

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the District of Columbia Traffic Act, 1925 to provide an exception to the 6-month residency requirement for a limited purpose credential for applicants who have been determined to have been transported to the District by the executive branch of another state; to amend the Migrant Services and Supports Temporary Amendment Act of 2022 to require the Office of Migrant Services to provide proof of residency for applicants who have had original documents retained by the Department of Homeland Security pending a hearing; and to amend the District of Columbia Municipal Regulations to use a letter provided by the Office of Migrant Services when applying for limited purpose credentials and to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Limited Purpose Credential Clarification Emergency Amendment Act of 2023”.

Sec. 2. Section 8c(a)(1) of the District of Columbia Traffic Act, 1925, effective January 17, 2014 (D.C. Law 20-62; D.C. Official Code § 50-1401.05(a)(1)) is amended to read as follows:

“(1)(A) Has resided in the District for longer than 6 months; or

“(B) For an applicant who has been determined by the Office of Migrant Services to have been transported by the executive branch of another state to the District, has presented a letter from the Office of Migrant Services, in a form approved by the Department of Motor Vehicles, certifying residence and address for less than 6 months;”.

36 Sec. 3. The Migrant Services and Supports Temporary Amendment Act of 2022, effective
37 December 21, 2022 (D.C. Law 24-234; D.C. Official Code § 4-773.01 *et seq*) is amended by
38 adding a new section 101a to read as follows:

39 “Sec. 101a. Documentation for limited purpose credentials.

40 “(a) The office created pursuant to this act (“Office”) shall provide a letter, including a
41 photograph of the applicant, confirming the identity and District residence of an applicant who
42 has had original documents retained by the Department of Homeland Security pending a hearing
43 and provides the Office with:

44 “(1) Form ORR R-535, Office of Refugee Resettlement Verification Release
45 Form;

46 “(2) Immigration and Customs Enforcement Form I-220A, Order of Release on
47 Recognizance;

48 “(3) Department of Homeland Security Form I-385, Alien Booking Record; or

49 “(4) U.S. Citizenship and Immigration Services Form I-766, Employment
50 Authorization Card.

51 “(b) For an applicant who the Office determines has been transported to the District by
52 the executive branch of another state, the letter provided pursuant to subsection (a) of this section
53 shall include certification of residency in the District, including for a period of less than 6
54 months.

55 “(c) The Office shall consult with the Department of Motor Vehicles when developing the
56 form of the letter required pursuant to subsection (a) of this section.”.

57 Sec. 4. Section 114 of Chapter 1 of Title 18 of the District of Columbia Municipal
58 Regulations is amended as follows:

59 (a) Section 114.3 is amended as follows:

60 (1) Subsection (d) is amended by striking the phrase “; or” and inserting a
61 semicolon in its place.

62 (2) Subsection (e) is amended by striking the period and inserting the phrase “:
63 or” in its place.

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

65 “(f) A letter provided by the Office of Migrant Services pursuant to section 101a of the
66 Migrant Services and Supports Temporary Amendment Act of 2022, effective December 21,
67 2022 (D.C. Law 24-234; D.C. Official Code § 4-773.01 *et seq*).”.

68 (b) Section 114.5 is amended by adding a new subsection (n) to read as follows:

69 “(n)(1) A letter provided by the Office of Migrant Services pursuant to section 101a of
70 the Migrant Services and Supports Temporary Amendment Act of 2022, effective December 21,
71 2022 (D.C. Law 24-234; D.C. Official Code § 4-773.01 *et seq*).”.

72 “(2) An applicant who has presented a letter pursuant to paragraph (1) of this
73 subsection and has been determined by the Office of Migrant Services to have been transported
74 by the executive branch of another state to the District is not required to comply with § 114.6.”.

75 (c) Section 114.6 is amended by adding a new subsection (l) to read as follows:

76 “(l) A letter provided by the Office of Migrant Services pursuant to section 101a of the
77 Migrant Services and Supports Temporary Amendment Act of 2022, effective December 21,
78 2022 (D.C. Law 24-234; D.C. Official Code § 4-773.01 *et seq*).”.

79 Sec. 5. 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. 6. 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)).