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2 Councilmember Trayon White, Sr.

Councilmember Brooke Pinto

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5 Councilmember Christina Henderson

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8 A BILL

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14 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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19 To amend, on a temporary basis, the District of Columbia Public Emergency Act of 1980 to  
20 clarify the types of circumstances that may constitute a public emergency and to  
21 authorize the Mayor to extend the duration of public emergencies related to the opioid  
22 crisis and juvenile crime, to authorize the Mayor to waive the requirements of Title IV of  
23 the Procurement Practices Reform Act of 2010 in exercising her authority under the  
24 public emergencies related to the opioid crisis and juvenile crime, and to require the  
25 Mayor to provide written notice to the Council before engaging in conduct that would  
26 require the waiver of Title IV of the Procurement Practices Reform Act of 2010.

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28 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
29 act may be cited as the “Opioid Crisis and Juvenile Crime Public Emergencies Extension  
30 Authorization Temporary Amendment Act of 2024”.

31 Sec. 2. The District of Columbia Public Emergency Act of 1980, effective March 5, 1981  
32 (D.C. Law 3-149; D.C. Official Code § 7-2301 *et seq.*), is amended as follows:

33 (a) Section 2(3)(I) (D.C. Official Code § 7-2301(3)(I)) is amended by striking the phrase  
34 “communicable disease” and inserting the phrase “communicable disease, or significant existence  
35 of a deadly or otherwise dangerous disease, disorder, condition, or activity,” in its place.

36 (b) Section 7 (D.C. Official Code § 7-2306) is amended by adding a new subsection (c-2)  
37 to read as follows:

38 “(c-2)(1) Notwithstanding subsections (b) and (c) of this section, the Mayor may extend  
39 the 15-day February 27, 2024, emergency executive order declaring a public emergency in  
40 response to the opioid crisis (Mayor’s Order 2024-035) and the 15-day February 27, 2024,  
41 emergency executive order declaring a public emergency in response to juvenile crime (Mayor’s  
42 Order 2024-035) during the effectiveness of the Opioid Crisis and Juvenile Crime Public  
43 Emergencies Extension Authorization Emergency Amendment Act of 2024. After the extensions  
44 authorized by this subsection, the Mayor may extend the emergency orders for additional 15-day  
45 periods pursuant to subsection (b) or subsection (c) of this section.

46 “(2) Notwithstanding section 5(b) (D.C. Official Code § 7-2304(b)), the Mayor shall  
47 comply with all District laws when exercising her authority pursuant to Mayor’s Order 2024-035,  
48 including those laws stated in Mayor’s Order 2024-035 to be subject to waiver, suspension, or  
49 modification; except, that the Mayor may waive the requirements of Title IV of the Procurement  
50 Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-  
51 354.01 *et seq.*).

52 “(3) The Mayor shall, prior to any exercise of the authority granted by this subsection,  
53 provide written notice to the Council. Such notice shall include, at a minimum:

54 “(A) Citations to the law or laws being waived; and

55 “(B) In any instance where the Mayor is waiving procurement laws, a  
56 summary of each proposed procurement, which summary shall include:

57 “(i) A description of the specific goods or services to be procured;

58 “(ii) The source selection method, including whether the  
59 procurement was competitively sourced;

60 “(iii) The contract amount and the source of funds, whether federal  
61 or local;

62                                   “(iv) The name and certified business enterprise status of the  
63 proposed awardee; and

64                                   “(v) An explanation regarding why expedited procurement  
65 procedures are necessary to meet the specific need identified.

66                                   “(4) The Mayor shall publish any grants awarded or contracts entered into using  
67 the authority granted by this paragraph no later than 15 days after awarding the grant or entering  
68 the contract.”.

69                                   Sec. 3. Section 2(a) of the Opioid Crisis and Juvenile Crime Public Emergencies Extension  
70 Authorization Temporary Amendment Act of 2023, effective February 22, 2024 (D.C. Law 25-  
71 126; 71 DCR 645), is repealed.

72                                   Sec. 4. Fiscal impact statement.

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

76                                   Sec. 5. Effective date.

77                                   (a) This act shall take effect following approval by the Mayor (or in the event of veto by  
78 the Mayor, action by the Council to override the veto), a 30-day period of congressional review  
79 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
80 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
81 Columbia Register.

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