ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-126

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

Codification District of Columbia Official Code
2001 Edition
2003 Fall Supp.
West Group Publisher

To amend, on an emergency basis, the Health Care Privatization Amendment Act of 2001 to add authority for the Mayor to issue rules and to require that proposed rules be submitted to the Council for a 30-day period of review.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Health Care Privatization Rulemaking Emergency Amendment Act of 2003".

Sec. 2. The Health Care Privatization Amendment Act of 2001, effective July 12, 2001 (D.C. Law 14-18; D.C. Official Code § 7-1401 *et seq.*), is amended by adding a new section 7a to read as follows:

"Sec. 7a. Rules.

"The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act. The proposed rules shall be submitted to the Council for a 30-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within the 30-day period, the proposed rules shall be deemed disapproved.".

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206(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

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
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-127

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, the Veterinary Practice Act of 1982 to reduce the size of the Board of Veterinary Examiners from 7 members to 3 members.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Board of Veterinary Examiners Emergency Amendment Act of 2003".

Sec. 2. The Veterinary Practice Act of 1982, effective March 9, 1983 (D.C. Law 4-171; D.C. Official Code § 3-501 *et seq.*), is amended as follows: Note, § 3-505

(a) Section 6(b) (D.C. Official Code § 3-505(c)) is amended to read as follows:

"(b) The Board shall consist of 3 members appointed by the Mayor with the advice and consent of the Council. Two members of the Board shall be licensed veterinarians and one member shall be a consumer. No full-time or part-time officer or member of any school of veterinary medicine shall be eligible for appointment to the Board.".

(b) Section 6(f) (D.C. Official Code § 3-505(g)) is amended to read as follows:

"(f) Of the members first appointed to the Board of Veterinary Examiners after the effective date of the Board of Veterinary Examiners Emergency Amendment Act of 2003, passed on emergency basis on July 8, 2003 (Enrolled version of Bill 15-362), one licensed member and one consumer shall be appointed to serve a term of 3 years, and one licensed member shall be appointed to serve a term of 2 years.".

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

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
July 29, 2003

DISTRICT OF COLUMBIA REGISTER AUG 2 2 2003 ENROLLED ORIGINAL

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

Bill Number:	Type: Emergency (X) Temporary ( ) Permanent ( ) Amendment ( )	Date Reported: 7/7/03

Subject/Short Title: The "Board of Veterinary Examiners Emergency Amendment Act of 2003"

	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)	( )
Explanation: The Board of Veterinary Examiners Emergency Amendment Act of 2003 has no fiscal impact, because it is a bill that reduces the number of members of the Veterinary Board for seven to three.		

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. **(The Department of Health, Board of Veterinary Examiners)**	(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 this amendment is not enacted, the Board of Veterinary Examiners will be unable to meet because there are not enough licensed veterinarians living in the District of Columbia to have a quorum.**	(x)	( )
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	( )	(x)

Sources of information:	
	Councilmember Sandy Allen
	Staff Person & Tel: Eric J. Goulet (202) 724-8060
	Council Budget Director's Signature: [signature] 7/7/03

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-128

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To transfer, on an emergency basis, due to Congressional review, the operation of the Disability Compensation Program from the Office of Personnel to the Office of the City Administrator; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to make a conforming amendment; to require the Office of the City Administrator to report annually to the Council on its risk management activities; and to limit the number of full-time equivalent employees engaged in the performance of the risk management function in fiscal year 2004.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Disability Compensation Program Transfer and Risk Management Congressional Review Emergency Amendment Act of 2003".

Sec. 2. (a) All of the powers, duties, and functions transferred to the Office of Personnel under section 1202 of the District of Columbia Government Employees Disability Compensation Reorganization and Amendment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; 48 DCR 6891), are hereby transferred to the Office of the City Administrator.

(b) All property, records, and unexpended balances of appropriations, allocations, and other funds available or to be made available to the Office of Personnel under section 1202 of the District of Columbia Government Employees Disability Compensation Reorganization and Amendment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; 48 DCR 6891), are hereby transferred to the Office of the City Administrator.

Sec. 3. Section 2302a of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 1-623.02a), is amended by striking the phrase "to the Director of Personnel" and inserting the phrase "to the City Administrator" in its place.

Note. § 1-623.02a

Sec. 4. Report by the Office of the City Administrator to the Council on risk management activities.

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

(1) "Actual losses sustained" means actual claims, judgements, or settlements paid by the District of Columbia government.

(2) "Administrative costs of risk management" means the actual cost of operating a risk management program.

(3) "Cost of funding losses" means the total cost incurred by the District of Columbia government on an annual basis for funding losses.

(4) "Cost of risk" means the costs of actual losses sustained, administrative costs of the risk management program, costs of funding losses, cost of risk control efforts and other outside service costs.

(5) "Outside service costs" means all funds expended by the District of Columbia government to external entities involved in risk management activities.

(6) "Risk management" means the process of making and implementing decisions to systematically preserve the physical, human, and financial resources of organizations, with the goals of minimizing the adverse effects of accidental losses on organizations and clarifying an organization's understanding of its exposure to risks, including loss of, or damage to, property; liability loss; interrupted revenue; and loss of personnel resources.

(b) On or before February 1 of each year, the Office of the City Administrator, or any successor agency which shall perform its risk management functions, shall provide a report to the Council delineating the savings realized by the District of Columbia as a result of implementing risk management plans and strategies. The report shall:

(1) Be prepared on an agency-by-agency basis;

(2) State the itemized cost of risk in the prior fiscal year;

(3) State the changes in the total cost of risk realized in the prior fiscal year resulting from implementing risk management plans compared to the cost of risk in both the next preceding fiscal year and the baseline fiscal year 2004 (comparative cost of risk information for fiscal years 2002 and 2003 shall be used to the extent that is available); and

(4) Include all data, on an agency-by-agency basis, reported to the City Administrator by agencies on the Risk Management Council addressing risk within agencies and plans implemented to control those risks.

Sec. 5. Limitation on number of full-time equivalent employees in fiscal year 2004.

(a) In the performance of its risk management functions, the Office of the City Administrator, or any successor agency, which shall perform such functions shall not employ more than 23 full-time equivalent employees during fiscal year 2004; provided, that if funds become available, new positions created shall be filled first in the Disability Compensation Claims Bureau Unit (3 positions) and Risk Identification and Analysis Division (one position) as funds become available. For the purpose of this section, the term "risk management" shall have the same meaning as in section 4(a)(2).

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(b) This section shall apply as of October 1, 2003.

Sec. 6. 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. 7. 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, beginning on September 24, 2002, 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)).

Linda W. Cropp

Chairman
Council of the District of Columbia

Anthony A. Williams

Mayor
District of Columbia
APPROVED
July 29, 2003

DISTRICT OF COLUMBIA REGISTER

ENROLLED ORIGINAL
AUG 2 2 2003

Government of the District of Columbia
Office of the Chief Financial Officer

Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi
Chief Financial Officer

DATE: JUN -4 2002

SUBJECT: Fiscal Impact Statement: "Disability Compensation Program Transfer Amendment Act of 2002"

REFERENCE: Draft Legislation as Introduced– No Number Available

Conclusion

Funds are sufficient in the FY 2002 budget and the FY 2003 through FY 2006 budget and financial plan as currently agreed to by the Mayor and the Council of the District of Columbia. The City Administrator's Office will be required to absorb all costs associated with implementing the proposed legislation.

Background

The proposed legislation would approve the transfer of the Disability Compensation Program from the District Office of Personnel to the Office of the City Administrator, Risk Management Program. Transfer of the Disability Compensation Program would include the transfer of program authority, budget and full-time equivalent positions.

Financial Plan Impact

Funds are sufficient in the FY 2002 budget and the proposed FY 2003 through FY 2006 budget and financial plan to implement the provisions of the proposed legislation. The Office of the City Administrator will be required to absorb any additional costs that are incurred when implementing the provisions of the proposed legislation.

1350 Pennsylvania Avenue, NW, Suite 203, Washington, DC

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-129

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To establish, on an emergency basis, due to Congressional review, a Special Education Task Force to assist the District of Columbia Public Schools in implementing its Seven Point Plan for Special Education.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Special Education Task Force Establishment Congressional Review Emergency Act of 2003".

Sec. 2. Establishment.

There is established a Special Education Task Force ("Task Force") with the purpose of serving as a collaborative body of District agencies that will monitor, support, and implement special education reform within the District of Columbia Public Schools.

Sec. 3. Functions.

Specific functions of the Task Force shall include the following:

(1) Within 60 days of the approval of the Board of Education, adopt by a majority vote the Special Education Reform Plan developed pursuant to section 4;

(2) Convene monthly, or more frequently as deemed necessary and appropriate, to report on the progress of, identify obstacles to, and recommend amendments to the Reform Plan;

(3) Identify ways that better coordinate and improve special education service delivery;

(4) Monitor the Special Education Reform Plan, developed by the Superintendent for the District of Columbia Schools and approved by the Board of Education for the District of Columbia, to ensure that the Reform Plan is executed in an appropriate and timely manner; and

(5) Determine specific savings targets for Fiscal Year 2004 and beyond, including those associated with the Tobacco Settlement funds provided to the District of Columbia Public Schools in Fiscal Year 2003.

Sec. 4. Special Education Reform Plan.

The Superintendent of Schools shall develop a Special Education Reform Plan ("Reform Plan") which shall include the following:

(1) Measurable goals;

(2) Timeline for deliverables;

(3) Roles and responsibilities of all District agencies that provide special education related services;

(4) Proposed legislative amendments;

(5) Targeted savings activities for fiscal years 2003-2005; and

(6) Review and input from Task Force members.

Sec. 5. Composition of the Task Force.

(a) The Task Force shall be comprised of the following 9 members, or designees thereof:

(1) The Mayor of the District of Columbia;

(2) The Chair of the Committee on Education, Libraries and Recreation for the Council of the District of Columbia;

(3) The Chair of Committee of Finance and Revenue for the Council of the District of Columbia;

(4) The President of the Board of Education;

(5) The District of Columbia Public Schools Superintendent;

(6) The State Education Officer of the District of Columbia;

(7) The Deputy Mayor for Children, Youth, Families and Elders;

(8) The Chief Financial Officer for the District of Columbia; and

(9) The Chief Financial Officer for the District of Columbia Public Schools.

(b) The following shall serve as advisory, nonvoting members of the Task Force:

(1) All the members of the Council's Committee on Education, Libraries and Recreation;

(2) The department head or designee of the Office of Special Education;

(3) The department head or designee of the Committee on Special Education and Student Services for the Board of Education;

(4) The department head or designee of the Office of Corporation Counsel;

(5) The department head or designee of the Department of Mental Health;

(6) The department head or designee of the Child and Family Service Agency;

(7) The department head or designee of the Medical Assistance Administration;

(8) The department head or designee of the Office of Medicaid Public Provider Operation Reform;

(9) The representative of the State Advisory Panel on Special Education in the District of Columbia; and

(10) Two parents of District of Columbia Special Education students.

ENROLLED ORIGINAL

(c) The Task Force shall be co-chaired by the Mayor and the Chair of the Committee on Education, Libraries and Recreation for the Council of the District of Columbia.

(d) The Director of the State Education Office shall provide staffing for the Task Force.

Sec. 6. Memorandum of Understanding.

The voting members of the Task Force shall adopt and sign a Memorandum of Understanding regarding the implementation of the Reform Plan.

Sec. 7. Fiscal impact statement.

This act will have no fiscal impact.

Sec. 8. 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)).

Linda W. Cropp

Chairman
Council of the District of Columbia

Anthony A. Williams

Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-130

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, due to Congressional review, the District of Columbia Campaign Finance Reform and Conflict of Interest Act to allow members of the Board of Education to receive honoraria without restriction.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Honoraria Congressional Review Emergency Amendment Act of 2003".

Sec. 2. Section 801(a) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, effective October 18, 1989 (D.C. Law 8-41; D.C. Official Code § 1-1108.01(a)), is amended by striking the phrases "or of the Board of Education" and "or a member of the Board of Education".

Note, § 1-1108.01

Sec. 3. Fiscal impact statement.

This act will have no fiscal impact. It amends a limitation as to honoraria received by members of the Board of Education. It does not amend the requirement to report to the Office of Campaign Finance pursuant to section 602(a) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, approved August 14, 1974 (88 Stat. 467; D.C. Official Code § 1-1106.02(a)), and therefore has no effect on the Office's workload.

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 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of

ENROLLED ORIGINAL

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
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-131

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, due to Congressional review, the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to allow District of Columbia government employees who serve in the reserve units of the United States Armed Forces and who have been called or will be called to active duty as a result of Operation Enduring Freedom, or in preparation for or as a result of Operation Iraqi Freedom, to receive a pay differential.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Congressional Review Emergency Amendment Act of 2003".

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

(a) Section 1103(a) (D.C. Official Code § 1-611.03(a)) is amended by adding a new paragraph (7) to read as follows: Note, § 1-611.03

"(7)(A) Any full-time permanent, term, or TAPER District government employee who serves in a reserve component of the United States Armed Forces and who has been or will be called to active duty as a result of Operation Enduring Freedom, or in preparation for or as a result of Operation Iraqi Freedom, shall receive, upon application and approval, an amount that equals the difference in compensation between the employee's District government basic pay and the employee's basic military pay. This amount shall not be considered as basic pay for any purpose. This amount shall be paid for any period following the formal inception of Operation Enduring Freedom in 2001, any period following the beginning of the preparation for Operation Iraqi Freedom in 2002 and 2003, or for any period following the formal inception of Operation Iraqi Freedom in 2003, during which the employee is carried in a non-pay status, from the time the employee is called to active duty until the employee is released from active duty occasioned by any of these military conflicts.

"(B) The Mayor shall issue rules within 30 days of the effective date of the Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Congressional Review Emergency Amendment Act of 2003 to implement the provisions of this act.".

(b) Section 1111(d) (D.C. Official Code § 1-611.11(d)) is amended by striking the phrase "and (6)" and inserting the phrase "and (7)" in its place. Note, § 1-611.11

ENROLLED ORIGINAL

Sec. 3. Applicability
This act shall apply as of July 15, 2003.

Sec. 4. 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. 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)).

Linda W. Cropp
Chairman
Council of the District of Columbia

Anthony A. Williams
Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-132

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, due to Congressional review, An Act To create a Department of Corrections in the District of Columbia to require the Department of Corrections to provide to the Council on a quarterly basis all internal reports relating to environmental conditions in the Central Detention Facility; and to amend the Department of Health Functions Clarification Act of 2001 to require the Department of Health to conduct environmental inspections of the Central Detention Facility at least 3 times a year and to issue the inspection report to the Council within 30 days of each inspection.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Central Detention Facility Monitoring Congressional Review Emergency Amendment Act of 2003".

Sec. 2. Section 2 of An Act To create a Department of Corrections in the District of Columbia, approved June 27, 1946 (60 Stat. 320; D.C. Official Code § 24-211.02), is amended as follows: Note, § 24-211.02

(a) Designate the existing language as subsection (a).

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

"(b) The Department of Corrections shall provide to the Council on a quarterly basis all internal reports relating to living conditions in the Central Detention Facility, including inmate grievances, the Crystal report, the monthly report on the Priority One environmental problems and the time to repair, the monthly report of the Environmental Safety Office, the monthly report on temperature control and ventilation, and the monthly report on the jail population that includes the number of people waiting transfer to the federal Bureau of Prisons and the average number of days that inmates waited for transfer .".

Sec. 3. Section 4902 of the Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731), is amended by adding a new subsection (a-1) to read as follows:

"(a-1)(1) The Department of Health shall conduct a minimum of 3 inspections per year of the environmental conditions at the Central Detention Facility. For the purposes of this subsection, the term "environmental conditions" shall include temperature control, ventilation, and sanitation.

"(2) The Department of Health shall submit the report of each inspection conducted pursuant to paragraph (1) of this subsection to the Council within 30 days of the inspection.".

ENROLLED ORIGINAL

Sec. 4. Applicability.
This act shall apply as of July 15, 2003.

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 24, 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)).

Linda W. Cropp
Chairman
Council of the District of Columbia

Anthony A. Williams
Mayor
District of Columbia

APPROVED
July 29, 2003

DISTRICT OF COLUMBIA REGISTER AUG 2 2 2003 ENROLLED ORIGINAL

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF FINANCIAL OFFICER

Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: **The Honorable Linda W. Cropp**
Chairman, Council of the District of Columbia

FROM: **Natwar M. Gandhi**
Chief Financial Officer

DATE: APR 25 2003

SUBJECT: **Fiscal Impact Statement: "Central Detention Facility Monitoring Amendment Act of 2003"**

REFERENCE: **Draft Legislation – Bill Number Not Available**

Conclusion

Funds are not sufficient in the FY 2003 through FY 2006 budget and financial plan to implement the proposed legislation. **The proposed legislation would result in $100,000 in additional expenditures for the District in FY 2004, and a total of approximately $309,000 in FY 2004 through FY 2006.** No costs would be incurred in FY 2003.

Background

The proposed legislation would require the Department of Corrections (DOC) to provide all internal reports on the environmental conditions in the Central Detention Facility to the Council on a quarterly basis. It also would require the Department of Health (DOH) to conduct environmental inspections of the Facility at least three times per year and issue those reports to Council within 30 days of completion.

According to counsel at DOH, by implication, the Department of Consumer and Regulatory Affairs (DCRA) would also be required to assist with the environmental inspections required by the proposed legislation. DOH is not qualified to conduct the building code inspections and the related portions of the report. This interpretation assumes that the Council desires to continue to receive the content of

the reports required by federal oversight. Should this not be the case, such that the required report content would be limited to DOH qualified inspections.

Financial Plan Impact

Funds are not sufficient in the FY 2003 through FY 2006 budget and financial plan to implement the proposed legislation. The proposed legislation would result in $100,000 in additional expenditures for the District in FY 2004, and a total of approximately $309,000 in FY 2004 through FY 2006. No additional costs would be incurred in FY 2003 because the costs associated with continued inspections are part of current budgeted expenditures for FY 2003.

The Department of Health would incur $100,000 in unbudgeted expenditures in FY 2004 to implement the proposed legislation. These costs are the result of personal (PS) and non-personal services (NPS) costs to comply with the bill's inspection and reporting requirements. DOH would be required to incur unbudgeted PS costs to hire a health inspector, supervise the inspector and to incur unbudgeted NPS costs to purchase necessary supplies for the health inspector. The PS costs assume fringe benefits and an increase for inflation of 3 percent in each year beginning in FY 2005, and the NPS costs assume 3 percent inflation beginning in FY 2005. These costs are detailed in the table below.

The implicit building code inspection and reporting requirements could result in requirements for DCRA as discussed above; however, DCRA could perform the required duties with existing resources. There is no cost estimated to result from DOC providing internal facility reports on a quarterly basis to the Council.

Estimated Impact to the Financial Plan					
	FY 2003	**FY2004**	**FY2005**	**FY2006**	**4-Year Total**
PS Costs:					
Health Inspector (12/7)	$0	$77,321	$79,641	$82,030	$238,991
Supervision	$0	$12,679	$13,059	$13,451	$39,190
NPS Costs	$0	$10,000	$10,300	$10,609	$30,909
Total	**$0**	**$100,000**	**$103,000**	**$106,090**	**$309,090**

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-133

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To provide, on an emergency basis, due to Congressional review, for the expenditure of $600,000 from fiscal year 2003 reserve funds for the Children and Youth Investment Trust Fund to provide a supplemental grant for the summer feeding program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Additional Use of the Reserve Funds Omnibus Congressional Review Emergency Act of 2003".

Sec. 2. Pursuant to section 133 of the District of Columbia Appropriations Act of 2002, approved December 21, 2001 (Pub. L. No. 107-96; 115 Stat. 955), the Council hereby provides details of the purpose for the expenditure of $600,000 from the fiscal year 2003 reserve funds to be made available to the Children and Youth Investment Trust Fund to provide a supplemental grant for the summer feeding program.

Sec. 3. The use of the reserve funds is already incorporated into the District of Columbia's budget and financial plan and, therefore, the enactment of this legislation has no fiscal impact.

Sec. 4. 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

ENROLLED ORIGINAL

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)).

Linda W. Cropp
Chairman
Council of the District of Columbia

Anthony A. Williams
Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-134

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, Title 47 of the District of Columbia Official Code to exempt from taxation certain property owned by the Veterans of Foreign Wars Department of the District of Columbia and to provide equitable real property tax relief to the organization.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Veterans of Foreign Wars Real Property Tax Exemption and Equitable Real Property Tax Relief Emergency Act of 2003".

Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

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

"§47-1057. Property owned by the Veterans of Foreign Wars Department of the District of Columbia ; lot 0040, square 5167.".

(b) A new section 47-1057 is added to read as follows:

Note, § 47-1056

"§47-1057. Veterans of Foreign Wars Department of the District of Columbia; lot 0040, square 5167.

"Property situated in square 5167, located at 1601 Kenilworth Avenue, N.E., described as lot 0040, owned, occupied, and used by the Veterans of Foreign Wars Department of the District of Columbia, is hereby exempt from all taxation so long as this same property continues to be owned and occupied by the Veterans of Foreign Wars Department of the District of Columbia, and not used for commercial purposes, subject to the provision of § 47-1002, providing for exemption of certain real properties.".

Sec. 3. The Council of the District of Columbia orders that all real property taxes, interest, penalties, fees, and other related charges assessed against the property owned by the Veterans of Foreign Wars Department of the District of Columbia for the period of May 1,

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2002, until the effective date of this act, on real property located at 1601 Kenilworth Avenue, N.E., Washington, D.C., lot 0040 in square 5167 be forgiven.

Sec. 4. Inclusion in the budget and financial plan.

This act shall take effect subject to the inclusion of its fiscal effect in an approved budget and financial plan.

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 24, 1973 (87 Stat. 813; D.C. Code § 1-233(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)).

Linda W. Cropp

Chairman
Council of the District of Columbia

Anthony A. Williams

Mayor
District of Columbia

APPROVED
July 29, 2003

Government of the District of Columbia
Office of the Chief Financial Officer

Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi
Chief Financial Officer

DATE: MAY 27 2003

SUBJECT: Fiscal Impact Statement: "Veterans of Foreign Wars Real Property Tax Exemption and Equitable Real Property Tax Relief Act of 2003"

REFERENCE: Bill 15-126 as Introduced

Conclusion

Funds are not sufficient in the FY 2003 budget and the proposed FY 2004 through FY 2007 budget and financial plan as agreed to by the Mayor and the Council of the District of Columbia. **The proposed legislation will result in tax refunds and foregone real property tax, thus reducing the local General Fund. The proposed legislation will result in unbudgeted costs of approximately $3,200 from real property tax refunds in FY 2003 and $7,600 in refunds and foregone revenue in FY 2003 through FY 2007.**

Background

The proposed legislation approves a real property tax exemption for property located in Square 5167, Lot 0040 located at 1601 Kenilworth Avenue, N.E. The property is used, owned and occupied by the Department of the District of Columbia Veterans of Foreign Wars. In addition, the proposed legislation foregoes all real property taxation, fees, interest and penalties on the subject property for a period beginning May 1, 2002. The occupants would be entitled to a refund of all amounts paid for real property taxes assessed during the period of May 1, 2002 to present.

1350 Pennsylvania Avenue, N.W., Suite 209, Washington, DC 20004 (202) 727-2476
www.dccfo.com

Financial Plan Impact

Funds are not sufficient in the FY 2003 budget and the proposed FY 2004 through FY 2007 budget and financial plan as agreed to by the Mayor and the Council. The Department of the District of Columbia Veterans of Foreign Wars has never petitioned for real property tax exemption with the Office of Tax and Revenue. Under D.C. Official Code § 47-1002 a veteran group or a club would not qualify for an exemption.

The Department of the District of Columbia Veterans of Foreign Wars paid $800 in FY 2002 and $2,405 in FY 2003 which will need to be refunded by the provisions of the proposed legislation. The property is currently assessed at $130,000 and would result in annual real property taxation of $1,024. The following table represents the approximate foregone revenue, refunds and exempted taxation as a result of implementing the proposed legislation.

Revenue Impact to the Financial Plan ($ in 000s)					
FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	TOTAL
($3.2)	($1.0)	($1.1)	($1.1)	($1.2)	($7.6)

As the property is owned by the Department of the District of Columbia Veterans of Foreign Wars, Deed Recordation and Deed Transfer taxes are not impacted by the proposed legislation.

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-135

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, AN ACT to regulate the election of delegates representing the District of Columbia to national political conventions, and for other purposes, to waive the petition requirement for nationally recognized United States presidential candidates and to change the primary for officials of local committees of political parties.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Presidential Primary Petition Waiver and Democratic State Committee Elections Emergency Act of 2003".

Sec. 2. AN ACT to regulate the election of delegates representing the District of Columbia to national political conventions, and for other purposes, approved August 12, 1955 (69 Stat. 699; D.C. Official Code §1-1001.01 *et seq.*), is amended as follows:

(a) Section 5(b)(2) (D.C. Official Code §1-1001.05(b)(2)) is amended by striking the period at the end and inserting the phrase "; provided, that this paragraph shall not apply to the January 13, 2004 presidential primary election." in its place.

Note, § 1-1001.05

(b) Section 10(a)(1) (D.C. Official Code §1-1001.10(a)(1)) is amended to read as follows:

Note, § 1-1001.10

"(a)(1) The election of the officials referred to in section 1(1), (2), and (3), and the primary under section 5(b), shall be held on the 2nd Tuesday in January of each presidential election year. The election of the officials designated pursuant to section 1(4) shall be held on the 1st Tuesday after the 2nd Monday in September of each presidential election year.".

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)).

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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
July 29, 2003

DISTRICT OF COLUMBIA REGISTER

AUG 2 2 2003

ENROLLED ORIGINAL

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

Bill Number:	Type: Emergency (X) Temporary ( ) Permanent ( )	Date Reported: July 8, 2003

Subject/Short Title: "Presidential Primary Petition Waiver and Democratic State Committee Elections Emergency Amendment Act of 2003"

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 little fiscal impact on spending or revenue. (If "Yes," explain below).	( )	(X)

Explanation

Part II. Other Impact of the Bill

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

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

Sources of information: Staff	Councilmember: Jack Evans
	Staff Person & Tel: Schannette Grant, 724-8058
	Reviewed by Budget Director:
	Budget Office Tel: 202-724-8139

7/8/03

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-136

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To amend, on an emergency basis, the June Use of the Reserve Emergency Act of 2003 to decrease the amount needed from the fiscal year 2003 reserve funds.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "June Use of the Reserve Emergency Amendment Act of 2003".

Sec. 2. Section 2 of the June Use of the Reserve Emergency Act of 2003, effective June 20, 2003 (D.C. Act 15-96), is amended by striking the figure "$33.5" and inserting the figure $27.64" in its place.

Sec. 3. Fiscal impact statement.
The use of the reserve funds is already incorporated into the District's budget and financial plan; 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 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)).

Linda W. Cropp
Chairman
Council of the District of Columbia

Anthony A. Williams
Mayor
District of Columbia

APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-137

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To amend, on an emergency basis, section 16-1005 of the District of Columbia Official Code to clarify that communications made by a person located outside the District of Columbia to a person located in the District of Columbia shall be deemed to have been made in the District of Columbia for the purpose of establishing a violation of a domestic violence protection order.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Domestic Violence Protection Orders Technical Emergency Act of 2003".

Sec. 2. Section 16-1005(h) of the District of Columbia Official Code is amended by striking the phrase "subsection (g)" and inserting the phrase "subsections (f) and (g)" in its place.

Note, § 16-1005

Sec. 3. Fiscal impact statement.

This legislation is a technical amendment to legislation already approved by the Council and funded in the District's financial plan. This amendment has no additional 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)).

Linda W. Cropp
Chairman
Council of the District of Columbia

Anthony A. Williams
Mayor
District of Columbia

APPROVED
July 29, 2003

ENROLLED ORIGINAL

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

AN ACT

D.C. ACT 15-138

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

To amend, on an emergency basis, the Highway Trust Fund Establishment Act of 1996 to correct a typographical error in the date that dedicated revenues will be used to finance the District Department of Transportation.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2004 Budget Support Act of 2003 Department of Transportation Funding Clarification Emergency Amendment Act of 2003".

Sec. 2. Section 102b of the Highway Trust Fund Establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-184; D.C. Official Code § 9-111.01b), is amended as follows: **Note, § 9-111.01**

(a) Paragraph (1) is amended by striking the phrase "October 1, 2003" and inserting the phrase "October 1, 2004" in its place.

(b) Paragraph (2) is amended by striking the phrase "October 1, 2004" and inserting the phrase "October 1, 2005" in its place.

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

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
July 29, 2003

ENROLLED ORIGINAL

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

Bill Number:	Type: Emergency (x) Temporary ( ) Permanent ( )	Date Reported: July 8, 2003

Subject/Short Title: "Fiscal Year 2004 Budget Support Act of 2003 District Department of Transportation Clarification Emergency Act of 2003"

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 little fiscal impact on spending or revenue. (If "Yes," explain below).	(x)	( )

Explanation for NO fiscal impact:
To amend, on an emergency basis, the "Fiscal Year 2004 Budget Support Act of 2003" to correct typographical errors in the dates that dedicated revenues will be used to finance the District Department of Transportation.

Part II. Other Impact of the Bill

If you check "Yes" for each question, please explain on separate sheet.	YES	NO
1. It will affect an agency and/or agencies in the District.	( )	(x)
2. Will there be performance measures/output for bill?	( )	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is enacted or not enacted? This legislation is needed to correct a date-specific typographical error.	(X)	( )
4. Will the Budget and Financial Plan be affected by this bill?	( )	(x)
5. The bill will have NO performance or outcome impact.	( )	(x)

Sources of information:	Councilmember: Carol Schwartz
Committee on Public Works and the Environment	Staff Person & Tel: Jim Slattery 202-724-8105
	Reviewed by Budget Director: [signature] 7/24/03
	Budget Office Tel: 202-724-8139

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Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

AN ACT

D.C. ACT 15-139

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To amend, on an emergency basis, the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998 to provide for quarterly payments to the public charter schools, to define their schedule and basis in enrollment, and to clarify the effect that the annual enrollment audit is to have upon the schedule and amount of payments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Public School Enrollment Integrity Emergency Amendment Act of 2003".

Sec. 2. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended by adding a new section 107a to read as follows:

"Sec. 107a. Payments.

"(a) Following the enactment by the Congress of an act making appropriations for the District of Columbia each fiscal year, the Mayor shall provide to DCPS the full amount of its appropriation in accordance with standard procedures for independent agencies. The Mayor shall make payments to each public charter school from the escrow account established under section 2403 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 257; D.C. Official Code § 38-1804.03) ("School Reform Act"), to a bank designated by each school. The annual payment shall be made in the form of four quarterly payments calculated in accordance with subsections (b), (c) and (d) of this section, provided; however, that the entire annual payment for facilities pursuant to section 109 shall be included in the first payment of the fiscal year and that any payment for new charter schools pursuant to section 2403 of the School Reform Act shall also be included in the first payment of the fiscal year. The first payment shall be made no later than July 15; subsequent payments shall be made no later than October 15, January 15, and April 15.

"(b) Each payment shall be one-fourth of each public charter school's entitlement based on its October enrollment count. The basis of the July 15 and October 15 payments shall be the unaudited numbers contained in the reports submitted by the eligible chartering authorities

ENROLLED ORIGINAL

under section 2402(a) of the School Reform Act. The basis of the January 15 and April 15 payments shall be the audited October enrollment numbers, provided that these amounts shall be adjusted in accordance with the provisions of subsection (c) of this section.

"(c) Payments shall not be reduced or delayed pending the conduct and results of an audit. If the audit finds that the number of verified resident students in enrollment at any public charter school differs from that on which its July 15 and October 15 payments were based, the Mayor shall recalculate the appropriate amount of subsequent payments accordingly, adjusting them by the amount of the discrepancy.

"(d) Payments for special education, limited English proficient students, and other add-on components of the Funding Formula shall be included in the quarterly payments to public charter schools. Payments shall reflect one-quarter of the annual per student amount for each add-on; provided, however, that add-ons for special education and limited English proficient students shall be added on a pro rata basis from the date on which a public charter school begins to provide add-on services for such students.

"(e) Prior to, or concurrent with, any payment made pursuant to this section, the Chief Financial Officer of the District of Columbia shall provide to each public charter school an accounting indicating what the payment is for and how it was calculated.".

Sec. 3. Fiscal impact statement.

There is 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 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)).

Linda W. Cropp

Chairman
Council of the District of Columbia

Anthony A. Williams

Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-140

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

Codification District of Columbia Official Code

2001 Edition

2003 Fall Supp.

West Group Publisher

To establish, on an emergency basis, a tax increment financing program for retail development in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Retail Incentive Emergency Act of 2003".

Sec. 2. Definitions.

For the purposes of this act, the term:

(1) "Authorized Delegate" means the CFO, the Deputy Mayor, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing have subdelegated any of the Mayor's functions under this act.

(2) "Available Sales Tax Revenues" means the revenues resulting from the imposition of the tax imposed pursuant to Chapter 20 of Title 47 of the District of Columbia Official Code, including any penalties and interest charges, exclusive of the portion thereof required to be deposited in the Washington Convention Center Authority Fund established pursuant to section 208 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code §10-1202.08).

(3) "Bonds" means any bonds, notes, or other instruments issued by the District pursuant to section 490 of the Home Rule Act and secured by tax increment revenues.

(4) "CFO" means Chief Financial Officer of the District of Columbia.

(5) "Deputy Mayor" means the Deputy Mayor for Planning and Economic Development.

(6) "District" means the District of Columbia.

(7) "Downtown Retail Priority Area" means the record lots that front one of the following street locations: 7th Street, N.W., between Indiana and Massachusetts Avenues, N.W.; 11th Street, N.W., between Pennsylvania Avenue and New York Avenue, N.W.; F Street, N.W., between 6th and 14th Streets, N.W.; and G Street, N.W., between 10th and 13th Streets, N.W. The Downtown Retail Priority Area is comprised of portions of the following squares: 223, 224, 225, 252, 253, 254, 288, 289, 290, 319, 320, 321, 322, 346, 347, 348, 376, 377, 403, 406, 408.1, 428, 429, 430, 431, 452, 453, 454, 455, 456, 457, and 458.

(8) "Home Rule Act" means the District of Columbia Home Rule Act, approved

ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*).

(9) "LSDBE" means local, small, and disadvantaged business enterprises certified by the District of Columbia Local Business Opportunity Commission.

(10) "Retail Development Project" means the establishment of a business engaged in direct onsite retail sales to consumers, including the following activities in connection with such business: acquisition, purchase, construction, reconstruction, improvement, renovation, rehabilitation, restoration, remodeling, repair, remediation, expansion, extension, and the furnishing, equipping, and opening for business. In the case of the Downtown Retail Priority Area, Retail Development Projects shall be limited to businesses engaged in sales of home furnishings, apparel, and general merchandise, and shall specifically exclude:

(A) Liquor stores, nightclubs, hotels, restaurants, banks, pharmacies, phone stores, and other service retail outlets; and

(B) The relocation of a business to the Downtown Retail Priority Area from another location within the District, unless the relocation involves a significant expansion of the size of the business.

(11) "Retail Development Costs" means any costs associated with, arising out of, or incurred in connection with:

(A) A Retail Development Project;

(B) The issuance of, or debt service or any other payments in respect of, the Bonds; or

(C) The relocation of any business where the purpose of the relocation is to make space for a Retail Development Project.

(12) "Retail Priority Area" means the Downtown Retail Priority Area and any other area or areas of the District so designated by the Mayor and approved by the Council in accordance with this act.

(13) "Rules of Operation" means the rules and procedures, established by the Mayor pursuant to section 5, by which Retail Development Projects will be approved as TIF Areas and receive proceeds of Bonds to pay Retail Development Costs.

(14) "Sales Tax Increment Revenues" means the portion of the Available Sales Tax Revenues allocable to one or more tax allocation funds pursuant to section 7.

(15) "TIF" means tax increment financing.

(16) "TIF Act" means the Tax Increment Financing Act of 1998, effective September 11, 1998 (D.C. Law 12-84; D.C. Official Code § 2-1217.01 *et seq.*).

(17) "TIF Area" means a Retail Development Project that has been approved by the Mayor to receive proceeds of Bonds in accordance with the applicable Rules of Operation for the Retail Priority Area in which the Retail Development Project is located.

Sec. 3. Limitations on issuance of Bonds.

(a) Bonds shall not be issued pursuant to this act to the extent the issuance will cause

ENROLLED ORIGINAL

the aggregate principal amount of Bonds issued pursuant to this act or the TIF Act to exceed $30 million.

(b) Bonds shall not be issued pursuant to this act after December 31, 2013.

Sec. 4. Retail Priority Areas.

(a)(1) The Mayor shall identify areas within the District where:

(A) There exist barriers to entry that impede Retail Development Projects; and

(B) The proceeds of Bonds may be used to eliminate these barriers to entry and promote Retail Development Projects.

(2)(A) The Mayor may from time to time submit to the Council for a 45-day period of review a proposed resolution, which:

(i) Designates one or more Retail Priority Areas;

(ii) States the maximum aggregate principal amount of Bonds that may be issued with respect to each Retail Priority Area; and

(iii) States the latest date by which the Bonds may be issued with respect to each Retail Priority Area.

(B) In addition to the resolution, the Mayor shall submit to the Council information supporting the Mayor's determinations concerning the use of TIF to promote retail development in each Retail Priority Area, including findings of the CFO that the proposed Retail Priority Area is not inconsistent with the financial plan and budget for the fiscal year of the District and does not exceed the limitations set forth in section 3(a).

(C) If the Council does not approve or disapprove the proposed resolution within the 45-day period of review, the proposed resolution shall be deemed approved.

(b) In addition to Retail Priority Areas that may be approved pursuant to subsection (a) of this section:

(1) The Downtown Retail Priority Area is designated as a Retail Priority Area;

(2) The issuance of Bonds with respect to the Downtown Retail Priority Area, not to exceed the aggregate principal amount of $30 million, is approved;

(3) The latest date for the issuance of the Bonds is 4 years from the date that the Mayor establishes the Rules of Operation for the Downtown Retail Priority Area; and

(4) The base year for the calculation of Sales Tax Increment Revenues shall be the fiscal year beginning October 1, 2002.

(c) The Mayor shall prepare and deliver an annual report to the Council each year on the anniversary of the effective date of this act through the year ending December 31, 2013. The annual report shall contain a listing and description of each Retail Development Project approved as a TIF Area pursuant to this act. Each listing shall contain specific information about the nature of the Retail Development Project, the use of the proceeds of the Bonds, the projected Sales Tax Increment Revenues attributable to each listed TIF Area, and any other

information the Council may request regarding such TIF Areas.

(d) If the Mayor determines that a Retail Priority Area is no longer necessary, the Mayor may abolish the Retail Priority Area; provided, that if any Bonds are outstanding with respect to any TIF Area therein, the Mayor shall take no action to abolish the Retail Priority Area or that otherwise will adversely affect the security of the holders of the Bonds.

(e) The Mayor, in conjunction with members of the Council and neighborhood stakeholders, shall identify potential Retail Priority Areas. Within 180 days of the effective date of this act, the Mayor shall submit to the Council resolutions designating as retail priority areas the following areas:

(1) Columbia Heights;
(2) Georgia Avenue;
(3) Minnesota/Benning; and
(4) Shaw.

Sec. 5. Rules of Operation.

(a) Upon approval by resolution pursuant to section 4(a) with respect to any Retail Priority Area, or upon the effective date of this act in the case of the Downtown Retail Priority Area, the Mayor shall establish Rules of Operation with respect to each Retail Priority Area as the Mayor considers necessary or appropriate for:

(1) The approval and certification by the Mayor of Retail Development Projects within the Retail Priority Area as TIF Areas;

(2) The issuance of Bonds secured by the Available Sales Tax Revenues generated by the Retail Development Projects;

(3) The allocation of the proceeds of the Bonds to fund Retail Development Costs of the Retail Development Projects; and

(4) Such other matters as the Mayor considers necessary or appropriate to achieve the goals and objectives for the Retail Priority Area.

(b) The Rules of Operation for the Downtown Retail Priority Area shall include the following:

(1) A rating system designed to rank Retail Development Projects based on the following objective criteria:

(A) The likelihood of Bond repayment based on projected Sales Tax Increment Revenues from the Retail Development Project;

(B) The uniqueness of the retailer;

(C) The likelihood that the retailer will attract other retailers to locate nearby;

(D) The position of the retailer in its market and whether the retailer is the first in its market to locate in the Downtown Retail Priority Area;

(E) The extent to which the retailer promotes the Downtown Retail Priority Area in its advertising;

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(F) The vertical integration of the retailer;

(G) The intention of the retailer to locate on more than one level of the building in which it is located;

(H) Whether the retailer builds an expressive storefront;

(I) Whether the retailer is owned by a District resident or is based in the District;

(J) The amount of space occupied by the retailer; and

(K) Whether the retailer is one of multiple retailers that co-locate in the Downtown Retail Priority Area;

(2) A numeric formula based upon the foregoing rating system that, for any proposed Retail Development Project, will produce a dollar amount of proceeds of Bonds that shall be allocated to the Retail Development Project if it is approved as a TIF Area;

(3) The establishment of a committee comprised of the Deputy Mayor or the Deputy Mayor's representative, and representatives, appointed by the Mayor, of retail brokers and property owners in the Downtown Retail Priority Area, which committee shall:

(A) Establish the rating system and review and revise the rating system from time to time as necessary to respond to market conditions;

(B) Adjust the formula for the allocation of Bond proceeds as may be necessary or appropriate to maximize the use of Bond proceeds to achieve the purposes of this act;

(C) Recommend Retail Development Projects for designation as TIF Areas to the Deputy Mayor; and

(D) Take such other actions as the Mayor may consider necessary or appropriate to facilitate the selection and funding of TIF Areas in the Downtown Retail Priority Area;

(4)(A) A procedure pursuant to which the Mayor shall certify:

(i) The rating of Retail Development Project, based upon the rating system;

(ii) The amount of Bond proceeds that, based upon the allocation formula, may be allocated to Retail Development Projects; and

(iii) Retail Development Projects as TIF Areas; and

(B) The procedure shall permit the Mayor to suspend and re-institute from time to time the designation of TIF Areas pursuant to this act in response to market conditions;

(5) A requirement that the owner of any building in which a TIF Area is located enter into a development agreement, satisfactory to the Mayor, that sets forth:

(A) The goals and objectives for achieving the revitalization of retail development in the Downtown Retail Priority Area;

(B) Requirements for the leasing of retail space in the building in a manner that will advance the goals and objectives;

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(C) The terms and conditions pursuant to which Bond proceeds will be advanced to pay Retail Development Costs incurred in connection with the TIF Area;

(D) The owner's agreement to use good faith efforts to use LSDBEs to perform any construction work the cost of which is paid for or reimbursed by Bond proceeds;

(E) The owner's agreement to require the retailer of the Retail Development Project to execute a First Source Agreement with the Department of Employment Services that establishes a goal of hiring District residents for at least 51% of the new jobs created by the Retail Development Project;

(F) Such matters as may be required in connection with the issuance of the Bonds; and

(G) Such other matters as the Mayor determines to be necessary or appropriate in connection with such TIF Area;

(6) Requirements that Bonds shall not be issued with respect to any TIF Area and the proceeds of the Bonds shall not be advanced to pay Retail Development Costs until the TIF Area is open for business to the general public; and

(7) Procedures and timetables for the approval of Retail Development Projects as TIF Areas that are designed to facilitate, and not impede, negotiations between building owners and retailers in the Downtown Retail Priority Area.

(c) The Rules of Operation shall be uniformly applied within any given Retail Priority Area, but may vary across different Retail Priority Areas to address the specific needs of each Retail Priority Area. Notwithstanding anything to the contrary herein, the Rules of Operation shall provide that a Retail Development Project that, either directly or as part of a larger development project, has already received proceeds of Bonds through another TIF program shall not be designated a TIF Area under this act.

Sec. 6. Use of Bond proceeds; funding agreement.

(a) When a Retail Development Project is certified as a TIF Area by the Mayor pursuant to this act, the proceeds of Bonds issued with respect to the TIF Area shall be used to pay Retail Development Costs and shall be subject to such terms, conditions, and requirements as the Mayor determines to be in the best interests of the District and will further the purposes of this act. The terms, conditions and requirements shall be included in an agreement entered into between the District and the recipient of the proceeds prior to the advance of the proceeds; provided, that Sales Tax Increment Revenues shall be used for the payment of debt service on Bonds issued to Bondholders arranged by the recipient of the proceeds of the Bonds prior to the issuance of the Bonds and the proceeds of the Bonds shall be available to the recipient only after the issuance of a certificate of occupancy for the Retail Development Project. The Bonds shall be guaranteed by the recipient of the Bonds and shall nonrecourse to the District

(b) In the case of the Downtown Retail Priority Area, Sales Tax Increment Revenues and the proceeds of Bonds may also be used to pay costs and expenses:

(1) Incurred in connection with the start-up and administration of a TIF program

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in the Downtown Retail Priority Area (including feasibility studies, market studies, and legal costs), and marketing the TIF program and the Downtown Retail Priority Area to prospective retailers; provided, that the amount expended pursuant to this paragraph shall not exceed $1 million in the aggregate; and

(2) Of establishing, maintaining, and operating a program to support parking for customers of retail businesses in the Downtown Retail Priority Area and providing streetscape and façade improvements in the Downtown Retail Priority Area; provided, that the amount expended pursuant to this paragraph shall not exceed $5 million in the aggregate.

Sec. 7. Allocation of Sales Tax Increment Revenues.

(a) Within 60 days after the certification of a TIF Area by the Mayor, the CFO shall provide for the allocation of Sales Tax Increment Revenues within each TIF Area. The CFO shall establish one or more separate tax increment allocation accounts within the General Fund of the District of Columbia for the deposit and application of Sales Tax Increment Revenues from each TIF Area. Monies shall be transferred from such accounts at the times and in the amounts required pursuant to financing documents relating to any Bonds. Monies held or to be held in a tax allocation account may be used to (1) pay debt service on Bonds, (2) pay other costs due and payable under the applicable financing documents, and (3) to pay any other costs or expenses permitted by this act. Monies in a tax allocation account or in any fund or account established under any financing documents may be pledged as security for the payment of debt service on Bonds.

(b) Notwithstanding any other law, after a TIF Area has been certified by the Mayor, the portion of Available Sales Tax Revenues that results from the sales tax levied within the TIF Area each year beginning from the date of the certification of the TIF Area shall be paid to the CFO for deposit into one or more of the tax increment accounts established by the CFO pursuant to subsection (a) of this section.

(c) If Bonds have been issued and are outstanding, the amounts, if any, remaining in the tax increment accounts for a TIF Area at the end of each tax year, after provision for the payment of debt service on any Bonds, any costs of credit or liquidity enhancement, other costs, fees, and expenses of administering, carrying, and paying the Bonds and the funds, trusts, and escrows pertaining to them, and providing for reasonably required reserves, all as provided in the financing documents, and after payment of any other costs permitted by this act, shall revert to the General Fund of the District of Columbia.

Sec. 8. Issuance of Bonds.

The issuance of Bonds, including any refunding Bonds, is authorized pursuant to section 490 of the Home Rule Act to finance Retail Development Costs of TIF Areas certified by the Mayor pursuant to this act. The Bonds shall be secured by Sales Tax Increment Revenues in amounts not to exceed the limits provided for in this act. The issuance of Bonds,

including any refunding Bonds in specified aggregate principal amounts, shall be approved by the Mayor in accordance with this act.

Sec. 9. Details of Bonds.

(a) The Mayor may take any action necessary or appropriate in accordance with this act in connection with the preparation, execution, issuance, sale, delivery, and payment of Bonds, including determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificate or book entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of each series of Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that they are properly applied to their respective eligible project and used to accomplish the purposes of this act; and

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed.

(b) The Bonds shall contain a legend, which shall provide that the Bonds shall be special obligations of the District, shall be nonrecourse to the District, shall not be a pledge of, and shall not involve, the faith and credit or the taxing power of the District (other than the Sales Tax Increment Revenues), shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the same.

(d) The official seal of the District, or facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

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(e) The Bonds may be issued at any time or from time to time in one or more issues and in one of more series.

Sec. 10. Security for Bonds.

(a) A series of Bonds may be secured by a trust agreement or trust indenture between the District and a corporate trustee having trust powers, or secured by a loan agreement or other instrument giving power to a corporate trustee by means of which the District may do the following:

(1) Make and enter into any and all covenants and agreements with the trustee or the holders of the Bonds that the District may determine to be necessary or desirable covenants and agreements as to:

(A) The application, investment, deposit, use, and disposition of the proceeds of Bonds and the other monies, securities, and property of the District;

(B) The assignment by the District of its rights in any agreement;

(C) Terms and conditions upon which additional Bonds of the District may be issued;

(D) Providing for the appointment of a trustee to act on behalf of bondholders and abrogating or limiting the rights of the bondholders to appoint a trustee; and

(E) Vesting in a trustee for the benefit of the holders of Bonds, or in the bondholders directly, such rights and remedies as the District shall determine to be necessary or desirable;

(2) Pledge, mortgage or assign monies, agreements, property or other assets of the District, either presently in hand or to be received in the future, or both;

(3) Provide for bond insurance and letters of credit, or otherwise enhance the credit of and security for the payment of its bonds; and

(4) Provide for any other matters of like or different character that in any way affect the security for or payment of the Bonds.

(b) Bonds are declared to be issued for essential public and governmental purposes. The Bonds and the interest thereon and the income therefrom, and all monies pledged or available to pay or secure the payment of the Bonds shall at all times be exempt from taxation by the District, except for estate, inheritance, and gift taxes.

(c) The District does hereby pledge to and covenant and agree with the holders of any Bonds that, subject to the provisions of the financing documents, the District will not limit or alter the revenues pledged to secure the Bonds or the basis on which such revenues are collected or allocated, will not impair the contractual obligations of the District to fulfill the terms of any agreement made with the holders of the Bonds, will not in any way impair the rights or remedies of the holders, and will not modify in any way the exemptions from taxation provided for in this act, until the Bonds, together with interest thereon, with interest on any unpaid installment of interest and all costs and expenses in connection with any suit, action or proceeding by or on behalf of the holders, are fully met and discharged. This pledge and

agreement of the District may be included as part of the contract with the holders of any of its Bonds. This subsection shall constitute a contract between the District and the holders of the Bonds authorized by this act. To the extent that any acts or resolutions of the Council may be in conflict with this act, this act shall be controlling.

(d) Consistent with section 490(a)(4)(B) of the Home Rule Act and, notwithstanding Article 9 of Title 28 of the District of Columbia Official Code:

(1) A pledge made and security interest created in respect of any Bonds or pursuant to any related financing document shall be valid, binding, and perfected from the time the security interest is created, with or without physical delivery of any funds or any property and with or without any further action;

(2) The lien of the pledge shall be valid, binding, and perfected as against all parties having any claim of any kind in tort, contract, or otherwise against the District, whether or not such party has notice; and

(3) The security interest shall be valid, binding, and perfected whether or not any statement, document, or instrument relating to the security interest is recorded or filed.

Sec. 11. Default.

If there shall be a default in the payment of the principal of, or interest on, any Bonds of a series after the principal or interest shall become due and payable, whether at maturity or upon call for redemption, or if the District shall fail or refuse to carry out and perform the terms of any agreement with the holders of any of the Bonds, the holders of the Bonds, or the trustee appointed to act on behalf of the holders of the Bonds, may, subject to the provisions of the financing documents, do the following:

(1) By action, writ, or other proceeding, enforce all rights of the holders of the Bonds, including the right to require the District to carry out and perform the terms of any agreement with the holders of the Bonds or its duties under this act;

(2) By action, require the District to account as if it were the trustee of an express trust;

(3) By action, petition to enjoin any acts or things that may be unlawful or in violation of the rights of the holders of the Bonds; and

(4) Declare all the Bonds due and payable, whether or not in advance of maturity and, if all the defaults be made good, annul the declaration and its consequences.

Sec. 12. Liability.

(a) The members of the Council, the Mayor, or any person executing Bonds shall not be liable personally on the Bonds by reason of the issuance thereof.

(b) Notwithstanding any other provision of this act, the Bonds shall not be general obligations of the District and shall not be in any way a debt or liability of the District within the meaning of any debt or other limit prescribed by law. The full faith and credit or the

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general taxing power of the District (other than the Sales Tax Increment Revenues) shall not be pledged to secure the payment of any Bonds.

Sec. 13. Prior legislation.

This act shall not adversely affect any actions taken, agreements entered into, pledge of security made or Bonds issued prior to the effective date of this act.

Sec. 14. Promulgation of rules and regulations.

The Mayor shall promulgate rules and regulations, setting forth the criteria and procedures necessary to implement the provisions of this act.

Sec. 15. Delegation of authority.

The Mayor may delegate to an Authorized Delegate the performance of any of the Mayor's duties and responsibilities under this act.

Sec. 16. Construction.

This Act shall be liberally construed to effect the purposes stated herein.

Sec. 17. 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. 18. 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

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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
July 29, 2003