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2 Councilmember Brooke Pinto

Councilmember Kenyan R. McDuffie

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6 A BILL
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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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14 To amend, on an emergency basis, the Deputy Mayor for Planning and Economic Development
15 Limited Grant-Making Authority Act of 2012 to establish the COVID-19 Business Relief
16 Grant Program.
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18 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
19 act may be cited as the “Deputy Mayor for Planning and Economic Development Limited Grant-
20 Making Authority Emergency Amendment Act of 2022”.

21 Sec. 2. Section 2032(1) of the Deputy Mayor for Planning and Economic Development
22 Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168;
23 D.C. Official Code § 1-328.04(1)), is amended to read as follows:

24 "(1)(1) Notwithstanding the Grant Administration Act of 2013, effective December 24,
25 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and subject to the availability of
26 funds, the Deputy Mayor shall establish a COVID-19 Business Relief Grant Program (“BRG
27 Program”) for the purpose of supporting the reopening, recovery, and long-term viability of the
28 businesses operating in the restaurant, retail, hospitality, and entertainment sectors that have
29 incurred revenue declines, costs, or financial losses due to the impact of COVID-19.

30 "(2)(A) To be eligible for a BRG Program grant, a business shall:

31 "(i) Be physically located in the District;

32 "(ii)(I) Have operated continuously since at least December 31,
33 2019, except for any interruptions required by Mayor's Orders 2020-045 and 2020-046 and
34 subsequent public health emergency orders; or

35 "(II) Have begun operating between January 1, 2020, and
36 December 31, 2021, and remained in operation except for any interruptions required by Mayor's
37 Orders 2020-045 and 2020-046 and subsequent public health emergency orders;

38 "(iii) Be in good standing with the District of Columbia's Office of
39 Tax and Revenue;

40 "(iv) Have incurred revenue declines or significant costs or losses
41 due to the COVID-19 pandemic, as determined by the Deputy Mayor;

42 "(v) If a franchisee of a franchise with multiple locations, be
43 independently owned and operated;

44 "(vii) Not have received funding from the Restaurant
45 Revitalization Fund, established by section 5003 of the American Rescue Plan Act of 2021,
46 approved March 11, 2021 (135 Stat. 85; 15 U.S.C. § 9009c); and

47 "(viii) Not have received funding from the Shuttered Venue
48 Operators Grant established by section 324 of the Economic Aid to Hard-Hit Small Businesses,
49 Nonprofits and Venues Act, approved December 27, 2020 (134 Stat. 2022; 15 U.S.C. § 9009a).".

50 "(3) The Deputy Mayor shall prioritize grant funding under this subsection for
51 eligible businesses that did not receive Paycheck Protection Program loans from the Coronavirus
52 Aid, Relief, and Economic Security Act, approved March 27, 2020 (134 Stat. 281; 15 U.S.C.
53 §9001 et seq.), or section 501 of Division N of the Consolidated Appropriations Act, 2021,
54 approved December 27, 2020 (134 Stat. 2069; 15 U.S.C. § 9058a).

55 "(4) The Deputy Mayor may issue one or more grants to a third-party grant-
56 managing entity for the purpose of administering the BRG Program, including making subgrants
57 on behalf of the Deputy Mayor in accordance with the requirements of this subsection.

58 "(5)(A) The Deputy Mayor, and any third-party entity chosen pursuant to
59 paragraph (4) of this subsection, shall, at a minimum, maintain the following information for
60 each grant award:

61 "(i) The name, location, and business license number of the grant
62 recipient;

63 "(ii) Proof of revenue declines or significant costs or losses due to
64 the COVID-19 pandemic as required by paragraph (2)(A)(iv) of this subsection;

65 "(iii) The date and amount, if any, of Paycheck Protection Program
66 loans received by the small business for purposes of compliance with paragraph (3) of this
67 subsection;

68 "(iv) The date of the award;

69 "(v) The intended uses of the award;

70 "(vi) The award amount; and

71 "(vii) Any other information considered necessary to implement
72 the requirements of this section.

73 "(B) The Deputy Mayor shall issue a report with information required to
74 be maintained pursuant to subparagraph (A) of this paragraph to the Council no later than June 1,
75 2022.

76 "(6) The Deputy Mayor may use up to 4% of the funds allocated for the BRG
77 Program for administrative expenses associated with implementing the requirements of this
78 subsection.

79 Sec. 3. Fiscal impact statement.

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

83 Sec. 4. Effective date.

84 This act shall take effect following approval by the Mayor (or in the event of veto by the
85 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
86 90 days, as provided for emergency acts of the Council of the District of Columbia in section
87 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
88 D.C. Official Code § 1-204.12(a)).