

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-62

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 18, 2005

To approve, on an emergency basis, Grant Agreement No. 2005-8, for \$5,396,287.00 between the Department of Housing and Community Development and the Greater Washington Urban League to administer the Home Purchase Assistance Program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Grant Agreement No. 2005-8 Between the Department of Housing and Community Development and the Greater Washington Urban League Approval Emergency Act of 2005".

Sec. 2. The Council has reviewed and approves the proposed Grant Agreement No. 2005-8 for \$5,396,287.00 between the Department of Housing and Community Development and the Greater Washington Urban League to administer the Home Purchase Assistance Program, pursuant to the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 2-301.05a).

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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. Code §1-206.02(c)(3)).

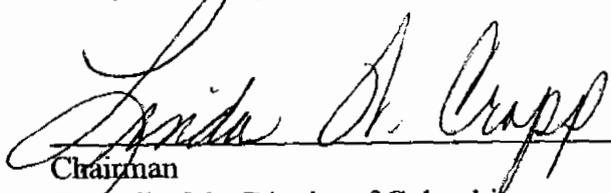
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

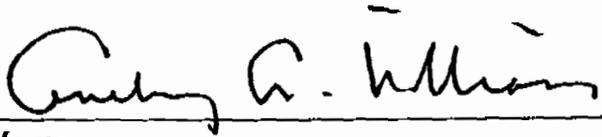
APR 29 2005

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
April 18, 2005

ENROLLED ORIGINAL

AN ACT
D.C. ACT 16-63

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 18, 2005

To provide, on an emergency basis, the details of the purpose for the obligation and expenditure of up to \$5.4 million from the general fund surplus.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "2004 Comprehensive Annual Financial Report General Fund Surplus Allocation Emergency Act of 2005".

Sec. 2. Pursuant to section 202(j)(3)(B) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (D.C. Official Code § 47-392.02(j)(3)(B)), the Council approves the obligation and expenditure of \$5.4 million of the funds identified in the 2004 Comprehensive Annual Financial Report as the District's General Fund Surplus to Workforce Investments to cover costs associated with the proposed labor settlement agreement between the District of Columbia and the police officers union.

Sec. 3. Fiscal impact statement.

The use of the funds identified in the 2004 Comprehensive Annual Financial Report as the District's General Fund Surplus is already incorporated into the District's budget and financial plan and, therefore, the enactment of this legislation has no fiscal impact.

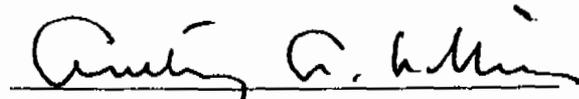
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
April 18, 2005

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-64

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 2005

Codification
District of
Columbia
Official Code

2001 Edition

2005 Summer
Supp.

West Group
Publisher

To amend the Anacostia Waterfront Corporation Act of 2004 to clarify that actions by the Corporation concerning federal functions or property shall be authorized by the federal government; to authorize the Corporation to act as the agent of the District on federal matters relating to the development and redevelopment of the Anacostia Waterfront, including the acquisition of federal land; to clarify that the federal members of the board of the Corporation shall be invited to serve at their discretion; to include the Secretary of the Department of Defense as an ex-officio nonvoting member of the Board; and to make technical changes to the act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Anacostia Waterfront Corporation Clarification Emergency Act of 2005".

Sec. 2. The Anacostia Waterfront Corporation Act of 2004, effective December 7, 2004 (D.C. Law 15-219; 51 DCR 9142), is amended as follows:

(a) Section 101 is amended as follows:

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

(A) Sub-subparagraph (ii) is amended by striking the phrase “, including federal, District, and privately-owned land,”;

(B) Sub-subparagraph (iii) is amended by striking the phrase “, including federal, District, and privately-owned,”;

(C) Sub-subparagraph (v) is amended by striking the phrase “, including federal, District, and privately-owned,”;

(D) Sub-subparagraph (vii) is amended by striking the phrase “, including federal, District, and privately-owned,”;

(E) Sub-subparagraph (viii) is amended by striking the phrase “, including federal, District, and privately-owned,”;

(F) Sub-subparagraph (ix) is amended as follows:

(i) The lead-in sentence is amended by striking the phrase “, including federal, District, and privately-owned,”; and

(ii) Sub-sub-subparagraph (I) is amended by striking “(vi)” and

Note,
§ 2-1223.01

ENROLLED ORIGINAL

inserting "(viii)" in its place; and

(G) Sub-subparagraph (x) is amended by striking the phrase ", including federal, District, and privately-owned,".

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

"(C) Nothing within the meaning of the term "Anacostia Waterfront" shall authorize the Corporation to take any action affecting federal functions or property unless the federal government has authorized the Corporation to take that action."

(b) Section 104 is amended as follows:

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

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

"(8) Act as agent of the District to undertake development or redevelopment of the Anacostia Waterfront, including matters affecting federal property and functions where authorized by the federal government."

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

"(8A) Present requests to the federal government for federal land and other assistance, and enter into agreements with the federal government necessary for the development and redevelopment of the Anacostia Waterfront."

(C) Paragraph (9) is amended by striking the phrase "by the District or federal government".

(D) Paragraph (10) is amended by striking the phrase "by the District or federal government".

(E) Paragraph (17) is amended by striking the phrase "from the District or federal government".

(F) Paragraph (39) is amended by striking the phrase "including any department, agency, office, or instrumentality of the federal or District government,".

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

"(c) None of the powers granted under this act shall authorize the Corporation to take any action affecting federal functions or property unless the federal government has authorized the Corporation to take that action."

(c) Section 105 is amended as follows:

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

(A) The lead-in sentence is amended to read as follows:

"(a) The powers of the Corporation shall be vested in a Board of Directors which shall consist of 9 voting members, and may include 4 nonvoting members to be selected as follows:"

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

(i) The lead-in sentence is amended to read as follows:

"(3) The following 4 ex-officio nonvoting members who shall be invited to serve at their sole discretion:"

(ii) Subparagraph (B) is amended by striking the word "and" at the end.

Note,
§ 2-1223.04

Note,
§ 2-1223.05

(iii) Subparagraph (C) is amended by striking the period at the end and inserting the phrase “; and” in its place.

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

“(D) The Secretary of the United States Department of Defense, or a designee of the Secretary.”

(d) Section 121 is amended by striking the phrase “government entity” wherever it appears and inserting the phrase “District government entity” in its place.

Note,
§ 2-1223.21

(e) Section 125(a) is amended by striking the colon and inserting a period in its place.

Note,
§ 2-1223.25

Sec. 3. Applicability.

This act shall apply as of January 30, 2005.

Sec. 4. Fiscal impact statement.

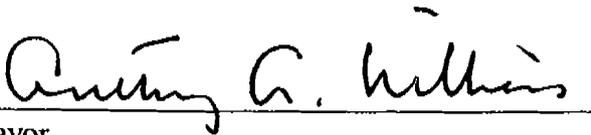
The Council adopts the fiscal impact statement in the committee report for the Business Improvement Districts Amendment Act of 2004, and the attached fiscal impact statement for the Anacostia Waterfront Corporation Clarification Act of 2004 as the fiscal impact statement required by section 602(c)(3) 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. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 20, 2005
Codification District of Columbia Official Code, 2001 Edition

ENROLLED ORIGINAL

AN ACT
D.C. ACT 16-65

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
APRIL 20, 2005

*Codification
 District of
 Columbia
 Official Code*

2001 Edition

2005 Summer
 Supp.

West Group
 Publisher

To order, on an emergency basis, the closing of Blaine Street, N.E., between 58th Street N.E., and East Capitol Street, 58th Place N.E., 59th Street N.E., 59th Place N.E., and 60th Place N.E., between Blaine Street, N.E., and East Capitol Street; 57th Street, S.E., between A Street, S.E., and East Capitol Street, 57th Place, S.E., between A Street, S.E., and 57th Street, S.E., and certain existing alleys, and to create new streets and alleys to be dedicated to the District in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, bounded by 61st Street, N.E., and Southern Avenue, S.E., to the east/southeast, Central Avenue S.E., to the south, 56th Place, S.E., and 57th Place, N.E., to the west, and Clay Street, N.E., and the Watts Branch stream valley to the north, in Ward 7.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, S.O. 02-4088, Emergency Act of 2005".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01) ("Act"), the Council finds that the portions of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats in the S.O. 02-4088 File, are unnecessary for street and alley purposes and orders them closed, with title to the land to vest as shown on the Surveyor's plat. The approval of the Council of this closing is contingent upon the satisfaction of all the conditions set forth in the official file of S.O. 02-4088.

Sec. 3. Pursuant to sections 302 and 401 of the Act, the Council accepts the dedication of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats filed under S.O. 02-4088, and dedicates the streets as extensions of 57th Street, S.E., 57th Place, S.E., and Blaine Street, N.E., as shown on the Surveyor's plats in the S.O. 02-4088 File. The approval of the Council of this dedication is contingent upon the satisfaction of all the conditions set forth in the official file of S.O. 02-4088.

Note,
 § 9-203.02,
 § 9-204.01

Sec. 4. Fiscal impact statement

The Council adopts the fiscal impact statement in the committee report of the Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, S.O. 02-4088, Act of 2005, passed on 2nd reading on April 5, 2005 (Enrolled version of Bill 16-24), 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)).

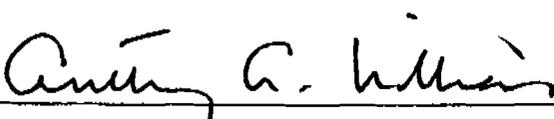
Sec. 5. The Secretary to the Council shall transmit a copy of this act, upon its effective date, each to the Surveyor of the District of Columbia and the District of Columbia Recorder of Deeds.

Sec. 6. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
April 20, 2005

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-66

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 2005*Codification
District of
Columbia
Official Code*

2001 Edition

2005 Summer
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Publisher

To amend, on an emergency basis, the District of Columbia Government Comprehensive Merit Personnel Act of 1978, to make April 16th, the District of Columbia Emancipation Day, a recognized legal public holiday.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Emancipation Day Emergency Amendment Act of 2005".

Sec. 2. The Council finds that:

(1) When President Lincoln signed An Act for the Release of certain Persons held to Service or Labor in the District of Columbia ("District of Columbia Emancipation Act") on April 16, 1862 freeing all slaves in the District, the law provided for immediate emancipation, compensation of up to \$300 for each slave to loyal Unionist masters, voluntary colonization of former slaves to colonies outside the United States, and payments of up to \$100 to each former slave choosing emigration. The federal government paid almost \$1 million for the freedom of approximately 3,100 former slaves.

(2) It is important to the descendants of those free blacks and slaves, and to all other citizens in the District that this important moment in our country's and the District's history be formally recognized by the District.

(3) June 19, 1865 ("Juneteenth"), the day that the last slaves in the state of Texas were notified that President Lincoln had signed the Emancipation Proclamation on January 1, 1863, is celebrated annually in more than 205 cities and is a legal state holiday in Texas, Oklahoma, Florida, Delaware, and Iowa.

(4) In 1997, the United States Senate adopted a joint resolution recognizing Juneteenth as the true independence day for African-American citizens.

(5) The legal public holiday of District of Columbia Emancipation Day ("Emancipation Day") would commemorate and celebrate April 16, 1862 as the day President Abraham Lincoln signed the District of Columbia Emancipation Act ending slavery in the District, 9 months before the signing of the Emancipation Proclamation on January 1, 1863. The Emancipation Day will symbolize for Americans the triumph of the human spirit over the

ENROLLED ORIGINAL

cruelty of slavery.

Sec. 3. Section 1202(c) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §1-612.02(c)), is amended as follows:

Note,
§ 1-612.02

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

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

"(2) April 16 of each year starting in 2005 shall be District of Columbia Emancipation Day, which shall be a legal public holiday for the purpose of pay and leave of employees scheduled to work on that day; provided, that in 2005 and 2006, it shall be celebrated on the date of April 16 and not on the following Monday."

Sec. 4. Sense of the Council.

It is the sense of the Council that the federal government should recognize the District of Columbia Emancipation Day. The Council urges Congresswoman Norton to introduce legislation in Congress to recognize this day.

Sec. 5. Fiscal impact statement.

The Council adopts the fiscal impact statement provided by 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. Code § 1-206.02(c)(3)).

Sec. 6. Applicability.

This act shall apply as of April 4, 2005.

Sec. 7. Effective date.

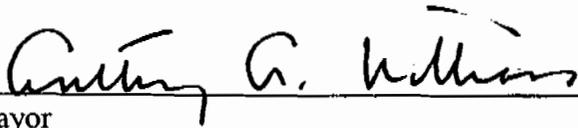
This act shall take effect upon its approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, beginning on December 3, 2004, as provided for emergency acts of the Council of the

ENROLLED ORIGINAL

District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
April 20, 2005

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-67

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 2005*Codification
District of
Columbia
Official Code*

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2005 Summer
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Publisher

To order the closing of Blaine Street, N.E., between 58th Street N.E., and East Capitol Street, 58th Place N.E., 59th Street N.E., 59th Place N.E., and 60th Place N.E., between Blaine Street, N.E., and East Capitol Street; 57th Street, S.E., between A Street, S.E., and East Capitol Street, 57th Place, S.E., between A Street, S.E., and 57th Street, S.E., and certain existing alleys, and to create new streets and alleys to be dedicated to the District in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, bounded by 61st Street, N.E., and Southern Avenue, S.E., to the east/southeast, Central Avenue S.E., to the south, 56th Place, S.E., and 57th Place, N.E., to the west, and Clay Street, N.E., and the Watts Branch stream valley to the north, in Ward 7.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, S.O. 02-4088, Act of 2005".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01) ("Act"), the Council finds that the portions of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats in the S.O. File 02-4088, are unnecessary for street and alley purposes and orders them closed, with title to the land to vest as shown on the Surveyor's plat. The approval of the Council of this closing is contingent upon the satisfaction of all the conditions set forth in the official S.O. File 02-4088.

Sec. 3. Pursuant to sections 302 and 401 of the Act, the Council accepts the dedication of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats filed under S.O. 02-4088, and dedicates the streets as extensions of 57th Street, S.E., 57th Place, S.E., and Blaine Street, N.E., as shown on the Surveyor's plats in the S.O. File 02-4088. The approval of the Council of this dedication is contingent upon the satisfaction of all the conditions set forth in the official S.O. File 02-4088.

Note,
§ 9-203.02,
§ 9-204.01

ENROLLED ORIGINAL

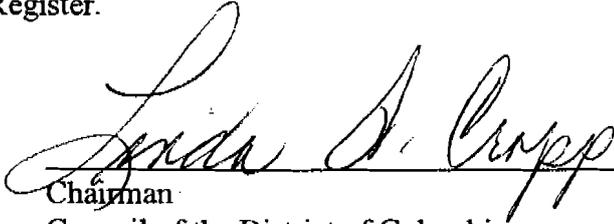
Sec. 4. Fiscal impact statement.

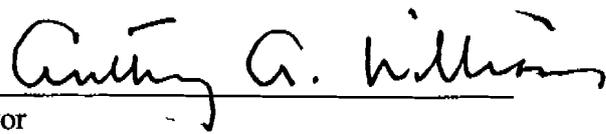
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. The Secretary to the Council shall transmit a copy of this act, upon its effective date, each to the Surveyor of the District of Columbia and the District of Columbia Recorder of Deeds.

Sec. 6. Effective date.

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


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
April 20, 2005

APR 29 2005

ENROLLED ORIGINAL

AN ACT
D.C. ACT 16-68

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
APRIL 20, 2005

To provide, on a temporary basis, the details of the purpose for the expenditure of up to \$35 million from the 2005 operating funds.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2005 Operating Cash Reserve Allocation Temporary Act of 2005".

Sec. 2. Pursuant to section 202(j)(3)(B) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (D.C. Official Code 47-392.02(j)(3)(B)), the Council approves the expenditure of an amount not to exceed \$35 million from the 2005 Operating Cash Reserve fund as follows:

(1) An amount not to exceed \$8.1 million shall be for the District of Columbia Public School System, of which \$2.1 million shall be to cover the increased costs associated with the new Youth Services Center, and \$6 million shall be for facilities rehabilitation to prepare schools for the opening of the 2005-2006 school year;

(2) An amount not to exceed \$1.86 million shall be for the Office of the Attorney General for the District of Columbia, of which \$1.5 million shall be for costs associated with the State Disbursement Unit of the Child Support Collections Division and \$360,000 shall be to provide additional litigation resources within the Civil Litigation Division;

(3) An amount not to exceed \$1.7 million shall be for the District of Columbia Public Charter School Board for costs associated with No Child Left Behind initiatives; provided, that funds shall be made available only after the completion of an audit of the student enrollment for the current school year and certification by the Chief Financial Officer that additional funds are required;

(4) An amount not to exceed \$4.3 million shall be for the Department of Health, of which \$800,000 shall be for the Bureau of Environmental Quality and the Bureau of Hazardous Material, \$2.1 million shall be to provide necessary matching funds for the Ticket to Work, HIV/AIDS program, \$400,000 shall be for the operation of sexually transmitted diseases and tuberculosis clinics, \$750,000 shall be for additional substance abuse prevention and

ENROLLED ORIGINAL

treatment services, specifically to be deposited into the Addiction Recovery Fund, and \$250,000 shall be to conduct a health study in Spring Valley;

(5) An amount not to exceed \$3,288,000 shall be for the Youth Rehabilitation Services Agency to cover increased costs of court ordered requirements;

(6) An amount not to exceed \$7.29 million shall be for the Office of the Deputy Mayor for Planning and Economic Development, of which \$3.8 million shall be to fund start-up costs for the Anacostia Waterfront Corporation; provided, that the Anacostia Waterfront Corporation shall acquire all of their temporary and permanent office space in Wards 5, 6, 7, and 8 with at least ½ of the office space being located on the eastern side of the Anacostia River; provided further, that its hiring pattern reflects the racial and gender makeup of the District government and population, that the Corporation prorates its budget, and that it submits all reports to the Council, \$290,000 shall be for costs associated with a Blue Ribbon Commission on the District's Public Libraries, and \$3.2 million shall be for expenditures and to provide grants by the Mayor to promote tourism;

(7) An amount not to exceed \$500,000 shall be for the Office of the City Administrator to establish a community event fund to provide public services, such as police overtime, for community festivals and events;

(8) An amount not to exceed \$ 1 million shall be for the District of Columbia Energy Office to cover additional costs for the Low Income Home Energy Assistance Program; and

(9) An amount not to exceed \$6.7 million shall be for the Department of Employment Services, of which \$250,000 shall be for a city-wide summer music program, \$6.2 million shall be to cover additional costs of providing summer jobs to District youth and \$250,000 of this amount shall be used to provide additional summer programming for the Mayor's Youth Leadership Institute.

Sec. 3. The Mayor may promulgate any rules necessary to implement the grant authority provided in this act.

Sec. 4. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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)).

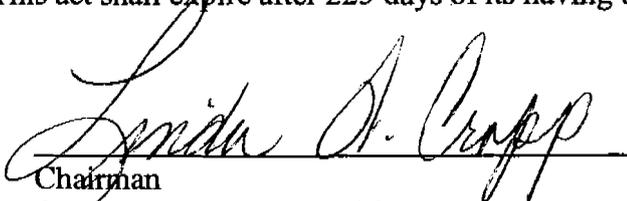
Sec. 5. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
April 20, 2005

ENROLLED ORIGINAL

AN ACT
D.C. ACT 16-69

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 2005

*Codification
District of
Columbia
Official Code*

2001 Edition

2005 Summer
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Publisher

To amend, on an temporary basis, Title 47 of the District of Columbia Official Code to add provisions of an amendment which were not reflected in the enrollment of Bill 15-1070, to correct a cross-reference, to correct the name of an entity which was given a tax exemption, to clarify the commencement date of the change in a utility tax rate, to amend the Tax Abatement for Housing Priority Area Act of 2004 to make a conforming change, and to amend the Arena Tax Amendment Act of 1994 to clarify the scope of a tax exemption.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Finance and Revenue Technical Corrections Temporary Amendment Act of 2005".

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

(a) Section 47-857.04 is amended as follows:

Note,
§ 47-857.04

(1) Subsection (a) is amended by striking the phrase "December 31, 2004" and inserting the phrase "September 30, 2004" in its place.

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

"(b)(1) For the purposes of this subsection, the term "downtown area" means:

"(A) The area described in section 199 of Title 10 of the District of Columbia Municipal Regulations (10 DCMR § 199) and designated on the District of Columbia Generalized Land Use Policies Map; and

"(B) Eligible area #2.

"(2) If a project eligible for the real property tax abatement under this section breaks ground on or after January 1, 2005 (as certified by the project architect and the Mayor), the tax abatement may be applied, assigned, conveyed, or otherwise transferred ("transferred") by the owner of the real property or project (or by the owner's designee) and the time period at which the tax abatement commences may be delayed until the transfer and shall continue for 10 years after the date of transfer; provided, that:

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“(A) The tax abatement shall be \$0.89 per rentable, or usable, residential FAR square foot of the eligible real property; provided, that if the project known as Quincy Court, located at 1117 10th Street, N.W., requests participation under § 47-857.04(b) by a letter to the Deputy Mayor for Planning and Economic Development, or his or her successor, prior to December 31, 2005, the tax abatement shall be \$0.905 per rentable, or usable, residential FAR square foot of the eligible real property;

“(B) The tax abatement may be transferred by the owner:

“(i) To reduce real property taxes imposed upon any residential project in the downtown area or eligible area #2; or

“(ii) To reduce real property taxes imposed upon any commercial project in the downtown area or eligible area #2; and

“(3) The tax abatement may be transferred within:

“(A) Five years after receipt by the eligible project of a final certificate of occupancy is issued for the entirety of the project;

“(B) Within one year after the final certificate of occupancy is issued for the project to which the abatement is transferred.”

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

“(c) The Mayor shall be deemed to have certified the groundbreaking if the Deputy Mayor for Planning and Economic Development, or his or her successor, issues a letter certifying the groundbreaking or 20 business days pass after the date of the receipt of a request for the certification by the Deputy Mayor for Planning and Economic Development, or his or her successor, from the project developer; provided, that the request includes a certification by the project architect of the groundbreaking date of the residential project and the Deputy Mayor for Planning and Economic Development, or his or her successor, does not reject the request or request further information.”

(b) Section 47-857.06(d)(2) is amended as follows:

(1) The undesignated text is amended by striking the phrase “there shall be allowed an abatement of \$710,000 per year of the real property tax imposed by § 47-811 on the Wax Museum project (to be allocated between the K Street Building and L Street Building as set forth in paragraph (3) of this subsection)” and inserting the phrase “there shall be allowed an abatement of \$664,000 per year of the real property tax imposed by § 47-811 on the Wax Museum project (to be allocated between the K Street Building and L Street Building as set forth in paragraph (4) of this subsection)” in its place.

(2) Subparagraph (A)(iii) is amended by striking the word “and”.

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

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

“(C) If the residential project known as Quincy Court, located at 1117 10th Street, N.W., requests participation under § 47-857.04(b) by a letter to the Deputy Mayor

Note,
§ 47-857.06

ENROLLED ORIGINAL

for Planning and Economic Development, or his or her successor, prior to December 31, 2005, the annual amount of the abatement of real property tax imposed by § 47-811 on the Wax Museum project (to be allocated between the K Street Building and L Street Building as set forth in paragraph (4) of this subsection) shall be \$675,000.”

(c) Section 47-1065(a)(1) is amended by striking the phrase “Golden Rule Place” and inserting the phrase “Golden Rule Plaza” in its place.

Note,
§ 47-1065

(d) Section 47-2501(a) is amended as follows:

Note,
§ 47-2501

(1) Paragraph (3) is amended by striking the phrase “11% of these gross receipts from deliveries made after December 31, 2002, for a person who delivers heating oil to an end-user in the District.”

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

“(3A) After April 30, 2003, pay to the Mayor 11% of these gross receipts from deliveries made after April 30, 2003, for a person who delivers heating oil to an end-user in the District.”

Sec. 3. Section 3 of the Tax Abatement Adjustment for Housing Priority Area Act of 2004, signed by the Mayor on January 19, 2005 (D.C. Act 15-738; 52 DCR __), is repealed.

Sec. 4. Section 3(a) of the Arena Tax Amendment Act of 1994, effective September 28, 1994 (D.C. Law 10-189; 41 DCR 5357), is amended by striking the phrase “as a downtown sports arena” and inserting the phrase “as an arena” in its place.

Sec. 5. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director 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)).

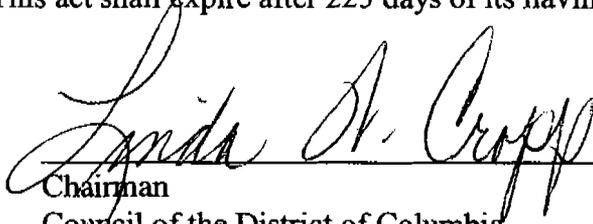
Sec. 6. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

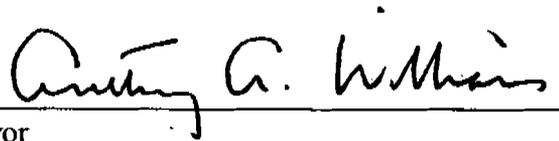
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December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
April 20, 2005

ENROLLED ORIGINAL

AN ACT

D.C. ACT 16-70

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 20, 2005

*Codification
District of
Columbia
Official Code*

2001 Edition

2005 Summer
Supp.

West Group
Publisher

To amend, on a temporary basis, the Carver 2000 Low-Income and Senior Housing Project Amendment Temporary Act of 2005 to clarify that the tax and fee waivers and exemptions provided for the Carver 2000 Low-Income and Senior Housing Project located in various lots within squares 5140, 5190, and 5348 for a period not to exceed 8 years shall be without limitation.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Carver 2000 Low-Income and Senior Housing Project Temporary Amendment Act of 2005".

Sec. 2. The Carver 2000 Low-Income and Senior Housing Project Amendment Temporary Act of 2005, signed by the Mayor on January 19, 2005 (D.C. Act 15-768; 52 DCR 2624), is amended as follows:

Note,
§ 47-4607

(a) Section 2(e) is amended by striking the phrase "and shall not exceed, in the aggregate, \$50,000 per year".

(b) Section 3 is repealed.

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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)).

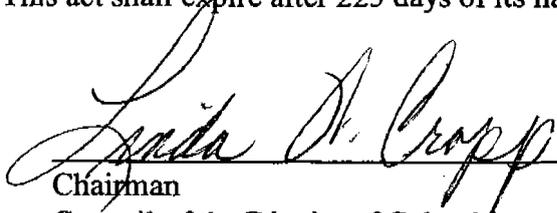
Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

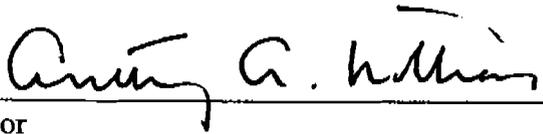
ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
April 20, 2005