

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to amend Title III of the CleanEnergy DC Omnibus Amendment Act of 2018 to revise the timeline for phase-in of smaller buildings into the Building Energy Performance Standards Program implemented by the Department of Energy and Environment, to require the Department of Energy and Environment to establish new building energy performance standards every 6 years instead of every 5 years, to clarify language requiring buildings to comply with the building energy performance standards, and to provide that the strategic energy management plan for District buildings shall be delivered by January 1, 2021; to amend the District of Columbia Traffic Act, 1925 to provide that the rules revising the calculation of the vehicle excise tax shall be issued by January 1, 2021, and to provide that changes to the vehicle excise tax shall be revenue neutral or revenue positive; and to make this act apply as of February 14, 2021.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “CleanEnergy DC Omnibus Retroactive Emergency Declaration Resolution of 2021”.

Sec. 2. (a) On October 20, 2020, the Council passed the CleanEnergy DC Omnibus Technical Amendment Emergency Act of 2020, effective November 17, 2020 (D.C. Act 23-482; 67 DCR 13858) (“emergency act”), which expired on February 14, 2021.

(b) On November 10, 2020, the Council passed the CleanEnergy DC Omnibus Technical Amendment Temporary Act of 2020, enacted on December 7, 2020 (D.C. Act 23-500; 67 DCR 14383) (“temporary act”), which is undergoing congressional review.

37 (c) On February 2, 2021, the Council passed the CleanEnergy DC Omnibus Technical  
38 Amendment Congressional Review Emergency Amendment Act of 2021 (enrolled version of Bill  
39 24-55), which is undergoing mayoral review.

40 (d) This emergency legislation is necessary to retroactively address a gap in the law  
41 between the expiration of the emergency legislation and the effective date of the congressional  
42 review emergency legislation.

43 Sec. 3. The Council of the District of Columbia determines that the circumstances  
44 enumerated in section 2 constitute emergency circumstances making it necessary that the  
45 CleanEnergy DC Omnibus Retroactive Emergency Amendment Act of 2021 be adopted after a  
46 single reading.

47 Sec. 4. This resolution shall take effect immediately.