

Council of the District of Columbia
COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY
MEMORANDUM

1350 Pennsylvania Avenue, NW, Washington, DC 20004

TO: Chairman Phil Mendelson
FROM: Councilmember Charles Allen *CA*
RE: Request to Agendize Measures for the July 7, 2020 Regular Legislative Meeting
DATE: July 1, 2020

I am requesting that you agendize the following measures for the July 7, 2020 Regular Legislative Meeting:

Congressional Review Emergency Legislation

- “Firearms Safety Omnibus Clarification Congressional Review Emergency Declaration Resolution of 2020”
- “Firearms Safety Omnibus Clarification Congressional Review Emergency Amendment Act of 2020”

On April 7, 2020, the Council passed the Firearms Safety Omnibus Clarification Emergency Amendment Act of 2020, effective May 1, 2020 (D.C. Act 23-297; 67 DCR 5037) (“emergency act”), which will expire on July 22, 2020. On April 21, 2020, the Council passed the Firearms Safety Omnibus Clarification Temporary Amendment Act of 2020, enacted on May 4, 2020 (D.C. Act 23-315; 67 DCR 5103) (“temporary act”), which is pending congressional review and projected to become law on September 10, 2020. On May 5, 2020, the Council passed the Ghost Guns Prohibition Congressional Review Emergency Amendment Act of 2020, effective May 27, 2020 (D.C. Act 23-324; 67 DCR 6721), which, in part, amended the emergency act to make it apply retroactively to April 23, 2020, in order to avoid a gap in the law after the expiration of the Firearms Safety Omnibus Clarification Temporary Amendment Act of 2019, effective September 11, 2019 (D.C. Law 23-17; 66 DCR 8741), on April 23, 2020. This congressional review emergency legislation is now necessary to prevent a gap in the law between the expiration of the emergency act and the effective date of the temporary act. It is identical to the temporary act with the exception that it contains language making it apply retroactively to July 22, 2020, the day the emergency act expires.

The draft measures are attached. Please contact Kevin Whitfield, Policy Advisor, at (202) 654-6183 or kwhitfield@dccouncil.us with any questions.

Emergency Legislation

- “Comprehensive Policing and Justice Reform Second Emergency Declaration Resolution of 2020”
- “Comprehensive Policing and Justice Reform Second Emergency Amendment Act of 2020”
- “Comprehensive Policing and Justice Reform Second Temporary Amendment Act of 2020”

This emergency legislation is being circulated in draft format, and its current content is identical to the enrolled version of [B23-0774](#), the “Comprehensive Policing and Justice Reform Emergency Amendment Act of 2020” (which is currently pending Mayoral review). The Committee is working with other Members and the Executive to finalize this second emergency legislation, which will move forward in lieu of B23-0774.

The draft measures are attached. Please contact Kate Mitchell, Committee Director, at (202) 727-8275 with any questions.

- “Criminal Justice Coordinating Council Information Sharing Emergency Declaration Resolution of 2020”
- “Criminal Justice Coordinating Council Information Sharing Emergency Amendment Act of 2020”
- “Criminal Justice Coordinating Council Information Sharing Temporary Amendment Act of 2020”

On July 9, 2019, the Council passed the Criminal Justice Coordinating Council Information Sharing Emergency Amendment Act of 2019 (“emergency act”), effective July 24, 2019 (D.C. Act 23-106; 66 DCR 9754), which expired on October 22, 2019. On September 17, 2019, the Council passed the Criminal Justice Coordinating Council Information Sharing Temporary Amendment Act of 2019 (“temporary act”), effective January 10, 2020 (D.C. Law 23-41; 67 DCR 557), which will expire on August 22, 2020. This emergency legislation is substantively identical to the emergency and temporary acts and will prevent a gap in the law between the expiration of the temporary act and the passage of permanent legislation by the Committee on the Judiciary and Public Safety.

The draft measures are attached. Please contact Kevin Whitfield, Policy Advisor, at (202) 654-6183 or kwhitfield@dccouncil.us with any questions.

- “Investigating Maternal Mortalities Emergency Declaration Resolution of 2020”
- “Investigating Maternal Mortalities Emergency Amendment Act of 2020”
- “Investigating Maternal Mortalities Temporary Amendment Act of 2020”

On October 8, 2019, the Council passed the Investigating Maternal Mortalities Emergency Amendment Act of 2019 (“emergency act”), enacted on October 23, 2019 (D.C. Act 23-137; 66 DCR 14311), which expired on January 21, 2020. This emergency legislation required the Office of the Chief Medical Examiner to investigate all types of maternal mortalities occurring in the District. On October 22, 2019, the Council passed the Investigating Maternal Mortalities Temporary Amendment Act of 2019 (“temporary act”), effective January 10, 2020 (D.C. Law 23-43; 67 DCR 559), which is set to expire on August 22, 2020. This emergency legislation is substantively identical to the emergency and temporary acts and will prevent a gap in the law between the expiration of the temporary act and the passage of the permanent legislation pending in the Committee on the Judiciary and Public Safety.

The draft measures are attached. Please contact Jamie Gorosh, Legislative Counsel, at (202) 724-8073 or jgorosh@dccouncil.us with any questions.

- “Concealed Pistol Licensing Review Board Membership Emergency Declaration Resolution of 2020”
- “Concealed Pistol Licensing Review Board Membership Emergency Amendment Act of 2020”
- “Concealed Pistol Licensing Review Board Membership Temporary Amendment Act of 2020”

The License to Carry a Pistol Amendment Act of 2014, effective June 16, 2015 (D.C. Law 20-279), amended the Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85), to establish the Concealed Pistol Licensing Review Board (“Board”). The Board is responsible for hearing appeals from a denial of an application or renewal application for a license to carry a concealed pistol in the District, a summary suspension or limitation of a license to carry a concealed pistol, and a limitation or revocation of a license to carry a concealed pistol. The Board comprises 7 members: the Attorney General, the United States Attorney for the District of Columbia, a mental health professional, a law enforcement officer, and three public members. The Board is currently experiencing an increase in the number of appeals it must hear, and its limited membership is challenged in timely and thoroughly reviewing materials. This emergency legislation would move quickly to expand the Board’s membership from 7 to 11 members, with 4 new public District resident members appointed by the Mayor: 2 members with professional experience in the field of gun violence prevention, 1 member with professional experience in the field of victim services or advocacy, and 1 member who is an attorney in good standing with the District of Columbia Bar with professional experience in criminal law. These new members will help the Board meet its constitutional obligations during these challenging pandemic conditions.

The draft measures are attached. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us or (202) 727-8275 with any questions.

Emergency Contract Legislation at the Request of the Executive

- [PR23-0845](#), the “Modification Nos. 9 and 10 to Contract No. CW42156 with Advanced Data Processing, Incorporated Approval and Payment Authorization Emergency Declaration Resolution of 2020”
- [B23-0798](#), the “Modification Nos. 9 and 10 to Contract No. CW42156 with Advanced Data Processing, Incorporated Approval and Payment Authorization Emergency Act of 2020”

There exists an immediate need to approve Modification Nos. 9 and 10 to Contract No. CW42156 with Advanced Data Processing, Incorporated, to provide Fire and Emergency Medical Services Department patient account management services, and to authorize payment for the goods and services received and to be received under Modification Nos. 9 and 10. By Modification No. 9, the Office of Contracting and Procurement, on behalf of the Fire and Emergency Medical Services Department, exercised a partial option of option year four from April 1, 2020 to June 30, 2020 in the amount of \$883,998. Modification 10 is now necessary to exercise the remainder of option year four and increase the amount for option year four to up to \$3,535,995 for the period of

April 1, 2020 through March 31, 2021. Council approval is necessary since this will increase the value of the contract by more than \$1 million during a 12-month period.

The measures have already been filed by the Executive. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us or (202) 727-8275 with any questions.

Notice of New Business

Pursuant to Council Rule 345(b)(1), I move to reconsider B23-0774, the “Comprehensive Policing and Justice Reform Emergency Amendment Act of 2020”.

cc: Members, Council of the District of Columbia
Office of the Secretary
Office of the General Counsel
Office of the Budget Director
Mayor’s Office of Policy and Legislative Affairs