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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the Fiscal Year 2021 Budget Support Act of 2020, the Washington Convention Center Authority Act of 1994, the District of Columbia Traffic Act, and Title 47 of the D.C. Official Code, to clarify provisions supporting the Fiscal Year 2021 budget.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2021 Budget Support Clarification Emergency Amendment Act of 2020”.

Sec. 2. The Fiscal Year 2021 Budget Support Act of 2020, enacted on August 31, 2020 (D.C. Act 23-407; 67 DCR 10493), is amended as follows:

(a) Section 2192 is amended as follows:

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

“(a)(1) Capital project DHA21C (“DHA21C”) shall be administered by the Office of the Chief Financial Officer (“OCFO”), with available project allotments advanced to the District of Columbia Housing Authority (“Authority”) on a quarterly basis for the encumbrances and expenditures planned for that quarter; provided, that the requirements of subsection (b) of this section are met.

35                   “(2) DHA21C funds shall be used by the Authority to fund capital-eligible  
36 construction, renovation, or rehabilitation subprojects that:

37                                 “(A) Increase the longevity of public housing units;

38                                 “(B) Prevent existing tenants from being displaced; or

39                                 “(C) Increase the availability of public housing units for existing District  
40 of Columbia residents listed on the Authority's waitlist.

41                   “(3) DHA21C funds shall not be used to fund the Authority’s operating costs,  
42 renovation or rehabilitation of any unit set to be demolished, sold, or otherwise removed from  
43 the Authority inventory, or any administrative or overhead costs not specifically attributable to a  
44 subproject.”.

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

46                   “(b)(1) Each fiscal year that DHA21C funds are available, the Authority shall submit to  
47 the Mayor, the Council, and the OCFO a proposed spending plan, which shall include:

48                                 “(A) Documentation that planned encumbrances and expenditures are  
49 capital eligible; and

50                                 “(B) Information on each subproject for which the Authority proposes to  
51 use DHA21C funds, including, at a minimum:

52   “(i) The proposed location of the subproject;

53   “(ii) A detailed proposed scope of the subproject;

54   “(iii) A detailed proposed line-item budget for the subproject;

55   “(iv) A detailed proposed timeline for the subproject; and

56                                   “(v) A statement of whether the implementation of the proposed  
57 subproject will require the relocation of tenants and, if such relocation is required, a detailed  
58 proposed relocation plan.

59                                   “(2) In the event of significant delays or changes in planned encumbrances and  
60 expenditures for any subproject during the fiscal year, the Authority shall update its spending  
61 plan and provide additional documentation as needed to minimize unencumbered and  
62 unexpended transfers, avoid causing the District to incur unnecessary debt service costs, and  
63 ensure that all subproject encumbrances and expenditures are capital eligible.”.

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

65                                   “(d) The Inspector General of the District of Columbia shall audit the Authority’s capital  
66 project DHA21C financial statements for the previous fiscal year not later than February 1, 2021,  
67 and not later than each February 1 thereafter for as long as DHA21C funds remain unspent by  
68 the Authority. The Inspector General shall submit to the Mayor, the Chief Financial Officer, and  
69 the Council a report on the results of each audit.”.

70                                   (b) Amendatory section 203a of the Washington Convention Center Authority Act of  
71 1994, enacted on August 31, 2020 (D.C. Act 23-407; 67 DCR 10493), in section 7212 is  
72 amended as follows:

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

74                                   (A) The lead-in paragraph is amended as follows:

75                                   (i) Strike the phrase “the Washington Convention and Sports  
76 Authority shall” and insert the phrase “the Washington Convention and Sports Authority  
77 (“Events DC”) shall” in its place.

78 (ii) Strike the phrase “a District resident shall” and insert the  
79 phrase “a District resident shall, at the time of application for assistance under this section” in its  
80 place.

81 (B) Paragraph (1) is amended to read as follows:

82 ““(1) Not be engaged in employment;””.

83 (C) Paragraph (2) is amended to read as follows:

84 ““(2) Be ineligible for:

85 ““(A) Unemployment insurance;

86 ““(B) COVID-19 relief; and

87 ““(C) TANF or other government cash assistance programs not related to  
88 the COVID-19 pandemic, unless the resident is a returning citizen, as defined by section 2(5) of  
89 the Office on Ex-Offender Affairs and Commission on Re-Entry and Ex-Offender Affairs  
90 Establishment Act of 2006, effective March 8, 2007 (D.C. Law 16-243; D.C. Official Code § 24-  
91 1301(5)), whose incarceration ended not more than 6 months before the time of application for  
92 assistance under this section;””.

93 (C) New paragraphs (3) and (4) are added to read as follows:

94 ““(3) Provide a signed certification that the resident’s unemployment status stems  
95 from the public health emergency; and

96 ““(4) Provide proof of residency and eligibility for relief, as determined by Events  
97 DC and consistent with rules and standards for COVID-19 relief programs administered by  
98 Events DC.”.

99 (2) Subsection (d) is amended by adding a new paragraph (3) to read as follows:

100                   “(3) “Employment” shall have the same meaning as set forth in section 1(2) of the  
101 District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat.  
102 946; D.C. Official Code § 51-101(2)).”.

103                   Sec. 3. Section 203a of the Washington Convention Center Authority Act of 1994,  
104 effective August 19, 2020 (D.C. Act 23-404; 67 DCR 10098), is amended as follows:

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

106                   (1) The lead-in paragraph is amended as follows:

107                   (A) Strike the phrase “the Washington Convention and Sports Authority  
108 shall” and insert the phrase “the Washington Convention and Sports Authority (“Events DC”)  
109 shall” in its place.

110                   (B) Strike the phrase “a District resident shall” and insert the phrase “a  
111 District resident shall, at the time of application for assistance under this section” in its place.

112                   (2) Paragraph (1) is amended to read as follows:

113                   “(1) Not be engaged in employment;”.

114                   (3) Paragraph (2) is amended to read as follows:

115                   “(2) Be ineligible for:

116                   “(A) Unemployment insurance;

117                   “(B) COVID-19 relief; and

118                   “(C) TANF or other government cash assistance programs not related to  
119 the COVID-19 pandemic, unless the resident is a returning citizen, as defined by section 2(5) of  
120 the Office on Ex-Offender Affairs and Commission on Re-Entry and Ex-Offender Affairs  
121 Establishment Act of 2006, effective March 8, 2007 (D.C. Law 16-243; D.C. Official Code § 24-

122 1301(5)), whose incarceration ended not more than 6 months before the time of application for  
123 assistance under this section;”.

124 (4) New paragraphs (3) and (4) are added to read as follows:

125 “(3) Provide a signed certification that the resident’s unemployment status stems  
126 from the public health emergency; and

127 “(4) Provide proof of residency and eligibility for relief, as determined by Events  
128 DC and consistent with rules and standards for COVID-19 relief programs administered by  
129 Events DC.”.

130 (b) Subsection (d) is amended by adding a new paragraph (3) to read as follows:

131 “(3) “Employment” shall have the same meaning as set forth in section 1(2) of the  
132 District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat.  
133 946; D.C. Official Code § 51-101(2)).”.

134 Sec. 4. Title 47 of the District of Columbia Official Code is amended as follows:

135 (a) Section 47-2002.02(2) is amended as follows:

136 (1) Subparagraph (B) is amended by striking the phrase “; or” and inserting a  
137 semicolon in its place.

138 (2) Subparagraph (C) is amended by striking the period and inserting phrase “; or”  
139 in its place.

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

141 “(D) Spirituous or malt liquors, beers, and wine sold by an alcoholic  
142 beverage licensee acting under authority of §§ 25-112(h)(1), 25-113(a)(3)(C), or 25-113.01(f) or  
143 (g).”.

144 (b) Section 47-2202.01(2) is amended as follows:

145 (1) Subparagraph (B) is amended by striking the phrase “; or” and inserting a  
146 semicolon in its place.

147 (2) Subparagraph (C) is amended by striking the period and inserting phrase “; or”  
148 in its place.

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

150 “(D) Spirituous or malt liquors, beers, and wine sold by an alcoholic  
151 beverage licensee acting under authority of §§ 25-112(h)(1), 25-113(a)(3)(C), or 25-113.01(f) or  
152 (g).”.

153 Sec. 5. Section 6(j)(3)(F) of the District of Columbia Traffic Act, 1925, approved March  
154 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(j)(3)(F)), is amended by striking the  
155 phrase “described in section 125(3)(C) of the District of Columbia Sales Tax Act, approved May  
156 27, 1949 (63 Stat. 115; D.C. Official Code § 47-2002(3)(C))” and inserting the phrase “described  
157 in D.C. Official Code §§ 47-2002(a)(4B) and 47-2002.02(2)(C)” in its place.

158 Sec. 6. Applicability.

159 Except as otherwise provided, this act shall apply as of October 1, 2020.

160 Sec. 7. Fiscal impact statement.

161 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact  
162 statement required by section 4a of the General Legislative Procedures Act of 1975, approved  
163 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

164 Sec. 8. Effective date.

165 This act shall take effect following approval by the Mayor (or in the event of veto by the  
166 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than  
167 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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168 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;

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

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