

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on a temporary basis, the Child Wealth Building Act of 2021, to authorize distributions from the Child Trust Fund for eligible enrollees, to eliminate child trust fund accounts, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Child Wealth Building Temporary Amendment Act of 2022”.

Sec. 2. The Child Wealth Building Act of 2021, effective February 18, 2022 (D.C. Law 24-53; D.C. Official Code § 4-681.01 *et. seq.*), is amended to read as follows:

(a) Section 2 (D.C. Official Code § 4-681.01) is amended as follows:

(1) Subsection (4) is repealed.

(2) Subsection (8)(A)(i) is amended by striking the word “Medicaid” and inserting the phrase “DC Medicaid” in its place.

(b) Section 3 (D.C. Official Code § 4-681.02) is amended as follows:

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

(A) Strike the phrase “subsection (c)” and insert the phrase “subsection (d) in its place.

(B) Strike the sentence “The Chief Financial Officer shall establish within the Fund a child trust fund account for each eligible child enrolled in the CTF Program.”

32 (2) Subsection (c) is repealed.

33 (3) Subsection (d) is amended as follows:

34 (A) Strike the phrase “paid into the fund” and insert the phrase “paid into the  
35 Fund” in its place.

36 (B) Paragraph (1) is amended by striking the phrase “Make distributions  
37 pursuant to section 7 (D.C. Official Code § 4-681.06);” and adding the  
38 phrase “Make distributions pursuant to section 7 (D.C. Official Code § 4-  
39 681.06), and in accordance with the rules issued pursuant to this chapter;”  
40 in its place;

41 (4) Subsection (e) is amended by striking the phrase “subsections (c) and (d) of this  
42 section” and inserting the phrase “subsection (d) of this section” in its place.

43 (c) Section 4 (D.C. Official Code § 4-681.03) is amended as follows:

44 (1) Subsection (a) is amended by striking the sentence “There is established a Child  
45 Trust Fund Program, which shall be administered by the Chief Financial Officer,  
46 under which an annual deposit amount from the Fund shall be designated to the  
47 child trust fund account for each eligible child enrolled in the CTF Program.” and  
48 inserting the following sentence in its place: “There is established a Child Trust  
49 Fund Program, which shall be administered by the Chief Financial Officer, the  
50 Department of Human Services, and the Department of Health Care Finance,  
51 under which amounts from the Fund shall be designated for each enrollee in the  
52 CTF program pursuant to section 7 (D.C. Official Code § 4-681.06).”

53 (2) Subsection (b) is amended as follows:

54 (A) Paragraph (1) is amended as follows:

55 (i) Strike the word “Medicaid” and insert the phrase “DC Medicaid” in its  
56 place.

57 (ii) Strike the period and insert the following phrase in its place “, provided  
58 that parental consent must be provided by the eligible child’s parent or guardian  
59 within 18 months of the birth of the child to be eligible for enrollment in the CTF  
60 Program.”

61 (B) Paragraph (2) is amended by striking the phrase “The Chief Financial Officer,  
62 or the designee, or employees of the Chief Financial Officer, or employees of the  
63 designee shall not disclose information with respect to a child trust fund account  
64 maintained in the Fund; except that child trust fund account information may be  
65 disclosed, pursuant to rule, to the beneficiary of the child trust fund account or to  
66 another person at the beneficiary's request.” and inserting the phrase “(2) The  
67 Chief Financial Officer, or the designee, or employees of the Chief Financial  
68 Officer, or employees of the designee shall not disclose information with respect  
69 to a distribution made from the Fund; except that information regarding  
70 distribution may be disclosed, pursuant to rule, to the beneficiary of the  
71 distribution or to another person at the beneficiary's request.” in its place.

72 (C) A new paragraph (3) is added to read as follows:

73 “The Chief Financial Officer, or the designee, or employees of the Chief Financial  
74 Officer, or employees of the designee may disclose information regarding a  
75 distribution made pursuant to section 7 (D.C. Official Code § 4-681.06) to a  
76 parent or guardian in the event that the beneficiary lacks legal capacity to request  
77 such information.

78 (3) Subsection (c) is amended as follows:

79 (a) Paragraph (1) is amended by striking the phrase “to the child trust fund  
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81 account” and inserting the phrase “in the Fund” in its place.

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83 (b) Paragraph (2) is amended as follows:

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85 (i) Strike the phrase “the deposit amount designated to the child trust fund  
86 account” and insert the phrase “the deposit amount designated in the Fund” in its  
87 place.

88 (ii) Strike the phrase “Annual Deposit Amount” in tabular array and insert  
89 the phrase “Annual Designated Amount” in its place.

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91 (a) Paragraph (3) is amended by striking the phrase “annual deposit” and  
92 inserting the phrase “annual amount” in its place.

93 (4) Subsection (d) is amended as follows:

94 (a) Strike the phrase “the annual deposit amounts shall cease but the amounts  
95 credited to the eligible child’s trust account during the period of deposits” and insert the  
96 phrase “the annual amounts designated in the Fund for the enrollee shall cease but the  
97 amounts already designated for the enrollee in the Fund” in its place.

98 (d) Section 6 (D.C. Official Code § 4-681.05) is amended as follows:

99 (1) Subsection (a)(1)(A) is amended by striking the phrase “shall be automatic.”  
100 and inserting the phrase “shall be automatic, pursuant to the requirements of section 4  
101 (D.C. Official Code § 4-681.03).” in its place.

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103 (2) Subsection (b)(1) is amended by striking the phrase “verification by the Chief  
104 Financial Officer” and inserting the phrase “verification by the Department of Human  
105 Services and/or the Department of Health Care Finance” in its place.

106 (e) Section 7 (D.C. Official Code § 4-681.06) is amended as follows:

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

108 (A) Paragraph (1) is amended as follows:

109 (i) Subparagraph (A) is amended as follows:

110 (1) Strike the phrase “pro rata share of money in the Fund”  
111 and insert the phrase “dedicated share of money in the Fund pursuant to section 4 (D.C. Official  
112 Code § 4-681.03)” in its place.

113 (2) Strike the phrase “resident.” and insert the phrase  
114 “resident, and meets all other requirements set forth in this  
115 chapter.”

116 (ii) Subparagraph (B) is amended by striking the word “disable”  
117 and inserting the word “disabled” in its place.

118 (B) Paragraph (2) is amended by striking the phrase “credited to her or her  
119 child trust fund account” and inserting the phrase “designated in the Fund” in its place.

120 (2) Subsection (b)(1) is amended by striking the phrase “a child trust fund  
121 account” and inserting the phrase “the Fund” in its place.

122 (f) Section 8 (D.C. Official Code § 4-681.07) is amended as follows:

123 (1) Designate the existing text as subsection (a).

124 (2) Subsection (a) is amended as follows:

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126 (A) Paragraph (1) is amended by striking the phrase “The number of  
127 eligible children in the CTF Program;” and inserting the phrase “The aggregate amount of funds  
128 in the CTF Program;” in its place.

129 (B) Paragraph (2) is amended by striking the phrase “The race or ethnicity  
130 of each eligible child, where possible;” and inserting the phrase “An aggregated list of the  
131 purposes for which distributed funds were used;”

132 (C) Paragraph (3) is amended by striking the phrase “The amount of funds  
133 in each eligible child’s trust fund account;” and inserting the phrase “The amount of money in  
134 the Fund gained by investments;”

135 (D) Paragraph (4) is amended by striking the phrase “A list, by eligible  
136 child, of the purpose for which distributed funds were to be used” and inserting the phrase “The  
137 amount of money in the Fund decreased by investment loss;”

138 (E) Paragraph (5) is amended by striking the phrase “The amount of  
139 money in the Fund gained by investment;” and inserting the phrase “The amount of money in the  
140 Fund decreased by administrative costs; and”

141 (F) Paragraph (6) is amended by striking the phrase “The amount of  
142 money in the Fund decreased by investment loss.” and inserting the phrase  
143 “Recommendations for improving the CTF Program.”

144 (G) Paragraph (7) is repealed.

145 (H) Paragraph (8) is repealed.

146 (3) A new subsection (b) is added to read as follows:

147 “(b)” By March 1, of each year, the Department of Human Services shall submit a  
148 report to the Council for the preceding fiscal year that includes:

149                   “(1) The number of eligible children in the CTF Program;  
150                   “(2) The race or ethnicity of each eligible child, where possible; and  
151                   “(3) Recommendations for improving the CTF Program.”

152                   (g) Section 9 (D.C. Official Code § 4-681.08) is amended by striking the phrase “Within  
153 60 days after the applicability of this chapter, the Chief Financial Officer” and inserting the  
154 phrase “The Chief Financial Officer” in its place.

155                   Sec. 3. Fiscal impact statement.

156                   The Council adopts the fiscal impact statement in the committee report as the fiscal  
157 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
158 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

159                   Sec. 4. Effective date.

160                   (a) This act shall take effect following the approval by the Mayor (or in the event of veto  
161 by the Mayor, action by the Council to override the veto), a 30-day period of congressional  
162 review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved  
163 December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the  
164 District of Columbia Register.

165                   (b) This act shall expire after 225 days of its having taken effect