

Councilmember Robert C. White, Jr.

Chairman Phil Mendelson

Councilmember Elissa Silverman

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to providing allotment calculations for Advisory Neighborhood Commissions for fiscal year 2023.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Advisory Neighborhood Commission Allotment Emergency Declaration Resolution of 2022”.

Sec. 2. (a) The Advisory Neighborhood Commission Boundaries Act of 2022 (D.C. Law 24-148; 69 DCR 11394) became law on August 10, 2022. The legislation established Advisory Neighborhood Commission boundaries effective January 1, 2023. The legislation creates six new Advisory Neighborhood Commissions (ANC).

(b) The assets, including bank accounts and other physical assets, of the 40 existing ANCs will automatically transfer to the successor ANCs. However, the 6 new ANCs will come into existence on January 1, 2023 with no assets.

(c) Existing ANCs have anywhere from approximately \$6,200 to \$164,200 in their bank accounts (as of August 2022). These funds are used for purposes consistent with law as determined by each ANC. Some uses include personal services, websites, software licenses, and leased space.

(d) Under current law and practice, ANCs receive a quarterly allotment from the Office of Advisory Neighborhood Commissions (OANC) based on a per capita basis. For Fiscal Year 2022, \$800,000 was appropriated to OANC for allotments to ANCs. For Fiscal Year 2023, \$915,688 has been appropriated for allotments, an increase of 14.5%. Allotments are only disbursed by OANC after an ANC provides its financials and certifies to OANC that it is in compliance with applicable District laws. The allotments are deposited directly into an ANC's bank account after clearance by OANC.

(e) The first quarter allotments for Fiscal Year 2023 (October-December 2022) should be allotted to the current ANCs based on the 2011 census populations, as they have been for the last decade. This means that \$288,922 should be allotted to the ANCs based on a per capita basis for the first quarter.

(f) In order to provide startup funds for the 6 new ANCs, it is necessary to utilize \$25,000 of the remaining allotments (after the first quarter is disbursed) to fund the new ANCs on a per capita basis immediately after they have set up a bank account and elected a treasurer in order for the new ANCs to timely pay for allowable expenses, including software licenses, personal services.

(g) All 46 ANCs would then receive regular quarterly allotments on a per capita basis starting in the second quarter of Fiscal Year 2022 (January 2023) from the remaining funds.

(h) The increase in Fiscal Year 2023 ANC allotments was erroneously placed into the ANC Technical Support and Assistance Fund, so legislation is necessary to permit that Fund to be used for these start-up allocations for newly formed ANCs

(i) In order to effectuate the additional allotments for new ANCs, it is necessary to adopt emergency legislation prior to the establishment of the six new ANCs.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the "Advisory

62 Neighborhood Commission Allotment Emergency Act of 2022” be adopted after a single
63 reading.

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