefits for long-term TANF recipients.

7 “(a) An individual who has received TANF benefits for more than 60 months in the
8 District of Columbia, whether or not consecutive, shall receive a maximum benefit of the
9 applicable amount set forth in section 205.52(c) less:

10 (A) 20% in Fiscal Year 2011;”

11 (B) 40% in Fiscal Year 2012;”

12 (C) 60% in Fiscal Year 2013;”

13 (D) 80% in Fiscal Year 2014; and”

14 (E) 100% in Fiscal Year 2015.”

15 (b) Fifty percent of all local funds reduced from TANF benefits shall be reinvested as an
16 enhancement to adult job training programs that target TANF recipients.”.

17 (b) Section 205.52 (D.C. Official Code § 4-205.52) is amended by adding a new
18 subsection (c-2) to read as follows:

19 “(c-2) As set forth in section 205.11b, the level of public assistance payment for
20 assistance units subject to 205.11b shall be equal to the current payment level for the assistance
21 unit, established by subsection (d) of this section less:”

22 (A) 20% in Fiscal Year 2011;”

23 (B) 40% in Fiscal Year 2012;”

(C) 60% in Fiscal Year 2013;”

(D) 80% in Fiscal Year 2014; and”

(E) 100% in Fiscal Year 2015.”.

(b) Fifty percent of all local funds reduced from TANF benefits shall be reinvested as an enhancement to adult job training programs that target TANF recipients.”.

Sec. 523. Title 29 of the District of Columbia Municipal Regulations is amended as follows:

(a) Section 7200 of chapter 72 is amended by adding new subsections 7200.3 and 7200.4 to read as follows:

7200.3 Pursuant to section 205.52 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-205.52), a TANF recipient who has received benefits for more than 60 months (whether or not continuous months) in the District of Columbia (“long-term recipients”), shall be eligible to receive no more than the payment levels as set forth in §7200.4.

7200.4 The payment levels set forth in this subsection shall apply to public assistance payments made to long-term recipients after February 1, 2011.

Family Size	Standards of Assistance	Payment Level
1	\$450	\$216
2	\$560	\$269
3	\$712	\$342
4	\$870	\$418
5	\$1,002	\$482
6	\$1,178	\$566
7	\$1,352	\$650
8	\$1,494	\$718
9	\$1,642	\$790
10	\$1,786	\$858
11	\$1,884	\$905
12	\$2,024	\$973
13	\$2,116	\$1,017
14	\$2,232	\$1,072
15	\$2,316	\$1,113
16	\$2,432	\$1,169
17	\$2,668	\$1,282

18	\$2,730	\$1,311
19	\$2,786	\$1,338

(b) Subsection 5814.5 of chapter 58 is amended to read as follows:

5814.5 After application of these disregards in subsection 5814.4, the remaining income shall be compared to the Standard of Assistance for a family unit. The Standard of Assistance shall be defined as specified in the District of Columbia Public Assistance Act of 1982, as amended. If less than the Standard of Assistance, the income shall be compared to the payment standard. The pay standard shall be defined as specified in the District of Columbia Public Assistance Act of 1982, as amended. The payment levels set forth in Chapter 72 of Title 29 DCMR shall apply to payments made after February 1, 2011

Sec. 524. Applicability.

This subtitle shall apply as of February 1, 2011.

SUBTITLE D. HEALTH PROFESSIONAL RECRUITMENT

Sec. 531. Short title.

This subtitle may be cited as the “Health Professional Recruitment Program Amendment Act of 2010”.

Sec. 532. The District of Columbia Health Professionals Recruitment Program Act of 2005, effective March 8, 2006 (D.C. Law 16-71; D.C. Official Code § 7-751.01 *et seq.*), is amended as follows:

(a) Section 12(a) (D.C. Official Code § 7-751.11(a)) is repealed.

(b) Section 14 (D.C. Official Code § 7-751.13(b)) is amended to read as follows:

“(b) Within 1 year of the date of a breach of contract, the participant found in breach of contract shall repay the District the greater of \$31,000 or an amount equal to the sum of the following:

“(1) The amount of the loan repayments paid to the participant for any period of obligated service not completed;

1 “(2) An amount equal to the product of the number of months of obligated
2 service not completed by the participant multiplied by \$7,500; and

3 “(3) Interest on the amounts specified in paragraphs (1) and (2) at the maximum
4 legal prevailing rate, as determined by the Treasurer of the United States, from the date of the
5 breach.”.

6 (c) Section 16 (D.C. Official Code § 7-751.15) is amended as follows:

7 (1) The section heading is amended by striking the phrase “Suspension and
8 waiver of contract.” and inserting the phrase “Suspension, waiver, and termination of contract.”
9 in its place.

10 (2) Paragraph (b)(2) is repealed

11 (3) New subsections (c) and(d) are added to read as follows:

12 “(c) An obligation of an individual for service or payment of damages shall be
13 terminated upon the death of the individual.

14 “(d) The Director may terminate a contract under the Program with a participant if, not
15 later than August 16 of the year in which the contract became effective, the participant:

16 “(1) Submits a signed written request to terminate the contract; and

17 “(2) Repays all amounts of loan repayments paid to the participant under the
18 contract.”.

19 TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT

20 SUBTITLE A. STREETSCAPE FUND

21 Sec. 601. Short title.

22 This subtitle may be cited as the “Streetscape Fund Amendment Act of 2010”.

1 Sec. 602. (a) The amount of \$7 million transferred to the budget of the District
2 Department of the Transportation by section 7072(d)(6)(C) of the Capital Projects Modification
3 Act of 2010, September 24, 2010 (D.C. Law 18-223; 57 DCR 6389), is transferred to the
4 unrestricted balance of the General Fund.

5 (b) The capital projects established by section 7072(d)(6)(A) and (B) of the
6 Capital Projects Modification Act of 2010, September 24, 2010 (D.C. Law 18-223; 57 DCR
7 6389), are rescinded.

8 (c) The Council shall adopt tax relief legislation for H Street small businesses with
9 \$723,000 in designated relief.

10 SUBTITLE B. SUSTAINABLE ENERGY TRUST FUND

11 Sec. 611. Short title.

12 This subtitle may be cited as the “Clean and Affordable Energy Second Amendment Act
13 of 2010”.

14 Sec. 612. The Clean and Affordable Energy Act of 2008, effective October 22, 2008
15 (D.C. Law 17-250; D.C. Official Code § 8-1774.01 *et seq.*), is amended as follows:

16 (a) The lead-in text of section 205(h) (D.C. Official Code § 8-1774.05(h)) is amended by
17 striking the phrase “\$1 million” and inserting the phrase “\$775,000” in its place.

18 (b) Section 210(c) (D.C. Official Code § 8-1774.10(c)) is amended as follows:

19 (1) Paragraph (2) is amended by striking the phrase “payments under the contract”
20 and inserting the phrase “authorized contract level” in its place.

21 (2) Paragraph (4) is amended by striking the phrase “\$13,000” and inserting the
22 phrase “\$9,880” in its place.

(3) Paragraph (5) is amended by striking the phrase “\$2.773 million” and inserting the phrase “\$2.375 million” in its place.

(4) Paragraph (6) is amended by striking the phrase “\$1.5 million” and inserting the phrase “\$1.073 million” in its place.

(5) Paragraph (7) is amended by striking the phrase “\$1.455 million” and inserting the phrase “\$1.106 million” in its place.

(c) Section 211(c) (D.C. Official Code § 8-1774.11(c)), is amended to read as follows:

“(c) The Energy Assistance Trust Fund shall be used solely to fund the existing low-income programs in the amount of ~~\$2.005~~ \$2.409 million in fiscal year 2011, and \$2.6 million annually thereafter.”.

Sec. 613. Applicability.

This subtitle shall apply as of October 1, 2010.

SUBTITLE C. DISTRICT DEPARTMENT OF TRANSPORTATION OMNIBUS ACT
OF 2010

Sec. 621. Short title.

This subtitle may be cited as the “District Department of Transportation Omnibus Act of 2010”.

Sec. 622. Section 9(c) of the Department of Transportation Establishment Act of 2002, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 50-921.11) is repealed.

TITLE VII. FINANCE AND REVENUE

SUBTITLE A. RECIPROCAL STATE-FEDERAL OFFSET PROGRAM

Sec. 701. Short title.

This subtitle may be cited as the “Reciprocal State-Federal Setoff Act of 2010”.

1 Sec. 702. Chapter 1 of Title 47 of the District of Columbia Official Code is amended as
2 follows:

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

5 “47-143. United States Treasury offset program authorized; setoff of federal debts.

6 (b) A new section 47-143 is added to read as follows:

7 “§ 47-143. United States Treasury offset program authorized; setoff of federal
8 debts.

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

10 “(1) “Chief Financial Officer” means the Chief Financial Officer of the
11 District of Columbia established pursuant to § 1-204.24(a)(1)).

12 “(2) “District of Columbia payment” means a payment by the District of
13 Columbia to a person, including tax refunds, vendor and contractor payments, and expense
14 reimbursements to an employee of the District of Columbia. The term “District of
15 Columbia payment” shall not include salary, wages, or pension payments.

16 “(3) “Federal official” means a unit or official of the federal government
17 charged with the collection of nontax liabilities payable to the federal government and with
18 the authority to enter into the offset agreement.

19 “(4) “Offset agreement” means an agreement authorized by this section.

20 “(5) “Person” means an individual, vendor, contractor, partnership, society,
21 association, joint stock company, limited liability company, corporation, estate, receiver,
22 trustee, assignee, and any other person acting in a fiduciary or representative capacity
23 whether appointed by a court or otherwise, or a combination of the foregoing.

1 “(b) The Mayor may enter into an agreement with the United States Secretary of
2 the Treasury to participate in the Treasury Offset Program. The offset agreement may
3 provide for the collection of any delinquent debt owed to the District of Columbia from
4 federal payments payable to the debtor. The offset agreement may also provide for the
5 United States to submit requests to the District for delinquent nontax debts owed to federal
6 agencies to be offset against District of Columbia payments.

7 “(c) The Mayor may authorize the Chief Financial Officer to reduce a District of
8 Columbia payment by the amount of any federal nontax debt amount requested by the
9 United States to be offset by the District in accordance with the offset agreement.

10 “(d) The offset agreement may provide for the United States or the District to
11 charge a fee for an offset implemented by either party and that the offset fee may be
12 deducted from amounts remitted to the District of Columbia by the federal government.
13 The amount of an offset fee charged by the United States shall be added to the nontax debt
14 amount owed the District by the debtor and shall be considered an additional debt of the
15 debtor, which shall be subject to offset. The amount of an offset fee charged by the District
16 shall be deposited in the General Fund of the District of Columbia.

17 “(e) The offset agreement may provide that a federal official may:

18 “(1) Certify to the Mayor the existence of a delinquent nontax debt owed by a
19 person to the federal government by providing:

20 “(A) The full name of the person;

21 “(B) The social security number or federal tax identification number
22 of the person;

1 “(C) The amount of the delinquent nontax debt owed by the person to
2 the federal government; and

3 “(D) Any other information required pursuant to the agreement; and

4 “(2) Request the Mayor to authorize the Chief Financial Officer to withhold
5 a District of Columbia payment to which the person is otherwise entitled.

6 “(f) After receiving a certified offset request from a federal official, the Mayor may
7 (or shall, if required by the offset agreement):

8 “(1) Determine if a person for whom the offset request is received is due a
9 District of Columbia payment;

10 “(2) Authorize the Chief Financial Officer to withhold a District of
11 Columbia payment that is otherwise due to the person for whom an offset request has been
12 received;

13 “(3) Authorize the Chief Financial Officer to pay to the federal official the
14 lesser of:

15 “(A) The entire District of Columbia payment, less any offset fee
16 authorized by the offset agreement; or

17 “(B) The amount certified, less any offset fee authorized by the
18 agreement; and

19 “(4) Notify the person of the amount withheld.

20 “(g) The Mayor may:

21 “(1) Certify to a federal official a delinquent debt owed by a person to the
22 District by providing to the federal official:

23 “(A) The name and address of the person and any other names known

1 to be used by the person;

2 “(B) The social security number or tax identification number of the
3 person;

4 “(C) The amount of the delinquent debt due to the District of Columbia
5 by the person;

6 “(D) A statement that the debt is past due and legally enforceable in the
7 amount certified; and

8 “(E) Any other information required by the offset agreement.

9 “(2) Request that the federal official withhold any federal payment to which
10 the person is otherwise entitled and pay to the District the amount of debt certified.”.

11 SUBTITLE B. 800 KENILWORTH AVENUE NORTHEAST REDEVELOPMENT
12 PROJECT

13 Sec. 711. Short title.

14 This subtitle may be cited as the “800 Kenilworth Avenue Northeast Redevelopment
15 Project Real Property Limited Tax Abatement Assistance Amendment Act of 2010”.

16 Sec. 712. Section 3 of the 800 Kenilworth Avenue Northeast Redevelopment Project
17 Real Property Limited Tax Abatement Assistance Act of 2010, signed by the Mayor on
18 November 23, 2010 (D.C. Act 18-614; 57 DCR __), is repealed.

19 SUBTITLE C. 2323 PENNSYLVANIA AVENUE SOUTHEAST REDEVELOPMENT
20 PROJECT

21 Sec. 721. Short title.

22 This subtitle may be cited as the “2323 Pennsylvania Avenue Southeast Redevelopment
23 Project Real Property Tax Abatement Assistance Amendment Act of 2010”.

1 Sec. 722. Section 3 of the 2323 Pennsylvania Avenue Southeast Redevelopment Project
2 Real Property Tax Abatement Assistance Act of 2010, signed by the Mayor on November 19,
3 2010 (D.C. Act 18-612; 57 DCR __), is repealed.

4 SUBTITLE D. 4427 HAYES STREET, S.E., REDEVELOPMENT PROJECT

5 Sec. 731. Short title.

6 This subtitle may be cited as the “4427 Hayes Street, N.E., Real Property Tax Abatement
7 Act of 2010”.

8 Sec. 732. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as
9 follows:

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

12 “47- 4649. Abatement of real property taxes for 4427 Hayes Street, N.E.”.

13 (b) A new section 47-4649 is added to read as follows:

14 “§ 47- 4649. Abatement of real property taxes for 4427 Hayes Street, N.E.

15 “The real property described as Lot 120, Square 5129, and any improvements thereon,
16 shall be exempt from the tax imposed by Chapter 8 of this title during tax years 2011, 2012,
17 2013, 2014, and 2015; provided, that the total tax exemption provided by this section shall not
18 exceed \$140,000.”.

19 SUBTITLE E. RENOVATION PENALTY AMENDMENT

20 Sec. 741. Short title.

21 This subtitle may be cited as the “Renovation Penalty Abatement Amendment Act of
22 2010”.

1 Sec. 742. Section 3 of the Renovation Penalty Abatement Act of 2010, effective October
2 15, 2010 (D.C. Law 18-235; 57 DCR 7518), is repealed.

3 SUBTITLE F. DISTRICT JOB GROWTH SUBJECT TO APPROPRIATIONS

4 REPEAL

5 Sec. 751. Short title.

6 This subtitle may be cited as the "District Job Growth Subject to Appropriations Repeal
7 Act of 2010".

8 Sec. 752. Section 4 of the Job Growth Incentive Act of 2010, effective July 27, 2010
9 (D.C. Law 18-202; 57 DCR), is repealed.

10 SUBTITLE G. IHOP RESTAURANT TAX EXEMPTION CLARIFICATION

11 Sec. 761. Short title.

12 This subtitle may be cited as the "IHOP Restaurant #3221 Tax Exemption Clarification
13 Act of 2010".

14 Sec. 762. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as
15 follows:

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

18 "47-4650. International House of Pancakes Restaurant #3221 Tax Exemption
19 Clarification."

20 (b) A new section 47-4650 is added to read as follows:

21 "47-4650. International House of Pancakes Restaurant #3221 Tax Exemption
22 Clarification.

The real property described as Lot 819, in Square 5912 , known as the International House of Pancakes Restaurant #3221, owned by CHR, LLC, and leased to Fathers and Sons, LLC, shall be exempt from the tax imposed by Chapter 8 of this title for the period beginning October 1, 2007, and ending September 7, 2009. The tax exemption pursuant to this section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other source applicable to the International House of Pancakes Restaurant located at the real property described as Lot 819, Square 5912.”.

SUBTITLE H. TREGARON TAX EXEMPTION CLARIFICATION

Sec. 771. Short title.

This subtitle may be cited as the "Tregaron Conservancy Tax Exemption Clarification Act of 2010".

Sec. 772. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the phrase "Tregaron Conservancy, Tregaron Limited Partnership, and Washington International School, Lots 842 and 843, Square 2084" and inserting the phrase "Tregaron Conservancy, Lots 849 and 857, Square 2084" in its place.

(b) Section 47-1077 is amended as follows:

(1) The section designation is amended to read as follows: "§ 47-1077. Tregaron Conservancy, Lots 849 and 857, Square 2084."

(2) Strike the phrase "The portion of real property described as Lots 842 and 843 (formerly Lot 839), Square 2084, which will be transferred from Tregaron Limited Partnership to

Tregaron Conservancy," and inserting the phrase "The real property described as Lots 849 and 857, Square 2084," in its place.

SUBTITLE I. LIMITATION ON BORROWING AMENDMENT

Sec. 781. Short title.

This subtitle may be cited as the "Limitation on Borrowing Amendment Act of 2010".

Sec. 782. D.C. Official Code § 47-334(1) is amended by adding a second sentence to read as follows:

"For tax-supported debt issued as variable-rate District Bonds, if the planned amortization of principal on the District Bonds, as documented in the indenture associated with such District Bonds, is different from the stated maturity of principal on such District Bonds, then the principal on maturing District Bonds shall mean the planned amortization of principal on such District Bonds."

Sec. 783. D.C. Official Code § 47-335.02 is amended by striking the phrase "3 succeeding fiscal years" and inserting the phrase "5 succeeding fiscal years" in its place wherever it appears.

SUBTITLE J. LOTTERY MODERNIZATION ACT

Sec. 791. Short title.

This subtitle may be cited as the "Lottery Modernization Act of 2010."

Sec. 792. The Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes, effective March 10, 1981 (D.C. Law 3-172; D.C. Official Code § 3-1301 et seq., and 22-716 et seq.), is amended as follows.

(a) § 3-1313 is amended by adding a subsection (a) to read as follows:

1 “A lottery or lottery game is both games of skill and games of chance that are operated
2 by and for the benefit of the District of Columbia by the Lottery and Charitable Games Control
3 Board, however (i) where such games of skill and games of chance are offered via the internet,
4 any technology employed for such play must confirm the play to be at all times within the
5 District, provided however, such restriction shall not apply to the conduct of Fantasy Sports and
6 sweepstakes style games, where such games are lawful, and (ii) that no method, media, or device
7 for play of these games of skill and games of chance can violate the Johnson Act (15 U.S.C.
8 1171 et seq.) or any other federal statute.”

9 (b) The existing language in § 3-1313 shall be renumbered as subsection (b).

10 (c) a new subsection (c) is added to read as follows:

11 “The Board, through the Chief Financial Officer, pursuant to Title 1 of the District of
12 Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C.
13 Official Code § 2-501 et seq.), may issue rules to implement the provisions of this section, and
14 may establish which games may be offered and additional terms and conditions for the conduct
15 of the games not inconsistent with subsection (a) of this section, including the percentage of
16 wagered amounts to be retained by the Board, minimum and maximum wagers, and time
17 limitations for the games

18 SUBTITLE K. AUTHORIZATION OF RHODE ISLAND STATION PILOT
19 FINANCING

20 Sec. 7101. Short title.

21 This subtitle may be cited as the “Authorization of Rhode Island Station PILOT
22 Financing Act of 2010”.

23 Sec. 7102. The Council authorizes the expenditure of an amount not to exceed an

1 aggregate amount of \$625,000 which shall be transferred to the Repayment of PILOT Financing
2 from the fund established pursuant to section 168 of the District of Columbia Appropriations Act
3 of 2000, approved November 29, 1999 (Pub. L. No. 106-113; 113 Stat. 1531) (“Fund”).

4 SUBTITLE L. BALLPARK DEBT REPAYMENT AMENDMENT

5 Sec. 7111. Short title.

6 This title may be cited as the “Ballpark Debt Repayment Amendment Act of 2010”.

7 Sec. 7112. The Ballpark Omnibus Financing and Revenue Act of 2004, effective April 8,
8 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.01 et seq.), is amended as follows:

9 (a) Section 102 (D.C. Official Code § 10-1601.02) is amended by adding a new
10 subsection (d) is added to read as follows:

11 “(d) To the extent that it does not violate the terms of any financing documents, closing
12 documents, lien, pledge, security interest or other covenants (collectively, “financing
13 documents”) under which the bonds or other evidence of indebtedness described in this section
14 (“bonds”) were issued, and, after accounting for transfers authorized to the General Fund of the
15 District of Columbia under current law, if, at the end of a fiscal year, beginning with fiscal year
16 2015, the balance of cash and investments in the Ballpark Revenue Fund exceeds the balance of
17 current liabilities, including debt service, required reserves, and required sinking fund deposits
18 under the bonds or financing documents required to be paid from the funds in the Ballpark
19 Revenue Fund, the excess shall be used to pay in advance of scheduled maturity any principal
20 amount and accrued interest thereon due on the bonds.”.

21 TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUND
22 TRANSFERS

23 Sec. 801. Short title.

This title may be cited as the “Fiscal Year 2011 Transfer of Special Purpose Funds Act of 2010”.

Sec. 802. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from the certified revenues deposited in those accounts, or from certified fund balances in those accounts, to the unrestricted fund balance of the General Fund, and recognize as revenue in the fiscal year specified, the dollar amounts specified in the chart:

Account Number	Account Name	FY 2011	FY 2012	FY 2013	FY 2014
Office of the Chief Financial Officer (AT0)					
0602	Payroll Service Fees	\$8,440	\$8,440	\$8,440	\$8,440
0603	Service Contracts	\$12,443	\$12,443	\$12,443	\$12,443
0605	Dishonored Check Fees	\$35,392	\$35,392	\$35,392	\$35,392
Office of the Attorney General (CB0)					
0603	Child Support - TANF/AFDC Collections	\$447,000	\$447,000	\$447,000	\$447,000
0611	Consumer Protection Fund	\$26,000	\$26,000	\$26,000	\$26,000
0612	Antifraud Fund	\$10,000	\$10,000	\$10,000	\$10,000
Office of Contracting and Procurement (PO0)					
4010	Surplus Personal Property Sales	\$29,000	\$0	\$0	\$0
Office of the Tenant Advocate (CQ0)					
6005	Condominium Conversion	\$386,266	\$0	\$0	\$0
Department of Consumer and Regulatory Affairs (CR0)					
6006	Nuisance Abatement	\$101,711	\$101,711	\$101,711	\$101,711
6008	Real Estate Guarantee and Education Fund	\$108,467	\$108,467	\$108,467	\$108,467
6010	OPLA - Special Account	\$81,000	\$81,000	\$81,000	\$81,000
6013	Basic Business License Fund	\$62,056	\$62,056	\$62,056	\$62,056
6030	Green Building	\$208,871	\$208,871	\$208,871	\$208,871

	Fund				
Office of Cable Television (CT0)					
0600	Cable Franchise Fees	\$287,814	\$0	\$0	\$0
Department of Housing and Community Development (DB0)					
0602	Home Purchase Assistance Program Repayment	\$14,224	\$14,224	\$14,224	\$14,224
0610	DHCD Unified Fund	\$29,557	\$29,557	\$29,557	\$29,557
Office of the Deputy Mayor for Economic Development (EB0)					
0011	Neighborhood Investment Fund	\$1,125,996	\$1,125,996	\$1,125,996	\$1,125,996
0609	Industrial Revenue Bond Program	\$70,800	\$70,800	\$70,800	\$70,800
0632	Economic Development Special Account	\$128,495	\$128,495	\$128,495	\$128,495
Alcoholic Beverage Regulation Administration (LQ0)					
6017	ABC - Import and Class License Fees	\$239,000	\$0	\$0	\$0
Department of Insurance, Securities, and Banking (SR0)					
2100	HMO Assessment	\$32,806	\$0	\$0	\$0
2200	Insurance Assessment	\$878,871	\$0	\$0	\$0
2600	Securities Registration Fees	\$344,639	\$0	\$0	\$0
2800	Captive Insurance	\$53,465	\$0	\$0	\$0
2900	Banking Trust Fund	\$89,045	\$0	\$0	\$0
Metropolitan Police Department (FA0)					
1660	Automated Traffic Enforcement	\$4,000,000	\$4,000,000	\$4,000,000	\$4,000,000
Office of Unified Communications (UC0)					
1630	911 and 311 Assessments	\$3,325,565	\$472,000	\$472,000	\$472,000
	P25 Radio System Upgrade	\$1,600,000	\$0	\$0	\$0
District of Columbia Public Library (CE0)					

6110	Miscellaneous	\$60,000	\$0	\$0	\$0
Office of Public Education Facilities Modernization (GM0)					
0603	Lease Income	\$10,000	\$10,000	\$10,000	\$10,000
Department of Health (HC0)					
0612	Food Handlers Certification	\$17,000	\$17,000	\$17,000	\$17,000
0617	Office of Professional Licensing	\$4,000	\$4,000	\$4,000	\$4,000
0632	Pharmacy Protection	\$184,000	\$184,000	\$184,000	\$184,000
0633	Radiation Protection	\$9,000	\$9,000	\$9,000	\$9,000
0638	Animal Control Dog License Fees	\$10,000	\$10,000	\$10,000	\$10,000
0643	Board of Medicine	\$366,000	\$366,000	\$366,000	\$366,000
0649	Health Facility Fee	\$3,000	\$3,000	\$3,000	\$3,000
0661	ICF/MR Fees and Fines	\$6,000	\$6,000	\$6,000	\$6,000
0662	Civil Monetary Penalties	\$7,000	\$7,000	\$7,000	\$7,000
Department of Transportation (KA0)					
6900	DDOT Unified Fund	\$6,090,205	\$6,090,205	\$6,090,205	\$6,090,205
District Department of the Environment (KG0)					
0600	General Enforcement Fines and Fees	\$16,594	\$16,594	\$16,594	\$16,594
0607	Underground Storage Tank Fines and Fees	\$20,464	\$20,464	\$20,464	\$20,464
0609	LUST Trust Fund	\$9,600	\$9,600	\$9,600	\$9,600
0634	Soil Erosion/ Sediment Control	\$239,257	\$239,257	\$239,257	\$239,257
0645	Pesticide Product Registration	\$554,541	\$554,541	\$554,541	\$554,541
0646	Storm Water Fees	\$2,040	\$2,040	\$2,040	\$2,040
0648	Asbestos Certification and Abatement Fee	\$73,227	\$73,227	\$73,227	\$73,227
0662	Renewable Energy	\$344,459	\$200,000	\$200,000	\$200,000

	Development Fund				
0664	Adjudication Hearings (Air Quality)	\$6,480	\$6,480	\$6,480	\$6,480
0665	Adjudication Hearings (Water Quality)	\$480	\$480	\$480	\$480
0667	Wetlands Fund	\$600	\$600	\$600	\$600
0668	Lead Poisoning Prevention Fund	\$9,600	\$9,600	\$9,600	\$9,600
0669	Lead Based Certification Fees	\$20,764	\$20,764	\$20,764	\$20,764
0674	Hazardous Generator Fees	\$22,041	\$22,041	\$22,041	\$22,041
6101	Stripperwell	\$7,254	\$7,254	\$7,254	\$7,254
6201	Economy II	\$29,661	\$29,661	\$29,661	\$29,661
6202	Residential Aid Discount	\$19,680	\$19,680	\$19,680	\$19,680
6203	Residential Essential Services	\$22,080	\$22,080	\$22,080	\$22,080
6204	WASA Utility Discount Program	\$28,800	\$28,800	\$28,800	\$28,800
6400	DC Municipal Aggregation Program	\$12,000	\$12,000	\$12,000	\$12,000
6700	Sustainable Energy Trust Fund	\$1,401,187	\$1,401,187	\$1,401,187	\$1,401,187
6800	Energy Assistance Trust Fund	\$635,974	\$635,974	\$635,974	\$635,974
Department of Motor Vehicles (KV0)					
6258	Motor Vehicle Inspection Station	\$424,000	\$424,000	\$424,000	\$424,000
Taxicab Commission (TC0)					
2200	Taxicab Assessment	\$20,529	\$20,529	\$20,529	\$20,529
Tobacco Fund					
n/a	Tobacco Fund	\$3,500,000	\$0	\$0	\$0

(b) Section 102(b)(4) of the Community Access to Health Care Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-288; 54 DCR 976), is amended by striking the phrase "\$20 million" and inserting the phrase "\$16.5 million" in its place.

TITLE IX. CAPITAL PROJECT MODIFICATIONS

Sec. 901. Short title.

This subtitle may be cited as the “Capital Project Modifications Act of 2010”.

Sec. 902. Eleventh Street bridge funding.

(a) The fiscal year 2011 funding for capital project KA0-EW002 (East Washington Street Traffic Relief), and the associated lifetime funding, is increased by \$4,171,000 in pay-go capital funds.

(b) In addition to the funds appropriated to capital project KA0-EW002 (East Washington Street Traffic Relief) for the 11th Street Bridges project, the District Department of Transportation may expend any funds that are paid to the District by third parties to compensate the District for conducting work at the request of or for the benefit of such third parties associated with the construction of the 11th Street Bridges project

Sec. 903. Washington Metropolitan Area Transit Authority projects.

(a) The capital funding for capital projects KE0-SA202 (Metrobus) and KE0-SA301 (Metrorail Rehabilitation) shall be as follows:

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	6-Year Total
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Project KE0-SA202 (Metrobus)	31,997,070	30,747,625	31,053,500	31,473,250	32,092,965	38,735,590	196,100,000
Project KE0-SA301 (Metrorail Rehabilitation)	33,916,070	33,366,625	34,072,500	34,892,250	36,011,965	28,954,590	201,214,000

(b) The funding by source and funding by phases of the 2 projects shall remain the same as set forth in Volume 6 of the FY 2011 Proposed Budget and Financial Plan submitted to the Congress of the United States by the Government of the District of Columbia on July 1, 2010.

Sec. 904. Realignment of capital project funding.

(a) To provide for critical equipment needs in the Department of Public Works, the following project is established in the amount indicated for Fiscal Year 2011 from funds provided by the rescission of master lease authority and allotment as shown in subsection (c):

Agency	Fund Source	Project #	Project Name	New Funding Amount (\$)
DPW	302	New	Heavy equipment for snow and solid waste services	\$3,836,000

(b) The authorization and allotment of the following project is being rescinded by the amount shown in the chart below to support the project described in subsection (b) of this Title.

Agency	Fund Source	Project #	Project Name	Rescission Amount (\$)
TO0	302	N2501C	DATA CENTER RELOCATION	(3,836,000)

(c) The authorization and allotment of the following projects is being rescinded in the amount shown on the chart below to support the project described in subsection (e) of this title.

Agency	Fund Detail	Project No	Project Title	Rescission Amount (\$)
AM0	300	AA237C	RENOVATION OF DC ARMORY	(26,412)
AM0	300	AA416C	RENOVATION OF HVAC SYSTEM	(26,970)
AM0	300	AA517C	RENOVATION OF MORTUARY, PHOTOGRAPHIC AND	(189,583)

AM0	300	CAC38C	BUNDY SCHL CHILD ADVOCACY MOD.	(552)
AM0	300	EA337C	RENOVATION/MODERNIZATION	(4,740)
AM0	300	EA437C	RENOVATION	(299)
AM0	300	EA710B	NEIGHBORHOOD REVITALIZATION	(175)
AM0	300	HC103C	STD CLINIC	(419)
AM0	300	HC104C	IMMUNIZATION PROGRAM	(22)
AM0	300	HN706C	RENOVATION OF WOMEN SERVICE CLINIC	(6,390)
AM0	300	HN707C	RENOVATION OF CHEST CLINIC	(25,191)
AM0	300	HY904C	RENOVATION OF DETOX CLINIC	(107,097)
AM0	300	LB301C	GENERAL IMPRV VAR LIBRARY BRANCH	(45,952)
AM0	300	N1410C	ELECTRONIC SECURITY STANDARDIZATION	(32,354)
AM0	300	N1412C	GOV. CTRS. POOLV/ ANACOSTIA GATEWAY (FEM	(178,150)
AM0	300	N1414C	GOVT CENTER-DMV FAC (COP FUND)	(7,819)
AM0	300	PA837C	COMPLETE RENOV. & MODERNIZATION	(15,199)
AM0	300	R1616C	COOLING PLANTS - HVAC	(115,156)
AM0	300	R1717C	PLUMBING FIXTURES	(17,786)
AM0	300	R2020C	EMERGENCY SYSTEMS	(166,976)
AM0	300	R2207C	CHILLER ROOM CEILING	(6,590)
AM0	300	R2401C	ELECTRICAL RENOVATIONS	(48,851)
AM0	300	R2501C	MECHANICAL RENOVATIONS	(60,754)
AM0	300	R2601C	ROOF REPLACEMENTS	(5,967)
AM0	300	R2801C	BOILER PLANT RENOVATIONS	(73,928)
AM0	300	SB616C	UPGRADE COOLING - HVAC SYSTEM AT CCNV SH	(10,000)
AM0	300	SE405C	ROOFING	(8,876)
AM0	300	SH733C	OAK HILL YOUTH FACILITY	(6,572)
AM0	300	WTF03C	SALT DOME RENOVATIONS - 401 FARRAGUT ST	(192,235)
BD0	300	PLN36C	AGENCY RELOCATION	(81,315)
CC0	300	G0D99C	D.C. GENERAL HOSPITAL	(0)
CC0	300	GB101C	ROOF REPLACEMENTS-VARIOUS POLICE STATIONS	(1,000)
CC0	300	H8503C	ROOF REPLACEMENTS - 2ND STREET HOMELESS	(7,393)
CC0	300	LB202C	REHABILITATION OF ELEVATORS - VARIOUS BR	(40)
CR0	300	ISM08C	RECORDS MANAGEMENT	(110,381)
EB0	300	AW506C	ARCHITECH OF THE CAPITAL	(15)
EB0	300	EB101C	ONE STOP BUS CENTER	(54,664)
EB0	300	EB431C	O STREET RAIN GARDEN	(43,732)
ELC	300	REQ40C	MASTER EQUIPMENT LEASE - PARKS AND REC	(299,308)
FA0	300	KA337C	INDOOR FIRE RANGE RENOVATION	(52,564)
FA0	300	KA437C	RESIDENTIAL TRAINING	(1,579)
FB0	300	LF337C	FLEET MAINTENANCE BUILDING	(138,199)
GA0	300	NB437C	BIRNEY ES - MODERNIZATION/RENOVATION	(54,000)
GM0	300	NK337C	MINER ELEMENTARY	(104,345)
GM0	300	NK537C	MINER ELEMENTARY	(15,817)
GM0	300	NL437C	PATTERSON ELEMENTARY	(110,616)
GM0	300	NN138C	SAVOY ELEMENTARY SCHOOL	(54,603)
GM0	300	SG405C	NOYES ES	(801)
JA0	300	HZ106C	YOUTH SERVICES ADMINISTRATION	(6,259)
HA0	300	QA139C	FORT RENO REGULATION PLAYING FIELDS	(24,523)
HA0	300	QA438C	LAMOND REC CNTR	(11,082)

HA0	301	QH438C	PARKS & RECREATION-MAINTENANCE & REPAIRS	(2,610)
HA0	300	RE015C	HAGAN CULTURAL CNTR.	(448)
HA0	300	RG010C	GENERAL IMPROVEMENTS - INFRASTRUCTURE	(13,751)
HA0	300	RN001C	NEW RECREATION FACILITIES	(1,302)
HA0	300	RN014C	CHILDREN'S ISLAND	(15,202)
HC0	303	R1540C	HIPAA AND SECURITY IT	(3)
HC0	300	RA340C	OCCUPATIONAL & PROFESSIONAL LICENCE SYS	(5,203)
KA0	330	CA202C	FY 2002 SIDEWALK/CURB/ALLEY WARDS 3&4	(11)
KA0	300	CA203C	FY 2002 SIDEWALK/CURB/ALLEY WARDS 5&6	(52)
KA0	335	CK302C	ADAMS MORGAN STREETScape/CHAMPLAIN ST.	(1,244,168)

(d) The authorization and allotment of the following project rescinded in (c) is being restored by the same amount as shown in the chart. These funds are provided by the amounts rescinded in subsection (d) of this Title.

Agency	Fund Source	Project #	Project Name	Restored Funding Amount (\$)
TOO	302	N2501C	DATA CENTER RELOCATION	3,836,000

(e) The authorization and allotment of the Connecticut Avenue Streetscape project is increased by \$200,000. These funds are provided by a rescission from the Tactical Village project as shown in the chart below.

Agency	Fund Source	Project #	Project Name	Changed Funding Amount (\$)
KA0	300	EDL15C	Connecticut Avenue Streetscape	200,000
FAO	300	CTV10C	Tactical Village	(200,000)

TITLE X. FISCAL IMPACT AND EFFECTIVE DATE

Sec. 1001. 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)).

1 Sec. 1002. Effective date.

2 This act shall take effect following approval by the Mayor (or in the event of veto by the
3 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as
4 provided in 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973
5 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia
6 Register.