


**COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY  
BROOKE PINTO, CHAIRWOMAN**

**MEMORANDUM**

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**TO:** Chairman Phil Mendelson  
**FROM:** Councilmember Brooke Pinto   
Chairwoman, Committee on the Judiciary and Public Safety  
**RE:** Request to Place Measures on the Agendas for the April 1, 2025 Legislative Meeting  
**DATE:** March 27, 2025

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This memorandum is to request that the following measures be placed on the agenda for the April 1, 2025 Legislative Meeting:

- **Secure DC Pretrial Detention Extension and Reporting Congressional Review Emergency Declaration Resolution of 2025**
- **Secure DC Pretrial Detention Extension and Reporting Congressional Review Emergency Amendment Act of 2025**

On February 4, 2025, the Council passed the Secure DC Pretrial Detention Extension and Reporting Emergency Amendment Act of 2025, which expires on May 14, 2025. On February 18, 2025, the Council passed the Secure DC Pretrial Detention Extension and Reporting Temporary Amendment Act of 2025, which has a projected law date of July 12, 2025. This congressional review emergency legislation is necessary to prevent a gap in the law between the expiration of the emergency act and the effective date of the temporary act.

- **Residential Tranquility Congressional Review Emergency Declaration Resolution of 2025**
- **Residential Tranquility Congressional Review Emergency Amendment Act of 2025**

On October 29, 2024, the Council adopted the Residential Tranquility Emergency Amendment Act of 2024 expires on February 2, 2025. On November 12, 2024, the Council adopted the Residential Tranquility Temporary Amendment Act of 2024, enacted on November 22, 2024, which has a projected law date of May 8, 2025. On January 7, 2025, the Council adopted the Residential Tranquility Congressional Emergency Amendment Act of 2025, which expires on May 1, 2025. This congressional review emergency legislation is necessary to prevent a gap in the law between the expiration of the emergency congressional review act and the projected law date of the temporary act.

- **Special Education for Young Adults in the Custody of the Department of Corrections Emergency Declaration Resolution of 2025**
- **Special Education for Young Adults in the Custody of the Department of Corrections Emergency Amendment Act of 2025**

- **Special Education for Young Adults in the Custody of the Department of Corrections Temporary Amendment Act of 2025**

There is an immediate need to designate the Department of Corrections as the District agency responsible for providing a free appropriate public education (“FAPE”) under the federal Individuals with Disabilities Education Act (“IDEA”) and District law to eligible individuals in its custody and detained in its secure facilities.

Under the IDEA and District law, individuals aged 18 years old through the end of their eligibility for FAPE under the IDEA and District law (hereinafter “eligible individuals”) who are incarcerated in an adult correctional facility are entitled to receive a free appropriate public education through the delivery of special education and related services if they were previously identified or found eligible as a student with a disability or had an individualized education program. DOC has eligible individuals in its custody.

For school year 2021-2022 and schools year 2022-2023, special education services for eligible individuals in DOC’s custody were provided by Maya Angelou Public Charter Schools under a temporary charter authorization from the Public Charter School Board. The temporary charter authorization expired at the end of school year 2022-2023. In order to ensure the continuation of appropriate special education services at DOC in school year 2023-2024, the Council passed emergency and temporary legislation in April 2024 to designate DOC as the District agency responsible for providing a FAPE to eligible individuals in DOC’s custody, with the understanding that DOC would contract with Maya Angelou Public Charter Schools to provide the services.

Permanent versions of the Special Education for Young Adults in the Custody of the Department of Corrections Amendment Act, as introduced on June 1, 2023 (Bill 25-309), as well as the Leading Education Access for Reentry and Necessary Success Amendment Act, as introduced on September 18, 2024 (Bill 25-461)—both of which would resolve the issue this legislation is aimed at—are currently pending Council review, and a public hearing on the bills was held in January 2024. However, the agencies at play are still in discussions about the permanent home for this responsibility. Moreover, the temporary legislation adopted by the Council expires on April 12, 2025, prior to the end of school year 2024-2025.

Therefore, emergency legislation is necessary to extend the designation of DOC as the as the District agency responsible for providing a FAPE to eligible individuals in DOC’s custody during school year 2024-2025, to ensure that DOC can continue its contract with Maya Angelou Public Charter Schools for the remainder of the school year.

Drafts of these measures are attached. If you have any questions, please contact Linn Groft, Legislative and Committee Director, at [lgroft@dccouncil.gov](mailto:lgroft@dccouncil.gov).