

AN ACT

D.C. ACT 15-535

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on an emergency basis, due to Congressional review, Title 32 of the District of Columbia Rules and Regulations to clarify that certain restrictions applicable to the use of motor vehicles apply to the use of motorized bicycles.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Motorized Bicycle Responsibility Clarification Congressional Review Emergency Amendment Act of 2004".

Sec. 2. Section 12.201(b) of Title 32 of the District of Columbia Rules and Regulations, effective April 7, 1977 (D.C. Law 1-110; 18 DCMR § 1201.17), is amended to read as follows:

DCMR

"1201.17 All provisions of this section shall be equally applicable to the operation and riding of motorized bicycles, except as specifically provided in this chapter; provided, that nothing in this chapter shall be so construed as to limit the applicability of 18 DCMR Chapters 1, 4, 5, 6, and 7 with respect to the licensing, registration, sale, inspection, or equipment of motorized bicycles, motorcycles and all terrain vehicles."

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)).

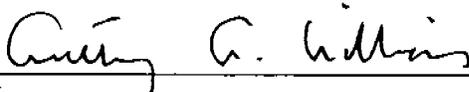
Sec. 4. Effective date.

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 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  
October 12, 2004

COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency ( X ) Temporary ( ) Permanent ( )	Date Reported: 6/1/04
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Subject/Short Title: " Motorized Bicycle Responsibility Clarification Emergency Amendment Act of 2004"

**Part I. Summary of the Fiscal Estimates of the Bill**

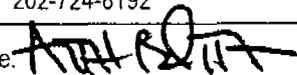
	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	( X )
a) It will affect local expenditures.	( )	( )
b) It will affect federal expenditures.	( )	( )
c) It will affect private/other expenditures.	( )	( )
d) It will affect intra-District expenditures.	( )	( )
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	( X )
a) It will impact local revenue.	( )	( )
b) It will impact federal revenue.	( )	( )
c) It will impact private/other revenue.	( )	( )
d) It will impact intra-District revenue.	( )	( )
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	( )	( X )

Explanation: There is no fiscal impact as the legislation serves to clarify current regulations to assist enforcement already conducted by the Department of Motor Vehicles and the Metropolitan Police Department

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District.	( )	( X )
2. Are there performance measures/output for this bill?	( )	( X )
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted? If not enacted, confusion will continue to exist as to how to properly enforce the current regulations amongst city agencies.	( X )	( )
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	( X )

Sources of information: Department of Motor Vehicles (DMV) Metropolitan Police Department (MPD)	Councilmember: Adrian M. Fenty
	Staff Person & Tel: William Singer, 202-724-8192
	Council Budget Director's Signature: 

6/1/04

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-537IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 12, 2004

To authorize, on an emergency basis, the Chief Financial Officer to redesignate amounts allocated from state aid funds and the District of Columbia fiscal year 2004 operating cash reserve.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2004 Year-End State Aid Re-Allocation Emergency Act of 2004".

Sec. 2. In accordance with Title VI of the Jobs and Growth Tax Relief Reconciliation Act of 2003, approved May 28, 2003 (Pub. L. No. 108-27; 117 Stat. 752) ("Jobs Act"), the Chief Financial Officer is hereby directed to re-examine the allocations made by the District of funds provided by the Jobs Act. If the Chief Financial Officer determines that any amount will not be obligated or expended as allocated prior to the close of the fiscal year, the amount shall be redesignated by the Chief Financial Officer to cover Comprehensive Annual Financial Report ("CAFR") audit adjustments, any other budget adjustments necessary to ensure a balanced budget for the District of Columbia for fiscal year 2004, or other obligations of the District of Columbia in accordance with the Jobs Act; provided, that of the \$1.6 million provided pursuant to the Jobs Act to the Chief Financial Officer for legal expenses, \$800,000 shall be replaced with reallocated funds that remain available from the District of Columbia Fiscal Year 2001 budgeted reserve pursuant to section 202(j)(3)(B) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 109; D.C. Official Code § 47-392.02(j)(3)(B)) ("FRMAA").

Sec. 3. The Chief Financial Officer is hereby directed to re-examine the allocations made by the District of funds provided from the District of Columbia fiscal year 2004 operating cash reserve. If the Chief Financial Officer determines that any amount will not be expended as allocated prior to the close of the fiscal year, the amount shall be redesignated by the Chief Financial Officer to cover CAFR audit adjustments, any other budget adjustments necessary to ensure a balanced budget for the District of Columbia for fiscal year 2004, or other obligations of the District of Columbia in accordance with FRMAA.

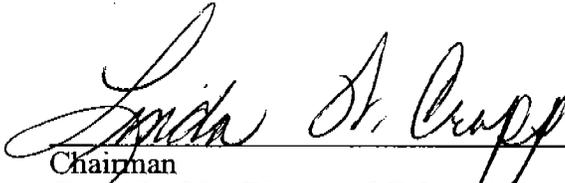
Sec. 4. The Chief Financial Officer shall submit to the Mayor and Council no later than 30 days after the completion of the CAFR, a report detailing the redesignation and expenditure of the funds reallocated pursuant to this act.

Sec. 5. Fiscal impact statement.

The use of the reserve funds is already incorporated into the District's budget and financial plan and, therefore, the enactment of this legislation has no fiscal impact.

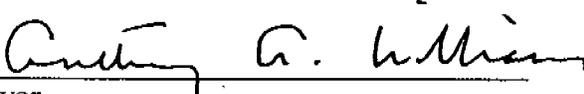
Sec. 6. Effective date.

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. 788; D.C. Official Code § 1-204.12(a)).



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Chairman  
Council of the District of Columbia



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Mayor  
District of Columbia

APPROVED  
October 12, 2004

AN ACT

D.C. ACT 15-538

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 12, 2004

To approve, on an emergency basis, the acceptance and use of grants not appropriated in the District of Columbia Appropriations Act, 2004.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "September 16<sup>th</sup> Budget Modification for FY 2004 Grant Funds Approval Emergency Act of 2004".

Sec. 2.(a) Pursuant to section 417(b)(1)(B) of the District of Columbia Appropriations Act, Fiscal Year 2004, approved January 23, 2004 (Pub. L. No. 108-199; 118 Stat. 3), the acceptance and use of the following grants are hereby approved:

Agency	Bill Number	Fiscal Year	Funding Source	Grant Title	Reason for Authority	Budget Amount
Department of Corrections	SCAPP0	04	Federal	State Criminal Alien Asst.	Reduced Unnecessary Budget Authority	(\$88,517)
Department of Corrections	SCAAP0	03	Federal	State Criminal Alien Asst.	Increase Budget to meet Projected Expenditures	\$88,517
Department of Corrections	SCAAP0	03	Federal	State Criminal Alien Asst.	Increase Budget to meet Projected Expenditures	\$44,472
DC Emergency Management	GR3547	04	Federal	Pre-Disaster Mitigation	Reduced Unnecessary Budget Authority	(\$158,375)
DC Emergency Management	GR3427	03	Federal	Pre-Disaster Mitigation Planning	Reduced Unnecessary Budget Authority	(\$223,783)
Alcoholic Beverage Regulation Administration	UD2002	04	Federal	Underage Drinking	Reduced Unnecessary Budget Authority	(\$459)

## ENROLLED ORIGINAL

Agency	Grant Number	Phase	Type	Grant Name	Personnel Results	Budget Impact
The Alcoholic Beverage Regulation Administration	UD2001	04	Federal	Underage Drinking	Reduced Unnecessary Budget Authority	(\$72,484)
Department of Health	31PSHS	04	Federal	Eliminating Disparities in Prenatal	Reduced Unnecessary Budget Authority	(\$354,715)
Department of Health	31PSHP	04	Federal	Eliminating Disparities in Perinatal	Reduced Unnecessary Budget Authority	(\$720,599)
Department of Health	41PSHS	04	Federal	Eliminating Disparities in Perinatal	Increase Budget to meet Projected Expenditures	\$59,000
Department of Health	41PSHP	04	Federal	Eliminating Disparities in Perinatal	Increase Budget to meet Projected Expenditures	\$123,500
Department of Health	41PSNS	04	Federal	University Newborn Screening	Reduced Unnecessary Budget Authority	(\$35,824)
Department of Health	41MMMC	04	Federal	State Mortality/Morbidity Review	Reduced Unnecessary Budget Authority	(\$24,807)
Department of Health	31MMMC	03	Federal	State Mortality/Morbidity Review	Reduced Unnecessary Budget Authority	(\$86,468)
Department of Health	41PSSM	04	Federal	Senior Farmer Market	Increase Budget to meet Projected Expenditures	\$42,394

## ENROLLED ORIGINAL

Agency	Grant Number	Phase	Type	Grant Title	Reason for Request	Budget Amount
Department of Health	31PSSM	03	Federal	Senior Farmer Market	Increase Budget to meet Projected Expenditures	\$14,794
Department of Health	42PSAE	04	Federal	Abstinence Education Targeting	Increase Budget to meet Projected Expenditures	\$24,606
Department of Health	32PSMB	04	Federal	Maternal and Child Block 516	Reduced Unnecessary Budget Authority	(\$232,527)
Department of Health	41PSYV	04	Federal	Youth Violence Prevention	Reduced Unnecessary Budget Authority	(\$45,000)
Department of Health	41PHBG	04	Federal	Preventative Health Block Grant	Reduced Unnecessary Budget Authority	(\$3,453)
Department of Health	42PHBG	04	Federal	Preventative Health Block Grant	Reduced Unnecessary Budget Authority	(\$108,410)
Department of Health	31PHBI	04	Federal	TBI Demonstration Grant	Reduced Unnecessary Budget Authority	(\$41,273)
Department of Health	41PHCS	04	Federal	Cancer Surveillance Research	Increase Budget to meet Projected Expenditures	\$19,779
Department of Health	31PHDP	04	Federal	System Based Diabetes	Reduced Unnecessary Budget Authority	(\$51,854)

## ENROLLED ORIGINAL

Agency	Grant Number	Fiscal Year	Type	Grant Name	Remarks	Budget Amount
Department of Health	31PHIM	04	Federal	Immunization & Vaccines	Reduced Unnecessary Budget Authority	(\$3,814)
Department of Health	41PHRE	04	Federal	Rape Prevention & Education	Increase Budget to meet Projected Expenditures	\$147,602
Department of Health	31PHRH	04	Federal	Refugee Prevention Health	Reduced Unnecessary Budget Authority	(\$52,464)
Department of Health	31PHST	03	Federal	Sexually Transmitted Diseases	Increase Budget to meet Projected Expenditures	\$799,276
Department of Health	41PHST	04	Federal	Sexually Transmitted Diseases	Reduced Unnecessary Budget Authority	(\$996,095)
Department of Health	31PHTA	04	Federal	Tuberculosis Control Program	Increase Budget to meet Projected Expenditures	\$102,735
Department of Health	41PHTA	04	Federal	Tuberculosis Control Program	Reduced Unnecessary Budget Authority	(\$58,000)
Department of Health	41SHPC	04	Federal	Primary Care	Reduced Unnecessary Budget Authority	(\$33,693)
Department of Health	41PHVW	04	Federal	Violence Against Women	Reduced Unnecessary Budget Authority	(\$50,000)
Department of Health	31PHVW	04	Federal	Violence Against Women	Establish Budget Authority	\$28,000
Department of Health	41PAMC	04	Federal	Medicaid Payment Accuracy Project	Reduced Unnecessary Budget Authority	(\$260,328)
Department of Health	41PAMM	04	Federal	Medicaid Payment Accuracy Project	Reduced Unnecessary Budget Authority	(\$260,328)

## ENROLLED ORIGINAL

Agency	Grant Number	Phase	Type	Grant Name	Reason for Request	Budget Amount
Department of Health	41APSI	04	Federal	State Incentive Grant	Increase Budget to meet Projected Expenditures	\$300,000
Department of Health	41PHCD	04	Federal	Chronic Disease Prevention and Health Promotion	Reduced Unnecessary Budget Authority	(\$144,429)
Department of Health	31PHCD	04	Federal	Chronic Disease Prevention and Health Promotion	Reduced Unnecessary Budget Authority	(\$310,570)
Department of Health	41EHFS	04	Federal	Fisheries Management Studies	Increase Budget to meet Projected Expenditures	\$19,116
Department of Health	32EHBJ	03	Federal	Brownfield Job and Development	Reduced Unnecessary Budget Authority	(\$32,347)
Department of Health	41EHAQ	04	Federal	Air Quality Grant	Reduced Unnecessary Budget Authority	(\$40,000)
Department of Health	31EHCB	04	Federal	Chesapeake Bay Grant	Increase Budget to meet Projected Expenditures	(\$20,924)
Department of Health	41EHCP	04	Federal	Core Program Cooperative	Reduced Unnecessary Budget Authority	(\$62,000)
Department of Health	11EHNI	04	Federal	Non-Point Source Implementation-FY01	Establish Budget Authority	\$351,508
Department of Health	21EHNI	03	Federal	Non-Point Source Implementation	Reduced Unnecessary Budget Authority	(\$445,407)
Department of Health	31EHNI	03	Federal	Non-Point Source Implementation		(\$200,118)
Department of Health	33HAHO	04	Federal	Housing Opportunities for Persons w/ AIDS	Reduced Unnecessary Budget Authority	(\$2,500,000)

## ENROLLED ORIGINAL

Agency	Code Number	Phase	Type	Grant Name	Reason for Budget	Change Amount
Department of Health	41MMMD	04	Federal	Medical Assistance Payments	Increase Budget to meet Projected Expenditures	(48,000,000)
Department of Health	41EHBG	04	Federal	State Response Program	Reduced Unnecessary Budget Authority	(\$404,931)
Department of Health	41EHCM	04	Federal	Certified Mammography Facilities	Reduced Unnecessary Budget Authority	(\$4,500)
Department of Health	41EHLU	04	Federal	Leaking Underground Storage Tank	Reduced Unnecessary Budget Authority	(\$93,317)
Department of Health	41EHTS	04	Federal	Telementary & Push Net (Stripe Base)	Reduced Unnecessary Budget Authority	(\$36,197)
Department of Health	31APNM	04	Federal	Nurture for Life II	Reduced Unnecessary Budget Authority	(\$92,500)
Department of Health	41APHZ	04	Federal	All Hazards Plan	Reduced Unnecessary Budget Authority	(\$47,200)
Department of Health	41APNL	04	Federal	Nuture for Life I	Reduced Unnecessary Budget Authority	(\$90,000)
Department of Health	33MRSC	04	Federal	Real Choice Systems Change	Reduced Unnecessary Budget Authority	(\$1,344,289)
Department of Health	41EHAM	04	Federal	Ambient Air Monitoring P.M. 2.5	Increase Budget to meet Projected Expenditures	\$123,806
Department of Health	42HATT	04	Federal	Ryan White Care Act Title II	Reduced Unnecessary Budget Authority	(\$406,525)

ENROLLED ORIGINAL

Agency	Grant Number	Fiscal Year	Type	Grant Name	Reason for Request	Amount
Department of Health	43HAHO	04	Federal	Housing Opportunities for Persons W/ AIDS	Reduced Unnecessary Budget Authority	(\$2,000,000)
Department of Health	31MMHA	03	Federal	Medicaid Ticket to Work	Reduced Unnecessary Budget Authority	(\$1,291,525)
Department of Health	32HAER	04	Federal	Federal Emergency Relief Project	Increase Budget to meet Projected Expenditures	\$2,259,225
Department of Health	42HAER	04	Federal	HIV Emergency Relief Project	Increase Budget to meet Projected Expenditures	\$135,000
Department of Health	86HASP	03	Federal	Shelter Plus Care	Reduced Unnecessary Budget Authority	(\$273,621)
Department of Health	23HAHO	03	Federal	Housing Opportunities for Persons w/AIDS	Increase Budget to meet Projected Expenditures	\$3,698,650
Department of Health	13HAHO	03	Federal	Housing Opportunities for Persons w/AIDS	Reduced Unnecessary Budget Authority	(\$712,524)
Department of Health	41APBH	04	Federal	Bioterrorism and Hospital Preparedness Grant	Increase Budget to meet Projected Expenditures	\$541,387
Department of Health	31PSIS	04	Federal	Oral Health Integrated Systems Development Grant	Increase Budget to meet Projected Expenditures	\$37,137
Department of Health	41PSIS	04	Federal	Oral Health Integrated Systems Development Grant	Reduced Unnecessary Budget Authority	(\$31,557)

	FY04 Number	FY04 FMS	Type	Grant Name	Request	Amount
Department of Health	41PSSS	04	Federal	DC State Systems	Reduced Unnecessary Budget Authority	(\$28,076)
Department of Health	32HEX	04	Federal	Environmental Info. Exchange	Reduced Unnecessary Budget Authority	(\$309,170)
Department of Health	41EHPH	04	Federal	Natl. Environmental Public Health	Increase Budget to meet Projected Expenditures	\$412,051
Department of Health	31EHPH	04	Federal	Natl. Environmental Public Health	Reduced Unnecessary Budget Authority	(\$366,110)
Department of Health	41PHLB	04	Federal	Eipemiology & Lab Capacity	Reduced Unnecessary Budget Authority	(\$169,505)
Department of Health	32PHLB	04	Federal	Eipemiology & Lab Capacity	Reduced Unnecessary Budget Authority	(\$13,456)
Department of Health	42HAPR	04	Federal	HIV Prevention Project	Reduced Unnecessary Budget Authority	(\$200,000)
Department of Health	41MMEC	04	Federal	MAA-ECMP	Reduced Unnecessary Budget Authority	(\$558,000)
Department of Health	32HATT	04	Federal	Ryan White Care Act Title II	Increase Budget to meet Projected Expenditures	\$1,700,868
Department of Parks and Recreation	CYTTC4	04	Federal	Safe Passages Summer Comm. Project	Increase Budget to meet Projected Expenditures	\$20,000
Department of Human Services	42FSTA	04	Federal	Refugee Targeted Assistance Grant	Reduced Unnecessary Budget Authority	(\$65,000)
Department of Human Services	42CSCS	04	Federal	Community Service Block	Reduced Unnecessary Budget Authority	(\$382,354)

Agency	Bill Number	Phase	Type	Item Name	Reason for Request	Amount
Department of Human Services	42RSBS	04	Federal	Basic Support	Reduced Unnecessary Budget Authority	(\$976,892)
Department of Human Services	39AFTF	04	Federal	TANF	Reduced Unnecessary Budget Authority	(\$4,590,000)
Department of Human Services	49AFTF	04	Federal	TANF	Reduced Unnecessary Budget Authority	(\$1,625,000)
Department of Human Services	41JFAS	04	Federal	Food Stamps	Increase Budget to meet Projected Expenditures	\$227,414
Department of Human Services	41JAMA	04	Federal	Medicaid	Reduced Unnecessary Budget Authority	(\$1,411,732)
Department of Human Services	42FSRR	04	Federal	Refugee Cash and Medical Assistance	Reduced Unnecessary Budget Authority	(\$183,817)
Department of Human Services	42MSDD	04	Federal	State Development Disabilities Council Grant	Reduced Unnecessary Budget Authority	(\$54,427)
Department of Human Services	32RSDD	04	Federal	Disability Determination	Reduced Unnecessary Budget Authority	(\$159,617)
Department of Human Services	22RSDD	04	Federal	Disability Determination	Reduced Unnecessary Budget Authority	(\$100,000)
Department of Human Services	33RSET	04	Federal	Workforce Employment	Reduced Unnecessary Budget Authority	(\$92,709)
Department of Human Services	42RSVT	04	Federal	Vocational Rehab In-Svc Training	Reduced Unnecessary Budget Authority	(\$580)
Department of Mental Health	MHBG88	04	Federal	State Mental Health Block	Reduced Unnecessary Budget Authority	(\$35,530)

Agency	Grant Number	Fiscal Year	Type	Grant Name	Reason for Request	Funding Amount
Office on Aging	3B1320	04	Federal	Support Services	Increase Budget to meet Projected Expenditures	\$10,550
Office on Aging	3C1712	04	Federal	Congregate Meals	Increase Budget to meet Projected Expenditures	\$11,518
Office on Aging	3C1713	04	Federal	Congregate Meals	Increase Budget to meet Projected Expenditures	\$5,364
Office on Aging	3E1719	04	Federal	Caregivers Program	Increase Budget to meet Projected Expenditures	\$4,553
Office on Aging	3F1717	04	Federal	Preventive Health	Increase Budget to meet Projected Expenditures	\$649
Office on Aging	USDA00	04	Federal	Nutrition Program	Increase Budget to meet Projected Expenditures	\$42,000
Office of Human Rights	204001	00	Federal	HUD	Increase Budget to meet Projected Expenditures	\$12,700
State Education Office	TER001	04	Federal	Temporary Emergency Food	Increase Budget to meet Projected Expenditures	\$1,981
State Education Office	SFP001	00	Federal	Summer Food Service Program	Increase Budget to meet Projected Expenditures	\$64,286
State Education Office	22MSMS	04	Federal	Teacher Quality Grant	Reduced Unnecessary Budget Authority	(\$11,923)

ENROLLED ORIGINAL

Agency	Number	Phase	Type	Grant Name	Request	Amount
State Education Office	SAE001	03	Federal	State Administrative Expense	Reduced Unnecessary Budget Authority	(\$28,023)
State Education Office	TQG001	03	Federal	Teacher Quality Grant	Increase Budget to meet Projected Expenditures	\$210,066
Office of the Mayor	LSAHL5	04	Federal	Learn and Serve American Homeland Security	Establish Budget Authority	\$350,000
Department of Employment Services	MET003	03	Federal	Metro Tech	Reduced Unnecessary Budget Authority	(\$85,000)
Department of Employment Services	645OSH	04	Federal	OSHA Consultations Grant	Increase Budget to meet Projected Expenditures	\$6,000
Department of Employment Services	175WTC	04	Federal	Work Opportunities Tax Credit	Reduced Unnecessary Budget Authority	(\$7,086)
Department of Employment Services	658SSA	03	Federal	Senior Service America	Increase Budget to meet Projected Expenditures	\$35,266
Department of Employment Services	207OUI	03	Federal	Temporary Extended Unemployment Comp. (TEUC)	Increase Budget to meet Projected Expenditures	\$206,670
Department of Employment Services	WIAADT	04	Federal	WIA Adult Program (PY 04)	Reduced Unnecessary Budget Authority	(\$330,458)
Department of Employment Services	WIADIS	04	Federal	WIA Dislocated Workers' Program (PY 04)	Reduced Unnecessary Budget Authority	(\$1,977,089)
DC Emergency Management	FE1493	04	Federal	FEMA Hurricane	Reduced Unnecessary Budget Authority	(\$375,000)
Fire and Emergency Medical Services	RISK03	03	Federal	Fire Operation & FF Safety	Reduced Unnecessary Budget Authority	(\$220,500)

Agency	Number	Phase	Type	Grant Name	Notes	Amount
Metropolitan Police Dept.	FTT4FF	04	Federal	Firearms Trafficking Task Force (MOU)	Reduced Unnecessary Budget Authority	(\$15,000)
Metropolitan Police Dept.	SAFE4F	04	Federal	Safe Streets Task Force (MOU)	Reduced Unnecessary Budget Authority	(\$139,537)
Metropolitan Police Dept.	DRINTF	04	Federal	Drug Interdiction Initiative (MOU)	Reduced Unnecessary Budget Authority	(\$47,750)
Metropolitan Police Dept.	AETF4F	04	Federal	Arson and Explosives (MOU)	Increase Budget to meet Projected Expenditures	\$8,600
Metropolitan Police Dept.	WTTF04	04	Federal	Joint Terrorism Task Force	Increase Budget to meet Projected Expenditures	\$1,973
Metropolitan Police Dept.	CBP03F	03	Federal	COPS Creating a Culture of Integrity	Carryover from FY03 Budget	(\$125,000)
Metropolitan Police Dept.	CP9600	98	Federal	COPS More 96	Carryover from FY03 Budget	(\$2,027,321)
Metropolitan Police Dept.	NCRH00	03	Federal	National Criminal History	Carryover from FY03 Budget	(\$486,425)
Metropolitan Police Dept.	MORE03	03	Federal	COPS MORE 01	Carryover from FY03 Budget	(\$853,068)
Office of City Administrator	JA9001	03	Federal	Juvenile Accountability	Increase Budget to meet Projected Expenditures	\$6,000
Office of City Administrator	BF9002	02	Federal	BYRNE	Increase Budget to meet Projected Expenditures	\$12,271
Office of City Administrator	VOT601	96	Federal	Violent Offenders Incarceration	Increase Budget to meet Projected Expenditures	(\$1,052,400)
Office of City Administrator	BF9002	03	Federal	BYRNE	Reduced Unnecessary Budget Authority	(\$2,085,951)
Office of City Administrator	CVA003	04	Federal	Victims of Crime	Reduced Unnecessary Budget Authority	(\$1,142,250)

ENROLLED ORIGINAL

Agency	Grant Number	Fiscal Year	Type	Grant Name	Authority	Budget Amount
Office of City Administrator	JA9001	04	Federal	Juvenile Accountability	Reduced Unnecessary Budget Authority	(\$917,000)
Office of City Administrator	JJD401	04	Federal	Title V	Reduced Unnecessary Budget Authority	(\$100,000)
Office of City Administrator	JJD902	03	Federal	Title II	Reduced Unnecessary Budget Authority	(\$639,750)
Office of City Administrator	RST901	02	Federal	Residential Substance Abuse	Reduced Unnecessary Budget Authority	(\$392,117)
Office of City Administrator	RST901	03	Federal	Residential Substance Abuse	Reduced Unnecessary Budget Authority	(\$247,350)
Office of City Administrator	VOW901	04	Federal	STOP Violence Against Women	Reduced Unnecessary Budget Authority	(\$769,250)
University of the District of Columbia	6F1800	04	Federal	Upward Bound Program	Establish Budget Authority	\$20,000
University of the District of Columbia	6F5800	03	Federal	Job Locator Development	Reduced Unnecessary Budget Authority	(\$1,363)
University of the District of Columbia	6F3800	03	Federal	Federal College Work-Study (Graduate Law School)	Increase Budget to meet Projected Expenditures	\$1,363
University of the District of Columbia	6F9800	04	Federal	Health Careers Opportunity	Establish Budget Authority	\$17,505
University of the District of Columbia	6F1700	04	Federal	Talent Search Program	Establish Budget Authority	\$32,500
University of the District of Columbia	6F6000	04	Federal	Special Student Services Program	Establish Budget Authority	\$32,500

ENROLLED ORIGINAL

Agency	Number	Fiscal Year	Type	Grant Title	Request	Amount
University of the District of Columbia	6P7400	04	Private	UDC DC Urban Debate League	Establish Budget Authority	\$4,500
University of the District of Columbia	6F0900	04	Federal	UDC Biomedical Research Program	Establish Budget Authority	\$17,463
University of the District of Columbia	6F1200	04	Federal	UDC and LCC Partners in Cancer Prevention and Control	Establish Budget Authority	\$7,500
DC Public Schools	000000	04	Federal	Unallocated Grants	Reduced Unnecessary Budget Authority	(\$2,494,975)
DC Public Schools	000ADV	03	Federal	Advanced Placement	Reduced Unnecessary Budget Authority	(\$516,000)
DC Public Schools	000CLC	04	Federal	After School Learning Center	Increase Budget to meet Projected Expenditures	\$55,120
DC Public Schools	000HSA	04	Federal	Teams Learning Star School Projects	Reduced Unnecessary Budget Authority	(\$21,250)
DC Public Schools	000DCA	03/04	Federal	Innovative Strategies	Increase Budget to meet Projected Expenditures	\$1,584
DC Public Schools	000WFM	04	Private	Homeless Children and Youth	Increase Budget to meet Projected Expenditures	\$5,000

ENROLLED ORIGINAL

Agency	Number	Class	Type	Grant Name	Request	Amount
DC Public Schools	000WAS	04	Private	DC After School for All	Increase Budget to meet Projected Expenditures	\$69,996
DC Public Schools	000WAD	04	Private	Comm. Foundation for Capital Region	Reduced Unnecessary Budget Authority	(\$100,000)
DC Public Schools	000GAZ	04	Federal	Impact Aid	Increase Budget to meet Projected Expenditures	\$21,656
Child and Family Services	100003	03	Private	Ferbee Hope Community Service Center	Establish Budget Authority	\$450

(b) The Chief Financial Officer shall certify the availability of funds approved in this act before an agency may spend the funds.

Sec. 4. Fiscal impact statement.

This legislation does not affect the District of Columbia's budget or financial plan and, therefore, has no fiscal impact.

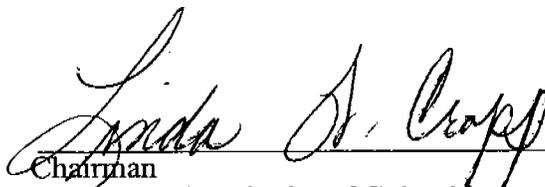
Sec. 5. Effective date.

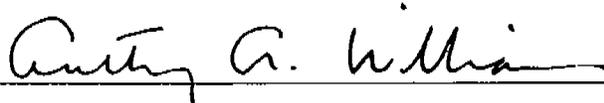
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

OCT 22 2004

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  
October 12, 2004

AN ACT  
D.C. ACT 15-539

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on an emergency basis, due to Congressional review, the Office of Property Management Establishment Act of 1998 to impose a requirement that the Office of Property Management report to the Council before entering into a contract in excess of \$500,000, including a contract with a party where multiple contracts with that party over a 12-month period exceed \$500,000 in the aggregate (in the case of sole source contracts in excess of \$50,000), and to require that all planned relocations of District government facilities be accompanied by a complete funding certification which analyzes all material, operational and other direct costs, such as anticipated lost revenue, likely to be incurred in relocating District government facilities; and to require a report by the Office of Property Management on the tenant representation program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Office of Property Management Reform Congressional Review Emergency Amendment Act of 2004".

Sec. 2. The Office of Property Management Establishment Act of 1998, effective March 26 1999 (D.C. Law 12-175; D.C. Official Code § 10-1001 *et seq.*), is amended by adding new sections 1806a and 1806b to read as follows:

"Sec. 1806a. Report to the Council on certain contracts.

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

"(1) "Contract" includes a contract, lease, or any amendment or addendum to a contract or lease; task order; or purchase order.

"(2) "Party" includes any person or entity, including a corporation, general or limited partnership, limited liability company, trust, association, or cooperative, or any person, entity, owning or owned by (in any percentage) such person or entity.

"(b) At least 30 days before entering into any contract, the Office shall provide a report to the Council if the contract:

"(1) Exceeds \$500,000;

"(2) Is an addendum or an amendment to a contract, which contract, together with all addenda or amendments, in the aggregate, exceeds \$500,000;

“(3) Together with all contracts between the Office and a single party, in the aggregate during a 12-month period, exceeds \$500,000;

“(4) Is a sole source contract which exceeds \$50,000;

“(5) Is an addendum or an amendment to a sole source contract, which contract, together with all addenda or amendments, in the aggregate, exceeds \$50,000; or

“(6) Together with all sole source contracts between the Office and a party which in the aggregate during a 12-month period, exceeds \$50,000 .

“(c) The report shall include:

“(1) A summary of the material terms of the contract;

“(2) A copy of the contract; and

“(3) If subsection (b)(2), (3), (5), or (6) of this section apply, a summary of the material terms of each contract and a copy of each contract.

“Sec. 1806b. Report to the Council on relocation.

At least 90 days prior to any relocation of District government facilities, the Office shall provide to the Council, a complete funding certification which analyzes all material, operational, and other direct costs, including anticipated lost revenues, likely to be incurred in relocating District government facilities.”.

Sec. 3. Applicability.

This act shall apply as of September 21, 2004.

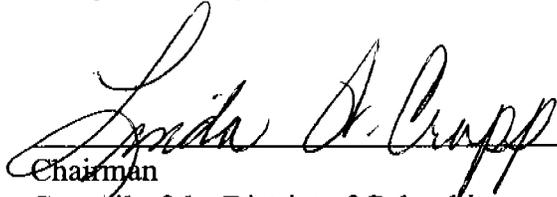
Sec. 4. Fiscal impact statement.

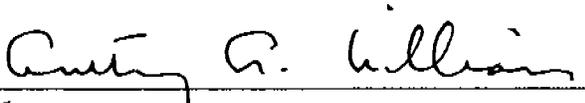
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. Effective date.

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  
October 12, 2004

AN ACT

D.C. ACT 15-540

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

To authorize, on an emergency basis, the appropriation of \$7.6 million from the funds distributed to the District of Columbia pursuant to section 903(d) of the Social Security Act to improve the administration of the Unemployment Compensation Program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Unemployment Compensation Funds Appropriation Authorization Emergency Act of 2004".

Sec. 2. From the funds distributed to the District of Columbia account in the Unemployment Compensation Trust Fund, pursuant to section 903(d) of the Social Security Act, approved August 5, 1954 (68 Stat. 670; 42 U.S.C. § 1103(d)), there is authorized to be appropriated \$7.6 million to be used for the following administrative purposes:

(1) Parallel training of the staff of the Department of Employment Services to replace the expert contractor staff currently maintaining the unemployment compensation tax and benefit systems;

(2) Funding for the maintenance of the information technology systems supporting the Unemployment Compensation Program and the Virtual One-Stop Career Center System and the development of a system for the direct deposit of unemployment compensation benefit payments;

(3) Promotions for certain career ladder staff in the Offices of Unemployment Compensation and Employment Services of the Department of Employment Services; and

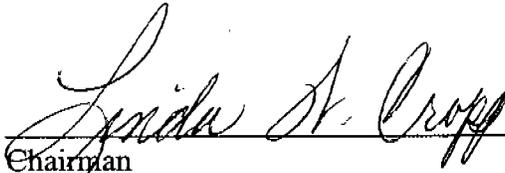
(4) Funding to implement a system to improve the integrity of the unemployment compensation program and to reduce the level of overpayments, particularly those attributable to fraud or abuse of the program.

Sec. 3. Fiscal impact statement.

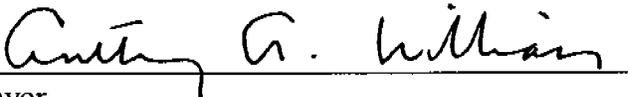
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

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  
October 12, 2004

COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR  
FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency (x) Temporary ( ) Permanent ( ) Amendment ( )	Date Reported: 9/20/04
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Subject/Short Title: The "Unemployment Compensation Funds Appropriation Authorization Emergency Act of 2004"

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	(x)
a) It will affect local expenditures.	( )	(x)
b) It will affect federal expenditures.	( )	(x)
c) It will affect private/other expenditures.	( )	(x)
d) It will affect intra-District expenditures.	( )	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	(x)
a) It will impact local revenue.	( )	(x)
b) It will impact federal revenue.	( )	(x)
c) It will impact private/other revenue.	( )	(x)
d) It will impact intra-District revenue.	( )	(x)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	( )	(x)
<p><b>Explanation: The Department of Employment services [DOES] is already receiving these funds, however if this legislation is not passed, the temporary act will expire and DOES will not be able to continue using these funds.</b></p>		

Part II Other Impact of the Bill

If you check "Yes" for each question, please explain on separate sheet, if necessary.	YES	NO
1. It will affect an agency and/or agencies in the District. <b>The Department of Employment Services</b>	(x)	( )
2. Are there performance measures/output for this bill?	( )	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted? <b>If this legislation is not passed, the Temporary Act will expire and the Department of Employment Services will not be able to spend these funds for updating their Unemployment Compensation Program</b>	(x)	( )
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	(x)	( )

Sources of information:

Councilmember David Catania

Staff Person & Tel: Linda Bumbalo (202) 724-7772

Council Budget Director's Signature:

*[Handwritten Signature]*

9/20/04

AN ACT  
D.C. ACT 15-542

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

To amend, on an emergency basis, the Housing and Community Development Reform Advisory Commission Act of 2002 to extend the time for the issuance of a final report by the Commission.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Housing and Community Development Reform Advisory Commission Extension Emergency Amendment Act of 2004".

Sec. 2. Section 1143(f) of the Housing and Community Development Reform Advisory Commission Act of 2002, effective October 1, 2002 (D.C. Law 14-190; D.C. Official Code § 6-1033(f)), is amended by striking the phrase "150 days" and inserting the phrase "1 year" in its place.

Note,  
§ 6-1033

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)).

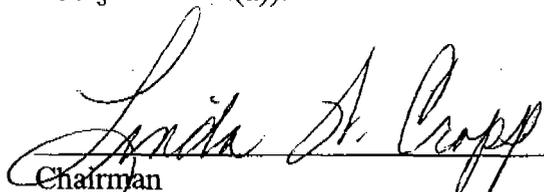
Sec. 4. Effective date.

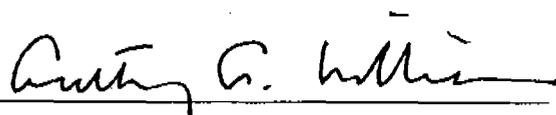
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

OCT 22 2004

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  
October 12, 2004

COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR  
FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency ( ) Temporary ( X ) Permanent ( )	Date Reported: 9/21/04
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Subject/Short Title: "Housing and Community Development Reform Advisory Commission Extension Temporary Amendment Act of 2004"

**Part I. Summary of the Fiscal Estimates of the Bill**

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).		
a) It will affect local expenditures.		X
b) It will affect federal expenditures.		X
c) It will affect private/other expenditures.		X
d) It will affect intra-District expenditures.		X
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).		X
a) It will impact local revenue.		X
b) It will impact federal revenue.		X
c) It will impact private/other revenue.		X
d) It will impact intra-District revenue.		X
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	X	
<p>Explanation: The Housing and Community Development Reform Advisory Commission Act of 2002 (DC Law 14-109) authorizes the expenditure of \$200,000 by the Commission from the Industrial Revenue Bond special account, upon certification of the availability of funds by the Chief Financial Officer. No funds from this account have not been allocated to the Commission to date. The Commission has expended a minimal amount of funds to date, which have been absorbed within the budget of the Department of Housing and Community Development. The Commission expects to contract for the services of a researcher/writer to complete the report required by DC Law 14-109. This legislation extends the time for the issuance of this report by the Commission to the Council and the Mayor.</p>		

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District.	( )	(X )
2. Are there performance measures/output for this bill?	( )	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	(.)	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	(x)

See explanation in Part I.

Sources of information:	Councilmember: Chairman Linda W. Cropp
	Staff Person & Tel: Robert Miller 202-724-8127
	Council Budget Director's Signature: <i>ANT R. J.</i>

9/21/04

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-543

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

To amend, on an emergency basis, due to Congressional review, the Eastern Market Real Property Asset Management and Outdoor Vending Act of 1998 to eliminate term limitations for Eastern Market Community Advisory Committee members that are subject to them and to change the composition of the Eastern Market Community Advisory Committee by eliminating the Eastern Market Tenants Council member, by giving a full vote both to the food market inside vendor and the representative from the farmers' line, by keeping the member from the Advisory Neighborhood Commission in which Eastern Market is sited and eliminating the other Advisory Neighborhood Commission member, by giving the Mayor's representative a vote, by requiring the Ward 6 Councilmember's representative to be a resident in the ward and giving the Ward 6 Councilmember's representative a vote, and to require the Eastern Market Community Advisory Committee to conform its bylaws to these amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Eastern Market Congressional Review Emergency Amendment Act of 2004".

Sec. 2. Section 12 of the Eastern Market Real Property Asset Management and Outdoor Vending Act of 1998, effective April 16, 1999 (D.C. Law 12-228; D.C. Official Code § 37-111), is amended as follows:

Note,  
§ 37-111

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

(1) Paragraph (1) is repealed.

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

"(5) One member who shall be a resident of Ward 6 and who is appointed by the Ward 6 member of the Council, to serve as a voting member;"

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

"(6) One member appointed by the Mayor, to serve as a voting member;"

(4) Paragraph (7) is repealed.

## ENROLLED ORIGINAL

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

“(8) Two food market vendors, one from the merchants in the South Hall and the other from the farmer’s line, and one non-food market vendor to be selected by those market vendors, respectively, each of whom serves as a voting member.”.

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

“(c) Members of the EMCAC shall serve for 2-year terms, except that the representative from ANC 6B shall not serve for any period longer than his or her service as a Commissioner. ANC 6B shall identify the EMCAC representative within 45 days after April 16, 1999. To create staggered terms, the initial non-ANC members shall determine by lot that half shall serve for one year.”.

(c) Subsection (d) is amended by striking the phrase “With the exception of the non-voting representative of the Tenants Council and the voting representatives of the food market vendors and non-food market vendors,” and inserting the phrase “With the exception of the voting representatives of the food market vendors and non-food market vendors,” in its place.

(d) Subsection (f) is amended by adding a sentence at the end to read as follows:

“Within 90 days after the effective date of the Eastern Market Amendment Act of 2004, signed by the Mayor on July 19, 2004 (D.C. Act 15-469; 51 DCR 7590)(“the Act”), the EMCAC shall revise its bylaws to be consistent with the Act.”.

(e) Subsection (i)(1) is amended by striking the phrase “and one member to represent the Tenants Council as a non-voting member on the EMCAC”.

### Sec. 3. Applicability.

This act shall apply as of July 21, 2004.

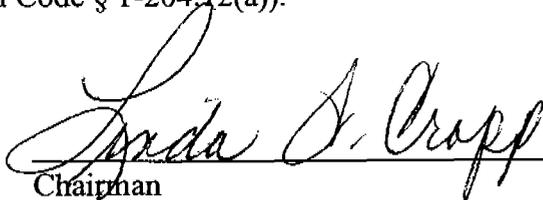
### Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report for the Eastern Market Amendment Act of 2004, signed by the Mayor on July 19, 2004 (D.C. Act 15-469; 51 DCR 7590), 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)).

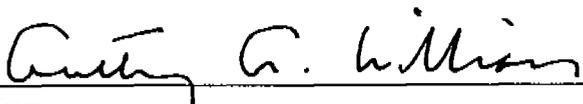
### Sec. 5. Effective date.

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  
October 12, 2004

## AN ACT

D.C. ACT 15-545

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCTOBER 12, 2004*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.West Group  
Publisher

To require, on an emergency basis, due to Congressional review, that venues that attract large numbers of people inform the Metropolitan Police Department of their schedule and obtain adequate police presence at the event for the safety of the public.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Public Congestion and Venue Protection Congressional Review Emergency Act of 2004".

## Sec. 2. Definitions.

(a) "Congestion" means the significant increase in vehicular or foot traffic within the police service area where the venue is operated over a period of time not to exceed 8 hours that is associated with patrons congregating to attend and leave the venue.

(b) "Reimbursable detail" means an assignment of on duty officers of the Metropolitan Police Department to patrol the surrounding area of each entrance of a public venue for the purpose of maintaining public safety, including the remediation of traffic congestion and the safety of public patrons, during their approach and departure from the venue.

(c) "Venue" means a place where the congregation of the public leads to:

(A) Street closures;

(B) Traffic congestion; or

(C) Unusual and significant increases in foot or vehicular traffic within or surrounding the entrance of a commercial building, place of public assembly, establishment required to have a license under D.C. Official Code § 25-102, school, public hall or any establishment or private function, or parking lots regularly used to attend functions at these places.

(d) "Venue operator" means an individual, corporation or proprietorship with a license to hold an event for profit or not-for-profit at an establishment that leads to congestion surrounding the venue.

## Sec. 3. Responsibility of venue operators.

All regular venue operators shall meet with the Metropolitan Police Department ("MPD") to develop an agreement with the MPD when holding a function that leads to an unusual and significant increase in foot or vehicular traffic to and from the police service area where the venue is located. This agreement shall:

(1) Provide procedures for the venue operator to inform the MPD when congestion of city streets within the police service area where the venue is located is expected to

occur;

(2) Provide procedures for establishing reimbursable details at each venue as requested by the venue operator;

(3) Provide procedures for compensation of the MPD when reimbursable details are requested by the venue operator; and

(4) Provide the MPD with the obligation to staff reimbursable details as requested by the venue operator.

Sec. 4. Responsibility of the Metropolitan Police Department.

Subject to adequate staffing of the police service areas, the MPD shall staff reimbursable details as requested by venue operators. Where a venue results in unusual and significant increases in vehicular or foot traffic and congestion of city streets, the MPD may establish a detail and charge the venue operator or group of venue operators for the presence of those MPD officers required to maintain the flow of traffic and public safety within the police service area where the venue is located.

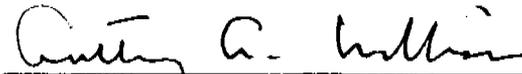
Sec. 5. Fiscal impact statement.

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 2, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

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. 788; D.C. Official Code § 1-204.12(a)).

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
October 12, 2004

COJNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR FISCAL IMPACT STATEMENT

Type: Emergency ( x )    Temporary ( x )    Permanent ( )    *	Date Reported: May 2004
--	-------------------------

Subject/Short Title: "Public Congestion and Venue Protection Emergency Act of 2004" "Public Congestion and Venue Protection Temporary Act of 2004"
---

**Part I. Summary of the Fiscal Estimates of the Bill**

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	( x )
a) It will affect local expenditures.	( )	( x )
b) It will affect federal expenditures.	( )	( x )
c) It will affect private/other expenditures.	( )	( x )
d) It will affect intra-District expenditures.	( )	( x )
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	( x )
a) It will impact local revenue.	( )	( x )
b) It will impact federal revenue.	( )	( x )
c) It will impact private/other revenue.	( )	( x )
d) It will impact intra-District revenue.	( )	( x )
Explanation:		
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	( )	( x )

**Part II. Other Impact of the Bill**

	YES	NO
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
1. It will affect an agency and/or agencies in the District. The proposed legislation would affect the District of Columbia Metropolitan Police Department. The bill requires that venues that attract large numbers of people inform the Metropolitan Police Department of their schedule and obtain adequate police presence at the event for the safety of the public. MPD would be required to staff reimbursable details as requested by venue operators. Where venues result in increases in vehicular or foot traffic and congestion of city streets, the MPD may establish a detail and charge the Venue Operator or group of Venue Operators for the presence of those MPD officers required to maintain the flow of traffic and public safety within the Police Service Areas(s) where the Venue(s) are located.	( x )	( )
2. Are there performance measures/output for this bill?	( )	( x )
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted? The proposed bill is designed in the interest of public safety and security. It is intended to control vehicular and human congestion at venues that attract large numbers of people. Requiring venues that attract large numbers of people to inform the Metropolitan Police Department of their event would be in the interest of public safety and security.	( x )	( )
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year? The proposed bill would not result in additional expenditures by the District of Columbia government. The assignment of officers to public venues that attract large numbers of people would be reimbursable by the public venue. The venue would be responsible for the cost of assigning officers to their locations.	( x )	( )

## AN ACT

## D.C. ACT 15-546

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 12, 2004Codification  
District of  
Columbia  
Official Code

2001 Edition

2005 Winter  
Supp.West Group  
Publisher

To amend, on an emergency basis, due to Congressional review, the District of Columbia Traffic Act, 1925, to establish the crime of fleeing from a law enforcement officer in a motor vehicle, and to establish penalties for the commission of the crime.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fleeing Law Enforcement Prohibition Congressional Review Emergency Amendment Act of 2004".

Sec. 2. The District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1119; D.C. Official Code § 50-2201.01 *et seq.*), is amended by adding a new section 10b to read as follows:

"Sec. 10b. Fleeing from a law enforcement officer in a motor vehicle.

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

"(1) "Law enforcement officer" means a sworn member of the Metropolitan Police Department or a sworn member of any other police force operating in the District of Columbia.

"(2) "Signal" means a communication made by hand, voice, or the use of emergency lights, sirens, or other visual or aural devices.

"(b)(1) An operator of a motor vehicle who knowingly fails or refuses to bring the motor vehicle to an immediate stop, or who flees or attempts to elude a law enforcement officer, following a law enforcement officer's signal to bring the motor vehicle to a stop, shall be fined not more than \$1,000, or imprisoned for not more than 180 days, or both.

"(2) An operator of a motor vehicle who violates paragraph (1) of this subsection and while doing so drives the motor vehicle in a manner that would constitute reckless driving under section 9(b), or causes property damage or bodily injury, shall be fined not more than \$5,000, or imprisoned for not more than 5 years, or both.

"(c) It is an affirmative defense under this section if the defendant can show, by a preponderance of the evidence, that the failure to stop immediately was based upon a reasonable belief that the defendant's personal safety is at risk. In determining whether the defendant has met this burden, the court may consider the following factors:

"(1) The time and location of the event;

"(2) Whether the law enforcement officer was in a vehicle clearly identifiable by its markings, or if unmarked, was occupied by a law enforcement officer in uniform or displaying a badge or other sign of authority;

"(3) The defendant's conduct while being followed by the law enforcement officer;

“(4) Whether the defendant stopped at the first available reasonably lighted or populated area; and

“(5) Any other factor the court considers relevant.

“(d)(1) The Mayor or his designee, pursuant to section 13, may suspend the operating permit of a person convicted under subsection (b)(1) of this section for a period of not more than 180 days and may suspend the operating permit of a person convicted under subsection (b)(2) of this section for a period of not more than 1 year.

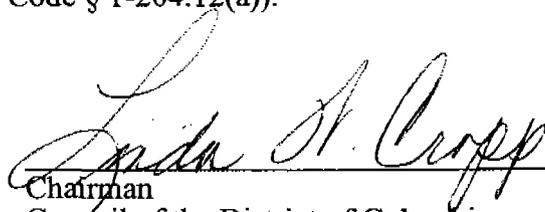
“(2) A suspension of an operator’s permit under paragraph (1) of this subsection for a person who has been sentenced to a term of imprisonment for a violation of subsection (b)(1) or (2) of this section shall begin following the person’s release from incarceration.”.

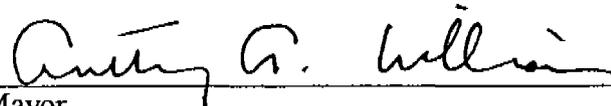
Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report for the Fleeing Law Enforcement Prohibition Amendment Act of 2004, signed by the Mayor on October 4, 2004 (D.C. Act 15-528), 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.

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  
October 12, 2004

AN ACT  
D.C. ACT 15-547

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
OCTOBER 12, 2004

To amend, on an emergency basis, due to Congressional review, Chapter 23 of Title 16 of the District of Columbia Official Code to require that the court find by clear and convincing evidence that a juvenile who has pled or been found guilty of an offense is not in need of care or rehabilitation before the court can dismiss the matter at disposition, to confirm that a case may not be dismissed only on the grounds that a child is receiving care and rehabilitation in another case, and to require the involvement and participation of a parent, guardian, or other person with whom a child resides, in the rehabilitation process.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Juvenile Justice Congressional Review Emergency Act of 2004".

Sec. 2. Chapter 23 of Title 16 of the District of Columbia Official Code is amended as follows:

(a) Section 16-2309 is amended as follows:

Note,  
§ 16-2309

(1) Paragraph (7) is amended by striking the word "or" at the end.

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

(3) A new paragraph (9) is added to read as follows:

"(9) by a law enforcement officer when the officer has reasonable grounds to believe that the child has violated a court order."

Note,  
§ 16-2317

(b) Section 16-2317(c)(2) is amended by striking the phrase "In the absence of evidence to the contrary, a finding of the commission of an act which would constitute a criminal offense if committed by an adult is sufficient to sustain a finding of need for care or rehabilitation in delinquency and need of supervision cases." and inserting the phrase "There shall be a rebuttable presumption that a finding of the commission of an act which would constitute a criminal offense if committed by an adult is sufficient to sustain a finding of need for care or rehabilitation in delinquency and need of supervision cases." in its place.

(c) Section 16-2317(d) is amended to read as follows:

Note,  
§ 16-2317

"(d)(1) If the Division finds that the child is not in need of care and rehabilitation, it shall terminate the proceedings and discharge the child from detention, shelter care, or other restriction previously ordered.

"(2) Determinations of whether a child is in need of care or rehabilitation may only be made at the dispositional hearing.

"(3) To overcome the presumption of a need for care or rehabilitation in subsection (c)(2) of this section, the Division must find by clear and convincing evidence at the

dispositional hearing that the child is not in need of care or rehabilitation before it may terminate proceedings.

“(4) The fact that a child is receiving care or rehabilitation in another case shall not be the only grounds for dismissal.”

(d) Section 16-2325.01 is amended as follows:

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

(A) Strike the word “may” and insert the word “shall” in its place.

(B) Strike the period at the end and insert the phrase “, unless the court determines that such an order is not in the best interest of the child.” in its place.

(2) Subsection (b) is amended by striking the word “may” and inserting the word “shall” in its place.

(3) Subsection (c) is amended by striking the phrase “an order of participation” and inserting the phrase “an order issued under this section” in its place.

Note,  
§ 16-2325.01

Sec. 3. Applicability.

This act shall apply as of October 17, 2004.

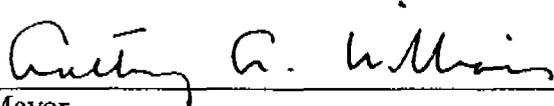
Sec. 4. Fiscal impact statement.

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.

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  
October 12, 2004

**COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR  
FISCAL IMPACT STATEMENT**

Bill Number:	Type: Emergency ( <input checked="" type="checkbox"/> ) Temporary ( <input type="checkbox"/> ) Permanent ( <input type="checkbox"/> )	Date Reported: July 12, 2004
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Subject/Short Title: "Juvenile Justice Emergency Amendment Act of 2004"
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Part I. Summary of the Fiscal Estimates of the Bill	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	(X)
a) It will affect local expenditures.	( )	(X)
b) It will affect federal expenditures.	( )	(X)
c) It will affect private/other expenditures.	( )	(X)
d) It will affect intra-District expenditures.	( )	(X)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	(X)
a) It will impact local revenue.	( )	(X)
b) It will impact federal revenue.	( )	(X)
c) It will impact private/other revenue.	( )	(X)
d) It will impact intra-District revenue.	( )	(X)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	(X)	( )
<p><b>Explanation:</b> These changes will have minimal fiscal impact on the current operations of the Family Court which is federally funded agency</p>		

Part II. Other Impact of the Bill	YES	NO
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
1. It will affect an agency and/or agencies in the District.	( )	(X)
2. Are there performance measures/output for this bill?	( )	(X)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	( )	(X)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	(X)

Sources of information:	Councilmember: Kathy Patterson
	Staff Person & Tel: Tami Lewis
	Council Budget Director's Signature: <i>[Signature]</i>

*7/12/04*