

ENROLLED ORIGINAL

A RESOLUTION

17-482

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to clarify that an Advisory Neighborhood Commission may provide reimbursements for authorized purchases made with credit cards.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Advisory Neighborhood Commissions Clarification Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) Two opinions by the Office of the Attorney General, dated May 28, 1996 and June 14, 2004, have concluded that an Advisory Neighborhood Commission ("ANC") may not use credit cards directly or indirectly to purchase goods and services because it is not expressly authorized in the Advisory Neighborhood Commissions Act of 1975, effective October 10, 1975 (D.C. Law 1-21; D.C. Official Code § 1-309.01 *et seq.*).

(b) The exclusion of the use of a credit card not only prohibited an ANC from using a credit card directly to make purchases but also from reimbursing a ANC commissioner or employee who makes purchases for the ANC with his or her own credit card.

(c) This prohibition created a hardship for ANCs in that there are substantial cost savings and conveniences to be realized through internet and retail credit card purchases.

(d) At the end of 2007, the Council enacted the Advisory Neighborhood Commissions Clarification Emergency Amendment Act of 2007, effective October 18, 2007 (D.C. Act 17-157; 54 DCR 10924) ("emergency act"), and the Advisory Neighborhood Commissions Clarification Amendment Act of 2007, signed by the Mayor on November 16, 2007 (D.C. Act 17-178; 54 DCR 11644) ("permanent act"), which addressed this issue. The emergency act expires on January 16, 2008. The permanent act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until February 25, 2008.

(e) Emergency legislation is necessary to ensure that an ANC may provide reimbursements for authorized purchases made with credit cards during the Congressional review period for the permanent act.

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Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Advisory Neighborhood Commissions Clarification Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-483

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Establishment of the Office of the Chief Medical Examiner Act of 2000 to authorize the Mayor to waive, until October 1, 2008, the requirement that the Chief Medical Examiner for the District of Columbia be certified in forensic pathology by the American Board of Pathology or be eligible for such certification, and to clarify that a Chief Medical Examiner appointed pursuant to the waiver must meet the requirement by October 1, 2008 to continue to be eligible to hold office.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Appointment of the Chief Medical Examiner Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) On September 17, 2007, the Chairman, at the request of the Mayor, introduced the Appointment of the Chief Medical Examiner Amendment Act of 2007. The bill, Bill 17-351, was referred to the Committee on Public Safety and the Judiciary. On October 2, 2007, an emergency version of this legislation, Bill 17-349, the Appointment of the Chief Medical Examiner Emergency Amendment Act of 2007, was approved by the Council, and a temporary version, Bill 17-350, the Appointment of the Chief Medical Examiner Temporary Amendment Act of 2007, passed 1st reading.

(b) The Committee on Public Safety and the Judiciary held a public hearing on Bill 17-351 on October 18, 2007. The Committee marked-up Bill 17-351 on November 13, 2007. This legislation passed 1st reading in the Council on December 11, 2007, and is scheduled for 2nd reading on January 8, 2008.

(c) The emergency, Bill 17-349, is set to expire on January 15, 2008. The temporary, Bill 17-350, is not projected to become law until February 19, 2008. Thus, there will be a gap in the legal authority between the expiration of Bill 17-349 and the effective date of Bill 17-350.

(d) The Appointment of the Chief Medical Examiner Amendment Act of 2007 allows the Mayor to waive the requirement for certification or eligibility for certification in forensic pathology by the American Board of Pathology ("Board") ("certification requirement") until October 1, 2008 for any individual appointed as Chief Medical Examiner ("CME") for a term beginning on May 1, 2007 and ending on April 30, 2013.

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(e) Permitting the waiver of the certification requirement has allowed the incumbent, Dr. Marie Pierre-Louis, to continue to serve as Chief Medical Examiner until October 1, 2008. This has assured that the Office of the Chief Medical Examiner does not lose momentum toward obtaining National Association of Medical Examiners accreditation while a suitable replacement for Dr. Pierre-Louis can be found. This also permits the Mayor to continue in a national search to fill the position with a candidate who meets the certification requirement. Since February 2007, a national search has been underway for a CME who is Board-certified or Board-eligible.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Appointment of the Chief Medical Examiner Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-484

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Community Access to Health Care Amendment Act of 2006 to authorize the Mayor to capitalize a public-private partnership in an amount not to exceed \$79 million; and to amend the Health Services Planning Program Re-Establishment Act of 1996 to limit certificate of need application fees paid by Specialty Hospitals of America, LLC, or certain of its subsidiary entities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "East of the River Hospital Revitalization Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) As the only acute care hospital east of the Anacostia River, Greater Southeast Community Hospital ("GSCH") represents a critical part of the health-care infrastructure for more than 140,000 residents in Wards 7 and 8.

(b) Over the past decade, the shortcomings and problems of GSCH have been chronicled extensively, including 2 bankruptcies, frequent challenges to the hospital's accreditation by the Joint Commission on Accreditation of Healthcare Organizations, promises made and broken, layoffs, and lawsuits. Ten years ago, GSCH operated more than 400 beds with a staff that exceeded 2,200. Today, the hospital operates fewer than 110 beds and has just 454 employees. At the same time, the physical structure and the quality and quantity of equipment have steadily declined.

(c) On August 22, 2007, GSCH's parent corporation entered into an agreement to sell the hospital to Specialty Hospitals of America ("Specialty"). The August 22nd contract between the owners of GSCH and Specialty is contingent on Specialty concluding a satisfactory agreement with the District.

(d) On September 17, 2007, the Mayor signed a Letter Agreement in Principle with Specialty to enter into a public-private partnership for new ownership of GSCH. This letter agreement, if approved by the Council, provides financial support to facilitate acquisition of the hospital and improvements to its physical plant, equipment, and operations.

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(e) At the end of 2007, the Council enacted the East of the River Hospital Revitalization Emergency Amendment Act of 2007, effective October 19, 2007 (D.C. Act 17-168; 54 DCR 10978) ("emergency act"), and the East of the River Hospital Revitalization Temporary Amendment Act of 2007, signed by the Mayor on November 16, 2007 (D.C. Act 17-183; 54 DCR 11659) ("temporary act"), which authorized the Mayor to capitalize the public-private partnership and limit certificate of need application fees to be paid by Specialty.

(f) The emergency act expires on January 17, 2008. The temporary act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until February 19, 2008.

(g) It is important that the provisions of the emergency act continue in effect, without interruption, until the temporary act becomes law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the East of the River Hospital Revitalization Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to exempt non-hospital-based substance abuse treatment facilities from the certificate of need requirements of the Health Services Planning Program Re-establishment Act of 1996.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Health Services Planning Program Re-establishment Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) There existed a need to provide and deliver non-hospital-based substance abuse treatment services in the District, particularly with respect to youths needing non-hospital-based substance abuse treatment.

(b) Approximately 60,000 District residents need substance-abuse treatment, but there is only one provider available to provide residential-treatment services for women accompanied by children.

(c) Approximately 4,000 District youths require substance-abuse treatment, but no services are available for youth treatment east of North Capitol Street, and the current capacity for the entire District consists of one acute-care facility, one residential-treatment facility, one intensive outpatient hospital-based facility, and 2 outpatient programs.

(d) Exemption of non-hospital-based substance abuse treatment facilities from the certificate of need requirements of the Health Services Planning Program Re-establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-401 *et seq.*), was needed to expedite the provision of non-hospital-based substance abuse treatment services to District residents.

(e) At the end of 2007, the Council enacted the Health Services Planning Program Re-establishment Emergency Amendment Act of 2007, effective October 17, 2007 (D.C. Act 17-137; 54 DCR 10724) ("emergency act"), and the Health Services Planning Program Re-establishment Temporary Amendment Act of 2007, signed by the Mayor on November 27, 2007 (D.C. Act 17-210; 54 DCR 11943) ("temporary act"), which exempted non-hospital-based substance abuse treatment facilities from certificate of need requirements for a period of 2 years.

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(f) The emergency act expires on January 15, 2008. The temporary act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until February 25, 2008.

(g) It is important that the provisions of the emergency act continue in effect, without interruption, until the temporary act is law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Health Services Planning Program Re-establishment Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to keep in place the amendment to the Office of Administrative Hearings Establishment Act of 2001 that permits the Rent Administrator, and those persons exercising authority delegated by the Rent Administrator, to retain authority to issue final orders in cases in which they have held evidentiary hearings before October 1, 2006.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Rent Administrator Hearing Authority Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) The authority of the Rent Administrator to hold hearings and issue decisions in administrative cases arising under the Rental Housing Act of 1985 was transferred to the Office of Administrative Hearings on October 1, 2006.

(b) Currently, the Rent Administrator and the hearing examiners have a number of cases that either await issuance of a final decision or for which the period for appeal has yet to expire.

(c) Allowing the Rent Administrator and the hearing examiners to retain the authority to issue the remaining final orders will help to ensure that the claims of tenants and housing providers in these important matters are decided quickly and efficiently.

(d) Currently, the Rent Administrator Hearing Authority Emergency Amendment Act of 2007, effective October 17, 2007 (D.C. Act 17-148; 54 DCR 10758), is in place to effectuate this purpose but is due to expire on January 18, 2008.

(e) The temporary act, the Rent Administrator Hearing Authority Temporary Amendment Act of 2008, signed by the Mayor on November 27, 2007 (D.C. Act 17-277; 54 DCR 12176), is not expected to become law until March 4, 2008. The Rent Administrator Hearing Authority Congressional Review Emergency Amendment Act of 2008 is needed to fill the gap between the expiration of the original emergency legislation and the completion of the Congressional review period for the temporary legislation.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Rent

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Administrator Hearing Authority Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to require certain records to be made available to the Child and Family Services Agency as part of an investigation of suspected child abuse or neglect.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Child Abuse and Neglect Investigation Record Access Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) There existed an ongoing concern regarding the investigation of suspected child abuse and neglect in the District of Columbia.

(b) To protect the safety of the children and to strengthen the accuracy of decision-making, persons investigating reports of suspected child abuse or neglect need immediate access to records concerning the child. The investigators particularly need access to records that may be held by those who are mandated by law to report suspected child abuse or neglect.

(c) Without immediate access to the records of mandated reporters, completion of an investigation could be delayed, putting children at risk of additional maltreatment. If the investigation is completed without the records, investigation results could be less than accurate, putting children at risk of additional maltreatment.

(d) The Child and Family Services Agency staff who investigate reports of suspected child abuse and neglect must have immediate access to records in the possession of a person who is required to report child abuse or neglect, or the person's employee, concerning the child who is the subject of the report or any other child in the home.

(e) At the end of 2007, the Council enacted the Child Abuse and Neglect Investigation Record Access Emergency Amendment Act of 2007, effective October 19, 2007 (D.C. Act 17-166; 54 DCR 10972) ("emergency act"), and the Child Abuse and Neglect Investigation Record Access Temporary Amendment Act of 2007, signed by the Mayor on November 27, 2007 (D.C. Act 17-212; 54 DCR 12162) ("temporary act"), which addressed this issue.

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(f) The emergency act expires on January 15, 2008. The temporary act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until March 4, 2008.

(g) It is important that the provisions of the emergency act continue in effect, without interruption, until the temporary act becomes law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Child Abuse and Neglect Investigation Record Access Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-488

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Prevention of Child Abuse and Neglect Act of 1977 to include limited grant-making authority among the duties and powers of the Director of the Child and Family Services Agency.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Child and Family Services Grant-making Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an ongoing concern regarding the provision of a continuum of child abuse and neglect services to children and families in the District of Columbia. The District is experiencing a large number of youth who are growing up in, and aging out of, the foster-care system. In addition to lacking permanency, these youth are all too frequently without family connections, consistent foster parenting, or sufficient adult living skills.

(b) The development of a volunteer mentoring program will greatly help these youth maintain positive connections with an adult. Grant-making authority enabled the Director of the Child and Family Services Agency to continue to issue grants to support the development of a volunteer-based mentoring program.

(c) At the end of 2007, the Council enacted the Child and Family Services Grant-making Emergency Amendment Act of 2007, effective October 19, 2007 (D.C. Act 17-167; 54 DCR 10976) ("emergency act"), and the Child and Family Services Grant-making Temporary Amendment Act of 2007, signed by the Mayor on November 28, 2007 (D.C. Act 17-224; 54 DCR 12221) ("temporary act"), which authorized this necessary grant-making.

(d) The emergency act expires on January 11, 2008. The temporary act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until March 4, 2008.

(e) It is important that the provisions of the emergency act continue in effect, without interruption, until the temporary act is law.

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Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Child and Family Services Grant-making Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend Chapter 20 of Title 21 of the District of Columbia Official Code to clarify presumption of capacity, to add definitions of "best interests", "emergency care", "incapacitated individual for health-care decisions", and "substituted judgment", to amend the definition of "guardian", to permit the court to waive the appointment of a visitor and examiner in certain circumstances, to prohibit the appointment of a guardian with a conflict of interest, to require guardians to limit their caseloads, to require the court to appoint a guardian who is least restrictive to the individual, to authorize the court to appoint a health-care guardian, to clarify the powers and duties of a guardian, to clarify the reasons that the court may remove a guardian, and to clarify the situations in which the estate of a ward shall be deemed depleted; to amend Chapter 22 of Title 21 of the District of Columbia Official Code to authorize psychologists to certify incapacity to make a health-care decision, to provide that nothing in this chapter condones mercy-killing or conflicts with the Emergency Medical Treatment and Labor Act, to permit court-appointed mental retardation advocates to provide substituted consent for health-care decisions for incapacitated customers, and to authorize a health-care provider, the District of Columbia, or an interested person to file a petition for the appointment of a limited guardian if there is no individual who can act as a substitute health-care decision-maker for an incapacitated customer; and to amend the Mentally Retarded Citizens Constitutional Rights and Dignity Act of 1978 to add definitions of "behavioral plan", "best interests", "comprehensive evaluation", "psychotropic medication", and "substituted judgment", to repeal a provision providing a process for authorizing emergency medical surgery for a customer that is inconsistent with federal law, to require initial and periodic evaluations of the decision-making capacity of and the availability of health-care decision-making supports for the Department on Disability Services customers, to require informed consent for services and to establish a process for informed consent for psychotropic medications, to require the Department on Disability Services to complete a comprehensive review of psychotropic medication use for all Department on Disability Services customers within one year, to establish a Department on Disability Services health-care decisions policy, and to require the Department on Disability Services Administrator to issue reports on required evaluations and the agency's health-care decision-making activities.

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RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Health-Care Decisions for Persons with Developmental Disabilities Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) At the end of 2007, the Council enacted the Health-Care Decisions for Persons with Developmental Disabilities Emergency Amendment Act of 2007, effective October 18, 2007 (D.C. Act 17-161; 54 DCR 10932) ("emergency act") and the Health-Care Decisions for Persons with Developmental Disabilities Temporary Amendment Act of 2007, signed by the Mayor on November 27, 2007 (D.C. Act 17-219; 54 DCR 12180) ("temporary act"), which addressed medical decision-making for persons with mental retardation and developmental disabilities.

(b) The emergency act expires on January 16, 2008. The temporary act must complete its 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until March 4, 2008.

(c) It is important that the provisions of the emergency act continue in effect, without interruption, until the temporary act is law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Health-Care Decisions for Persons with Developmental Disabilities Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-490

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the District of Columbia Traffic Act, 1925 to provide for double fines, or increased criminal penalties, for traffic moving infractions when committed in a work zone, and to require the display of signs alerting drivers to the increased fines and penalties.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Doubled Fines in Construction and Work Zones Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) On October 2, 2007, the Council passed the Doubled Fines in Construction and Work Zones Emergency Amendment Act of 2007, which will expire on January 16, 2008. On October 2, 2007, the Council passed permanent legislation, the Doubled Fines in Construction and Work Zones Amendment Act of 2007, which is pending Congressional review and has a projected law date of February 19, 2008. The Doubled Fines in Construction and Work Zones Congressional Review Emergency Amendment Act of 2008 is necessary to prevent a gap in the legal authority.

(b) On average, there have been more than 300 work-zone vehicle accidents per year between 2004 and 2006. Of these, more than 25% have involved injuries. Thus, increased fines for moving violations in work zones is necessary to encourage safer driving.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Doubled Fines in Construction and Work Zones Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-491

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to exempt from taxation certain real property owned by Building Hope, an organization that provides funding for public charter school facilities in the District of Columbia, and to provide equitable real property tax relief to the organization.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Building Hope Real Property Tax Exemption and Equitable Real Property Tax Relief Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. Emergency circumstances.

(a) In August 2006, Building Hope, a nonprofit lender organization that provides funding for public charter schools facilities in the District of Columbia, purchased real property at 4801 Benning Road, S.E., also known as Lot 802 in Square 5357. Because of new zoning regulations restricting the location of public charter schools and the dearth of available land in the District of Columbia, Building Hope purchased the subject property on an expedited basis so that it could be eventually transferred to KIPP DC for use as a public charter school. This allowed KIPP DC the time necessary to obtain financing for the contemplated purchase price and construction costs without it losing the opportunity to purchase the property that it would use to educate children in the Benning Heights community.

(b) Building Hope was acting essentially as an agent or nominee for KIPP DC. As such, Building Hope applied to the Office and Tax and Revenue ("OTR") for a property tax exemption, but the application was denied because Building Hope was not per se an educational organization as required under our tax code.

(c) Consequently, at the March 2007 settlement on the resale of the property from Building Hope to KIPP DC, a resale involving no additional consideration except for reimbursement of the unanticipated taxes, KIPP DC was required to make whole Building Hope for taxes and tax-related expenses which Building Hope paid in the sum of \$136,343.51.

(d) On June 20, 2007, about 3 months after KIPP DC incurred the unintended and unexpected tax costs, OTR recognized the property at issue as tax-exempt under KIPP DC's ownership.

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(e) These tax costs, carried first by Building Hope and ultimately by KIPP DC, arose from real property that we should treat as tax-exempt. The unexpected costs are substantial and have had harmful impacts on both Building Hope and on KIPP DC, a provider of high-quality public education. The recovery of such costs are needed for KIPP DC to further its not-for-profit educational purposes, especially at this location, where construction costs have exceeded initial estimates due to a myriad of sub-surface site problems.

(f) The Building Hope Real Property Tax Exemption and Equitable Property Tax Relief Emergency Act of 2007, effective October 18, 2007 (D.C. Act 17-159; 54 DCR 10928), is scheduled to expire on January 16, 2008. The Building Hope Real Property Tax Exemption and Equitable Property Tax Relief Temporary Act of 2007, signed by the Mayor on November 27, 2007 (D.C. Act 17-218), is pending Congressional review.

(g) This Congressional review emergency is necessary to prevent a gap in the legal authority.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Building Hope Real Property Tax Exemption and Equitable Property Tax Relief Congressional Review Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-492

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to exempt from taxation certain property of the Heurich House Foundation and to provide equitable real property tax relief.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Heurich House Foundation Real Property Tax Exemption and Equitable Real Property Tax Relief Emergency Declaration Resolution of 2008".

Sec. 2. Emergency circumstances.

(a) The Council has previously passed the underlying legislation on a permanent basis (D.C. Act 17-206), which is pending Congressional review with a projected law date of February 25, 2008.

(b) The substance of the underlying legislation is to provide a property tax exemption to the famed Heurich House mansion, a historic landmark operated by the Heurich House Foundation.

(c) To bring the underlying legislation into immediate effect, the emergency legislation is warranted.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Heurich House Foundation Real Property Tax Exemption and Equitable Real Property Tax Relief Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-493

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to define "certified business enterprise", clarify that the dollar volume subcontracting requirement may include purchases from small business enterprises that provide materials, goods, and supplies, and provide grant-making authority to the Department of Small and Local Business Development.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Department of Small and Local Business Development Subcontracting Clarification, Benefit Expansion, and Grant-Making Authority Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) In October 2007, the Council enacted the Department of Small and Local Business Development Subcontracting Clarification, Benefit Expansion, and Grant-making Authority Emergency Amendment Act of 2007, effective October 18, 2007 (D.C. Act 17-156) ("Emergency Act"). This Emergency Act was enacted to clarify that the dollar volume subcontracting requirement may include purchases from small business enterprises that provide materials, goods, and supplies, extend many of the benefits afforded to small, local and disadvantaged business enterprises to all certified business enterprises, and provide the Department of Small and Local Business Development with grant-making authority. The Emergency Act will expire on January 15, 2008.

(b) Temporary legislation, the Department of Small and Local Business Development Subcontracting Clarification, Benefit Expansion, and Grant-making Authority Temporary Amendment Act of 2007, signed by the Mayor on November 27, 2007 (D.C. Act 17-215) ("Temporary Act"), will not become effective until February 25, 2008.

(c) An additional congressional review emergency is needed to fill the 41-day gap between the expiration of the Emergency Act and the effectiveness of the Temporary Act.

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(d) The amendments set forth in both the Emergency and Temporary Acts are necessary to fulfill the mission of the Department of Small and Local Business Development ("DSLBD"). In order for the DSLBD to continue to carry out its mission, the provisions of the Emergency Act must continue in effect, without interruption, until permanent legislation is in place.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Department of Small and Local Business Development Subcontracting Clarification, Benefit Expansion, and Grant-Making Authority Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-494

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency, due to Congressional review, with respect to the need to prevent expiration of a certain section within the Neighborhood Investment Act of 2004.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Neighborhood Investment Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) In October 2007, the Council enacted the Neighborhood Investment Emergency Amendment Act of 2007, effective October 18, 2007 (D.C. Act 17-158; 54 DCR 10926) ("Emergency Act"). The Emergency Act amends section 4 of the Neighborhood Investment Act of 2004, effective March 30, 2004 (D.C. Law 15-131; D.C. Official Code §6-1073), to establish the purposes of the Neighborhood Investment Fund, to authorize the making of grants and loans from the Neighborhood Investment Fund, to modify the boundaries of the Deanwood Heights Neighborhood Investment Program target area, and to establish goals for certain target areas. The Emergency Act contains an applicability date of October 13, 2007, and, therefore, will expire on January 11, 2008.

(b) The Neighborhood Investment Amendment Act of 2007 ("Permanent Legislation") was created to accomplish the same goals as the Emergency Act. The Permanent Legislation was introduced by Chairman Gray at the request of the Mayor on April 17, 2007, and referred to the Committee on Economic Development on April 18, 2007. The Permanent Legislation was moved for 1st reading on October 2, 2007 and for final reading on November 6, 2007. It was signed by the Mayor on November 16, 2007 and transmitted to Congress on December 12, 2007 for the 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)).

(c) The projected law date for the Permanent Legislation is February 25, 2008, 45 days after expiration of the Emergency Act.

(d) The amendments set forth in both the Emergency Act and Permanent Legislation are necessary to fulfill the mission of the Neighborhood Investment Program ("Program") described in the Neighborhood Investment Act of 2004. It is of vital importance to the Program's mission that the provisions of the Emergency Act continue in effect, without interruption, until the Permanent Legislation is in place.

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Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Neighborhood Investment Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-495

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To approve the issuance, sale, and delivery of District of Columbia qualified zone academy revenue bonds in one or more series of bonds in an aggregate principal amount not to exceed \$2.36 million for the purpose of assisting in the financing, refinancing, and reimbursing of the costs of certain District of Columbia public charter schools and to approve the allocation of \$2.36 million of Available Real Property Tax Revenues in the QZAB Pledged Account for the repayment of such revenue bonds pursuant to the Qualified Zone Academy Revenue Bond Project Forward Commitment Approval Act of 2005.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "Qualified Zone Academy Revenue Bonds Project Approval Resolution of 2008".

Sec. 2. Pursuant to the Qualified Zone Academy Revenue Bond Project Forward Commitment Approval Act of 2005, effective October 18, 2005 (D.C. Law 16-28; D.C. Official Code § 47-340.01, note) ("Act"), the Council approves:

(1) The issuance of bonds in one or more series in an aggregate principal amount not to exceed \$2.36 million for the purpose of assisting in the financing, refinancing, and reimbursing of the costs of the following eligible projects within the meaning of the Act:

(A) KIPP DC: WILL Academy Project, 421 P Street, N.W., Washington, D.C., 20001;

(B) Two Rivers Public Charter School Project, 1227 4th Street, N.E, Washington, D.C., 20002; and

(C) Latin American Montessori Bilingual Public Charter School Project, 1375 Missouri Avenue, N.W., Washington, D.C., 20011; and

(2) The allocation of \$2.36 million of the Available Real Property Tax Revenues in the QZAB Pledged Account, as these terms are defined in the Act, for the repayment of the bonds, which allocation shall terminate the earlier of:

(A) The final maturity date of the bonds; or

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(B) The date on which all of the bonds are paid or payment with respect to the bonds has been provided for and the bonds are no longer outstanding.

Sec. 3. Expiration.

If any bonds are not issued, sold, and delivered to the original purchaser within 3 years of the effective date of this resolution, the approval for the issuance, sale, and delivery of the bonds shall expire.

Sec. 4. Transmittal.

The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor.

Sec. 5. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer, dated January 2, 2008, 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. 6. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-496

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To confirm the appointment of Mr. Clark Everett Ray as the Director of the Department of Parks and Recreation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Department of Parks and Recreation Clark Everett Ray Confirmation Resolution of 2008".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Clark Everett Ray
1613 Webster Street, N.W.
Washington, D.C. 20011

as the Director of the Department of Parks and Recreation, in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Mayor.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-497

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to order the closing of a public alley in Square 696, bounded by I Street, S.E., 1st Street, S.E., K Street, S.E., and Half Street, S.E., in Ward 6.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Closing of a Public Alley in Square 696, S.O. 07-8302, Emergency Declaration Resolution of 2008".

Sec. 2. (a) The Council considered and unanimously approved at 1st reading the Closing of a Public Alley in Square 696, S.O. 07-8302, Act of 2008, passed on 1st reading on December 11, 2007 (Engrossed version of Bill 17-448) ("Bill 17-448"). Final reading on Bill 17-448 is scheduled for January 8, 2008.

(b) The alley closing will facilitate the development of an office building, with ground-floor space for retail stores, in Square 696. This development offers many benefits to the District, including a contribution of over \$1.1 million to the Housing Production Trust Fund or the construction of affordable housing in accordance with the housing-linkage provisions of the Comprehensive Plan, as a contribution of \$100,000 to the Community Benefit Fund established for the Southwest and Southeast neighborhoods.

(c) The development will have a positive fiscal impact on the District of Columbia through the generation of substantial new property tax revenue and retail sales tax. The development will also create approximately 200 jobs during the construction project and additional permanent jobs after completion of the project.

(d) Advisory Neighborhood Commission 6D, within which the project is located, supports the alley closing.

(e) Approval of emergency legislation will allow the construction of the proposed development to proceed expeditiously. Securing the alley closing approval for this development is essential for the applicant to move forward in a timely manner with construction documents and the redevelopment of this area. Construction activities, including demolition work, are scheduled to commence in the spring of 2008. To meet this time frame, and to allow for timely approval and issuance of the required permits, emergency action by the Council is necessary.

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Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Closing of a Public Alley in Square 696, S.O. 07-8302, Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-498

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to amend the Fire and Police Medical Leave and Limited Duty Amendment Act of 2004 to require that members of the Fire and Emergency Medical Services Department with severe burn injuries shall have an extension of the allowable work days in a less-than-full-duty status from 64 days to 170 days.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Burned Fire Fighter Relief Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need to extend the time for recovery allowed to members of the Fire and Emergency Medical Services Department who are critically burned in the performance of their duties before they are processed for retirement.

(b) Currently, District law provides for 64 cumulative work days in a less-than-full-duty status over any 2-year period as a result of any one performance-of-duty injury or illness, including any complications relating to the injury or illness. For a fire fighter severely burned on a fire ground, 64 days is likely insufficient to ascertain the member's ability to return to full-duty status and is certainly insufficient for recovery in situations involving serious burns.

(c) Currently, District law provides for extension of medical leave. However, this requires a prognosis that the member will eventually be able to perform the full range of duties. Further, extension is discretionary, not mandatory. It is necessary to require extending the current 64-day period in severe burn situations so that additional recovery time is guaranteed.

(d) Several fire fighters were severely burned in 2007. One received 2nd and 3rd degree burns on over half his body fighting a Capitol Hill row house fire on October 29, 2007. This last fire fighter will certainly not recover fully within the 64 days allowed, yet he nearly gave his life serving the District. He should not be expected to recover while simultaneously expecting that he will lose his job.

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Burned Fire Fighter Relief Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-499

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to approve the disposition of real property and the issuance of tax increment financing bonds to support a mixed-use development project on Square 441.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Disposition and Redevelopment of Lot 854 in Square 441 Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need for the Mayor to dispose of Lot 854 in Square 441 ("Property") to Broadcast Center Partners, LLC, and Broadcast Residential Partners, LLC ("Developer") and to authorize a tax abatement for a redevelopment project on the Property.

(b) In October 2004, the District received an unsolicited proposal from Broadcast Center Partners, LLC, to develop approximately 51,000 square feet of property located at the northeast corner of 7th and S Streets, N.W. (legally described as Lot 854 in Square 441), as well as adjoining parcels to the north currently owned by third parties.

(c) The proposed development plan is a mixed-use, transit-oriented project that would include revitalized and expanded retail space, residential units, and the headquarters of Radio One and TV One.

(d) The development program will consist of approximately 100,000 gross square feet of office space, approximately 24,000 gross square feet of retail/arts space, 180 residential units (including 25% affordable and workforce units), and approximately 185 underground parking spaces.

(e) The Developer and the District hope to have groundbreaking for the redevelopment project occur in April 2008.

(f) In order for the Developer to receive permits for the site, the Developer must obtain site control, which will not occur until the land disposition agreement has been signed.

(g) In order for the Developer to obtain easements from the Washington Metropolitan Area Transit Authority, which is necessary for the redevelopment to move forward, the Developer must

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have site control. However, site control will not occur until the land disposition agreement has been signed.

(h) In order for the Developer to obtain construction financing for the project, the Developer must obtain site control.

(i) Any delay in initiating the project creates an increased risk that project costs will rise or project financing will be placed at risk, creating unnecessary threats to the viability of the project.

(j) Emergency action is needed to avoid jeopardizing the feasibility of the project and to allow timely initiation of construction and the maximization of benefits to the District and its residents.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Disposition and Redevelopment of Lot 854 in Square 441 Emergency Approval Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-500

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to conform certain provisions of Chapter 38 of Title 47 of the District of Columbia Official Code after the dissolution of the National Capital Revitalization Corporation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Supermarket Tax Incentives Clarification Emergency Declaration Resolution of 2008".

Sec. 2. Emergency circumstances.

(a) The National Capital Revitalization Corporation ("NCRC") was formally dissolved as of October 1, 2007.

(b) Chapter 38 of Title 47 of the District of Columbia Official Code, which contains the supermarket tax incentives contained in current law, previously made reference to the old NCRC law, specifically to D.C. Official Code § 2-1219.20, which detailed the definition of various priority development areas.

(c) Permanent legislation that contains the conforming amendments contained in the underlying emergency legislation, Bill 17-340, the National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Clarification Act of 2007, is pending before the Council, and contains many other provisions not related to the supermarket tax incentives.

(d) To insure there is no gap in authority of the supermarket tax incentives of current law, the underlying emergency legislation is warranted.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Supermarket Tax Incentives Clarification Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-501

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to establish employment without tenure within the Educational Service classification, to require that the Mayor seek a voluntary separation incentive for certain employees of the District of Columbia, and to require the Mayor to submit an evaluation of the personnel reform provisions of Public Education Personnel Reform Amendment Act of 2008 in September 2012; and to amend the Public Education Reform Amendment Act of 2007 to provide that the Director of the Office of Public Education Facilities Modernization shall have maintenance authority at District of Columbia Public Schools facilities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the " Public Education Personnel Reform Emergency Declaration Resolution of 2008".

Sec. 2. (a) The District of Columbia Government Comprehensive Merit Personnel Act of 1978, which created the Educational Service, provides that an employee within this service may be separated from service only for cause and shall have the right to appeal such separation. This often results in managers, after following the termination process, having their actions overturned by an outside entity that is not fully familiar with the operations of the organization or the individual's work ethic and performance.

(b) The detrimental effects that the current, restrictive provisions, which allow non-performing and under-performing employees to remain on the job, have had, and continue to have, on the District of Columbia Public Schools system, at the expense of school-system improvement and student progress, necessitates providing the Mayor with the authority to develop a system of accountability within the public school system immediately.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Public Education Personnel Reform Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-502

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to implement the Access to Recovery grant awarded to the District of Columbia by the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Choice in Drug Treatment Emergency Declaration Resolution of 2008".

Sec. 2. (a) The District of Columbia continues to face a substance abuse addiction problem that is among the most serious in the nation. Approximately 60,000 individuals – about one in every 10 residents of the District – are addicted to drugs and alcohol and could benefit from some type of treatment. In addition, it is estimated that alcohol and drug abuse costs the District approximately \$1.2 billion per year.

(b) The District's lead agency for addressing substance abuse problems – the Addiction Prevention and Recovery Administration ("APRA") – is re-designing a system of care based on a growing awareness of the value of using all a client's strengths, including faith, as well as on the understanding that many organizations in the community can assist a client on his or her journey to recovery.

(c) A substantial body of research recognizes that addiction is a chronic condition marked by cycles of recovery, relapse, and repeated treatments that often span many years. Under its system, APRA seeks to achieve successful, cost-effective outcomes for the largest number of people by managing clients over time, by expanding the client's decision-making role in selecting the most appropriate treatment, and by acknowledging that there are many pathways to recovery.

(d) An important element to APRA's mission is client choice. The District currently utilizes a voucher program that encourages a partnership with the client and shared responsibility for the treatment outcome. The voucher program, established by the Choice in Drug Treatment Act of 2000, effective July 18, 2000 (D.C. Law 13-146; D.C. Official Code § 7-3001 *et seq.*), is funded by local funds and provides screening and assessment of clients to determine the most

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appropriate treatment and rehabilitation plan. While the existing voucher program has been successful and the District has made progress in reducing the rate of dependency over the past few years, more work remains to be done.

(e) As it currently exists, the District's voucher program can be used only for direct payments to treatment providers; recovery support services are not covered.

(f) In 2007, APRA applied for and was awarded the highly competitive Access to Recovery grant ("ATR grant") by the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment. Under the ATR grant, and pursuant to the District's proposal, the District will receive approximately \$10.6 million over 3 years to provide clinically and culturally sensitive substance-abuse treatment and recovery-support services.

(g) The key target population includes the estimated 20,000 substance abusers who annually exit jail or prison and return to the District. The 3 additional special populations that will be targeted over the life of the grant are:

- (1) Single women;
- (2) Women with dependent children; and
- (3) Methamphetamine users.

(h) The ATR grant, which operates through a voucher system, will provide a unique and valuable complement to the existing District voucher program by allowing the District to expand the capacity of its treatment system and to improve the effectiveness of services. Further, it will provide the District and federal government with valuable data to demonstrate the efficacy of adding recovery-support services to a clinical treatment continuum.

(i) The APRA is in a unique position to administer this highly sought-after grant because of its significant successful experience administering the existing voucher program.

(j) To ensure a smooth implementation of the ATR grant, that it complies with the timeline outlined in the District's proposal, and that the grant's voucher system is operated in a manner consistent with the existing voucher program, it is necessary to:

- (1) Establish an ATR grant program;
- (2) Establish a segregated account within the existing Addiction Recovery Fund to maintain ATR grant funds; and
- (3) Outline APRA's duty to administer the grant.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Choice in Drug Treatment Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-503

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to approve Contract No. DCHC-2008-C-9595 with Capitol Health Management Services, LLC, and to authorize payment for the goods and services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCHC-2008-C-9595 Approval and Payment Authorization Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need to approve Contract No. DCHC-2008-C-9595 ("Contract") to provide health-care services on an outpatient basis to approximately 30,000 patients at the DC Ambulatory Care Center and to authorize payment for the goods and services received and to be received under the Contract.

(b) On September 29, 2007, the Office of Contracting and Procurement ("OCP") issued the Contract as a letter contract to Capitol Health Management Services, LLC ("Capitol"), in the amount of \$650,000 for the period October 1, 2007, until November 30, 2007.

(c) On November 30, 2007, by Modification No. 0001, OCP extended the letter contract for the period December 1, 2007, through December 31, 2007, in the amount of \$300,000.

(d) On December 31, 2007, by Modification No. 0002, OCP extended the letter contract for the period January 1, 2008, through January 31, 2008, in the amount of \$49,000. The total amount of the letter contract was then \$999,000.

(e) Council approval is now necessary to definitize the contract for the total amount of \$2.75 million to provide these health-care services and to approve payment to Capitol for these vital goods and services received and to be received from October 1, 2007 through September 30, 2008.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCHC-2008-C-9595 Approval and Payment Authorization Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-504

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 8, 2008

To declare the existence of an emergency with respect to the need to approve Contract No. DCHC-2008-C-9090 with Unity Health Care, Inc., and to authorize payment for the goods and services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCHC-2008-C-9090 Approval and Payment Authorization Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need to approve Contract No. DCHC-2008-C-9090 ("Contract") to provide comprehensive primary and specialty health-care services to approximately 37,000 individuals enrolled in the District's Alliance program and to authorize payment for the goods and services received and to be received under the Contract.

(b) On September 29, 2007, the Office of Contracting and Procurement ("OCP") issued the Contract as a letter contract to Unity Health Care, Inc., ("Unity"), in the amount of \$850,000 for the period October 1, 2007, until November 30, 2007.

(c) On November 30, 2007, by Modification No. 0001, OCP extended the letter contract for the period December 1, 2007, through December 31, 2007, in the amount of \$145,000.

(d) On December 28, 2007, by Modification No. 0002, OCP extended the letter contract, at no additional cost, for the period January 1, 2008, through February 29, 2008. The total amount of the letter contract was then \$995,000.

(e) Council approval is now necessary to definitize the contract for the total amount of \$5.3 million to continue to provide these comprehensive primary and specialty health-care services, and to approve payment to Unity for these vital goods and services received and to be received from October 1, 2007, through September 30, 2008.

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Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCHC-2008-C-9090 Approval and Payment Authorization Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.