

A BILL

16-679

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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FISCAL YEAR 2007 BUDGET SUPPORT ACT OF 2006

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To amend Title 47 of the District of Columbia Official Code to make an adjustment to the 3  
District of Columbia’s reprogramming threshold for capital projects; to amend Title 47 of 4  
the District of Columbia Official Code to update the “Clean Hands Before Receiving a 5  
License or Permit” Law; to clarify allowable usage of the Recorder of Deeds Automation 6  
and Infrastructure Improvement Fund for fiscal year 2006; to allocate additional revenue 7  
realized through the 4<sup>th</sup> revised quarterly revenue estimate; to authorize specific funds and 8  
amounts to be transferred by the Chief Financial Officer to the General Fund of the 9  
District of Columbia; to amend Chapter 43 of Title 47 of the District of Columbia 10  
Official Code to allow the Office of the Chief Financial Officer to examine the books and 11  
records of tax payers to ascertain the correctness of a return, and to establish the time and 12  
place for the examination; to amend Chapter 10 of Title 47 of the District of Columbia 13  
Official Code to exempt from taxation real property owned by the Far Southeast 14  
Community Organization, located on lots 73, 74, and 75, square 5753 that is to be used 15  
for inclusive housing, and to provide equitable real property tax relief; to provide 16  
equitable real property tax relief to Unfoldment, Inc.; to amend section 47-3503(c) of the 17  
District of Columbia Official Code to clarify that real property receiving an exemption 18  
thereunder shall be deemed to be receiving the homestead deduction for purposes of the 19  
owner-occupant residential tax credit; to amend section 47-1341(c) of the District of 20  
Columbia Official Code to make the form of notice optional; to amend the School 21  
Modernization Financing Act of 2006 to eliminate the deed and recordation tax increase; 22  
to authorize the commissioning of one or more nexus studies; to amend the Tax 23  
Increment Financing Authorization Act of 1998 and the Retail Incentive Act of 2004 to 24  
allow for an increase in the authorized limit on the amount of tax increment financing 25  
bonds which may be issued and to extend the sunset date for the issuance of the bonds; to 26  
amend the Government Employer-Assisted Housing Amendment Act of 1999 to allow 27  
District government employees to receive loan assistance from the Employer –Assisted 28  
Housing Program in conjunction with assistance received from the Home Purchase 29  
Assistance Program Fund and to extend the property tax and income tax credits to eligible 30  
District of Columbia government employees and to employees of District of Columbia 31  
Public Charter Schools; to create a fund to collect fees related to the fingerprinting of 32  
applicants for hacker and limousine licenses; to amend the District of Columbia Deed 33  
Recordation Tax Act and section 47-903 of the District of Columbia Official Code to 34  
impose an additional tax of .7% (except for residential properties transferred for a 35  
consideration less than \$400,000), and to create a nonlapsing fund for the collection of a 36  
portion of the additional tax and authorize and authorize the expenditure of funds from 37  
the additional tax in fiscal year 2007; to amend the Housing Production Trust Fund Act of 38  
1988 to establish the Fund as a special fund apart from the General Fund and to increase 39  
the amount from the Fund for bonds and debt service for the Sursum Corda New 40  
Communities Initiative; to amend the Omnibus Utility Amendment Act of 2005 to 41  
increase the maximum charge allowed for the Natural Gas Trust Fund; to amend the 42

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Retail Electric Competition and Consumer Protection Act of 1999 to permit the collection of an administrative fee for municipal aggregation contracts and to establish a nonlapsing fund for deposit of the fee; to amend the District of Columbia Great Streets Development Account to allow for the implementation of a spending plan for the monies appropriated in the FY 2005 Budget Support Act; to amend the Homestead Housing Preservation Act of 1986 to grant the Director of the Department of Housing and Community Development discretion to transfer real property in the inventory of the Homestead Housing Preservation Program to other programs administered by the District government for the development of affordable housing; to appropriate funds to the Department of Employment Services to develop a Comprehensive Workforce Development Strategic Plan; to amend the Small, Local, and Disadvantaged Business Development and Assistance Act of 2005 to modify the definition of local business enterprise; to eliminate the qualified metropolitan area business enterprise designation; to modify provisions related to issuance and use of provisional certifications and to require government corporations to file quarterly and annual reports to the Department of Small and Local Business Development; to require that local, small and disadvantaged businesses receive 20% in equity and development participation in District government projects; to amend the District of Columbia Housing Authority Act of 1999 to establish a program of rent supplements to assist private and nonprofit housing providers in providing housing at affordable rates to low-income populations, and to provide assistance to low-income persons in locating decent and affordable housing options; to amend the Rental Housing Act of 1985 to increase the rental unit registration fee by \$1 for funding for the Office of the Chief Tenant Advocate; to amend the Free Clinic Assistance Program Act of 1986 to expand the eligibility of free clinics under the act; to establish a more effective procedure for providing commissary services to inmates under the legal custody of the Department of Corrections by establishing an Inmate Welfare Fund; to authorize the Mayor to issue grants from funds received for the Office of Victims Services to assist victims of domestic violence; to direct the Mayor to consult with the Commanding General of the National Guard of the District of Columbia to establish a plan for the National Guard to assist the Special Operations Division of the Metropolitan Police Department with its functions; to require the Office of the Attorney General to award no less than \$3.2 million to a nonprofit organization for the purpose of making grants to civil service organizations that deliver civil legal services to low-income people; to amend the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification Amendment Act of 1998 to reflect inflationary adjustments; to amend section 47-1803.03 of the District of Columbia Official Code to permit teachers to deduct from gross income certain expenses; to require the State Education Office to make grant awards available under the DC Leveraging Educational Assistance Partnership Program for no fewer than 800 eligible students attending District institutions of higher education; to require the District of Columbia Public Schools to enter into a Memorandum of Understanding with the Mayor that shall specify how educational services shall be provided to committed and detained youth who are under the supervision of the

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Department of Youth Rehabilitation Services; to amend the Day Care Policy Act of 1979 1  
to authorize the Mayor to issue regulations to implement the act, and to amend the Child 2  
Care Services Assistance Fund Act of 1988 to authorize the Mayor to issue grants up to 3  
\$500,000; to require the Mayor to convene a working group to assess programs in the 4  
District providing primary and secondary services to prevent child abuse and neglect; to 5  
establish the Integrated Services Fund for At-Risk Children, Youth, and Families to be 6  
used to implement initiatives, programs, and services for at-risk children, youth, and 7  
families in a holistic, interdisciplinary manner, to authorize the Mayor to transfer into the 8  
fund up to one percent of local funding appropriated for designated agencies and to 9  
deposit federal and private grant funds into the fund, and to define the scope and design 10  
of programs and services to be financed by the fund; to provide the City Administrator 11  
with authority to award a grant of not more than \$6 million during fiscal year 2007, to 12  
Medical Homes DC from the capital funds available to the Department of Health; to 13  
amend the Hospital and Medical Services Corporation Regulatory Act of 1996 to modify 14  
the requirement that hospital service corporations and medical service corporations 15  
maintain open enrollment programs, to impose a tax upon premium payments received by 16  
hospital service corporations and medical service corporations, to establish a fund to 17  
provide basic health insurance coverage, and to amend the Life Insurance Act section and 18  
Title 47 of the District of Columbia Official Code to make conforming changes; to amend 19  
the Department of Mental Health Establishment Amendment Act of 2001 to authorize the 20  
Department of Mental Health to transfer to the Department of Youth Rehabilitation 21  
Services the resources and responsibilities for mental health services for youth in the 22  
custody of the Department of Youth Rehabilitation Service in secure facilities; to 23  
establish a nonlapsing fund designated as the Healthy DC Fund and to establish a new 24  
program to finance health care and medical services for qualifying individuals in the 25  
District of Columbia; to amend the District of Columbia Health Professionals 26  
Recruitment Program Act of 2005 to establish a nonlapsing fund to be known as the 27  
Health Professional Recruitment Fund for the sole purpose of making direct payments to 28  
Health Professional Recruitment Re-Payment Program participants; to amend the Health 29  
Care Privatization Amendment Act of 2001 so that a health maintenance organization 30  
that provides health care services to persons enrolled in the D.C. HealthCare Alliance 31  
shall be required to provide enrollees only those health benefits specified in its contract 32  
with the District of Columbia; to amend the AccessRx Act of 2004 to reduce the required 33  
contractual amount for the Pharmacy Resource Center program; to create a timely 34  
disbursement program for grants awarded to entities designated in this act; to amend 35  
Section 47-1262(b) of the District of Columbia Official Code to require that no less than 36  
90% of the Nursing Facility Quality of Care Fund be used to fund quality of care 37  
initiatives; to require the Mayor to submit Medicaid State Plan Amendments to the 38  
Council of the District of Columbia; to require the Medical Assistance Administration 39  
within the Department of Health to report to the Council of the District of Columbia on 40  
the status of its efforts to reform the Medicaid Non-Emergency Transportation Program 41  
and its efforts to decrease payments to providers located outside the District of Columbia 42

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and to make designated allocations; to require that \$100,000 be granted to the Crystal Meth Working Group for expanded substance abuse prevention programs related to crystal methamphetamine; to require that \$150,000 be granted to the District of Columbia Hospital Association to develop a bio-terrorism preparedness plan for hospitals in the region; to require that \$50,000 be granted to Greater DC Cares to continue development and maintenance of a first responders volunteer database; to require that \$400,000 for prevention education services within the Administration for HIV/AIDS Policy and Planning in the Department of Health; to allocate \$250,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for a Medicaid Utilization Project; to allocate \$50,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for the provision of culturally based training to clinicians that serve Latinos and other immigrant populations; to require that \$500,000 be granted to Food & Friends to provide clinical nutrition to adults and children with HIV/AIDS and other life-threatening illnesses; to require that \$1,525,000 be granted to Whitman Walker Clinic to provide HIV/AIDS primary care, treatment and support services; to allocate \$550,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health to provide continued support of the East of the River HIV/AIDS Initiative; to require that \$100,000 be granted to Transgender Health Empowerment, Inc., for organizational capacity-building, client support services and prevention education for transgendered individuals; to require that \$145,000 be granted to Angels and Associates, Inc., for organizational capacity-building, client support services, and prevention education for women living with HIV/AIDS; to allocate no less than \$250,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for burial assistance; to allocate \$300,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for pre-release and post-release HIV/AIDS counseling, testing, and referral services for inmates at the Oak Hill Juvenile Detention Center and the D.C. Jail; to allocate \$50,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for the purchase and distribution of condoms at the APRA Detoxification Facility, APRA Methadone maintenance sites, substance abuse treatment sites, and the D.C. Jail; to allocate no less than \$400,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for prevention services, outreach, and education programs that target youth of color at-risk of or living with HIV/AIDS; to allocate no less than \$400,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for prevention services, outreach, and education programs that target women of color at-risk of or living with HIV/AIDS; to allocate no less than \$400,000 within the Administration for HIV/AIDS Policy and Planning in the Department of Health for prevention services, outreach, and education programs that target men of color at-risk of or living with HIV/AIDS; to require that \$250,000 be granted to Greater Southeast Community Hospital to increase access to breast, cervical, and ovarian screening and treatment to reduce rates of morbidity among District women diagnosed with these types of cancer; to require that \$250,000 be granted to Howard University Hospital to increase prostate cancer screening

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and treatment to reduce rates of morbidity among District men diagnosed with this 1  
disease; to require that \$500,000 be granted to the American Lung Association of DC to 2  
conduct a comprehensive tobacco cessation program in the District of Columbia; to 3  
require that \$150,000 be granted to the DC Cancer Consortium to provide continued 4  
planning support for implementation of the District’s Comprehensive Cancer Plan; to 5  
require that \$120,000 be granted to the Capital Breast Care Center to raise breast cancer 6  
awareness and to provide screening and follow-up services for women; to require that \$1 7  
million be granted to Southeastern University to work in partnership with the Service 8  
Employees International Union to develop and expand training programs for allied health 9  
services; to require that \$1.9 million to the District of Columbia Primary Care 10  
Association to provide operating support for the Medical Homes DC initiative; to require 11  
that \$300,000 be granted to Children’s National Medical Center for administration of pre- 12  
school immunization services; to require that \$250,000 be granted to Howard University 13  
to expand diabetes screening, treatment for diagnosed uninsured District residents, and 14  
prevention education; to require that \$250,000 be granted to the National Kidney 15  
Foundation to provide kidney screening to at-risk and low-income District residents; to 16  
require that \$600,000 be granted to the District of Columbia Area Health and Education 17  
Center to increase the diversity, distribution, and quality of the future primary care 18  
workforce in the District; to require that \$225,000 to So Others Might Eat and Howard 19  
University School of Dentistry for a joint dental program to provide oral health services 20  
and treatment to homeless adults; to require that \$100,000 be granted to the Washington 21  
Regional Transplant Consortium to conduct an organ and tissue donor public awareness 22  
and education campaign; to require that \$200,000 be granted to the National Capital 23  
Poison Control Center to provide ongoing operational support of poison control activities; 24  
to allocate \$300,000 for a health assessment of the Riggs Park community; to require that 25  
\$20,000 be directed to the Council of the District of Columbia for the National 26  
Legislative Association on Prescription Drug Prices; to allocate \$3,943,000 within the 27  
Office of Managed Care in the Medical Assistance Administration in the Department of 28  
Health to increase the maximum eligibility standards of the State Children’s Health 29  
Insurance Program from 200% of the Federal Poverty Guidelines to 300% of the Federal 30  
Poverty Guidelines; to allocate \$120,000 within the Office of Managed Care in the 31  
Medical Assistance Administration in the Department of Health, to increase the 32  
maximum eligibility standards for Qualified Medicare Beneficiaries and Special Low- 33  
Income Medicare Beneficiaries to 300% of the Federal Poverty Guidelines; to allocate 34  
\$12.96 million within the Office of Disabilities and Aging in the Medical Assistance 35  
Administration in the Department of Health, \$12.96 million for comprehensive adult 36  
dental services; to allocate \$4.25 million within the Office of Support Services in the 37  
Medical Assistance Administration in the Department of Health, for the local share of 38  
Disproportionate Share Hospital funds, subject to appropriations; to require that \$100,000 39  
be granted to the D.C. Assembly on School Based Health Care to provide operational 40  
support for school health policies and programs for the District of Columbia; to allocate 41  
\$100,000 within the Department of Mental Health for mental health services at the 42

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Addiction Prevention and Recovery Administration Detoxification Facility; to require 1  
that \$200,000 be granted to the District of Columbia Birth Center, Inc. to support its 2  
parental support services; to allocate \$824,000 within the Department of Mental Health 3  
for substance abuse vouchers utilizing the Addiction Prevention and Recovery 4  
Administration Choice in Drug Treatment Program to provide comprehensive treatment 5  
and support to substance abusers with mental illness; to allocate \$4.1 million within the 6  
Department of Mental Health for school-based mental health services; to allocate \$1.5 7  
million within the Department of Mental Health to expand jail diversion programs for 8  
persons with mental health illness, to provide mental health services at the D.C. Jail, and 9  
to provide services for persons with mental illness being released from jail; to allocate no 10  
less than \$2 million of Housing Opportunities for Persons with AIDS program resources 11  
within the Administration for HIV/AIDS Policy and Planning in the Department of 12  
Health for capital, rehabilitative construction, or acquisition costs to strengthen the 13  
development of facilities and units in facilities to expand the housing stock available to 14  
eligible persons living with HIV/AIDS in the District of Columbia; to allocate no less 15  
than \$2 million of Housing Opportunities for Persons with AIDS program resources 16  
within the Administration for HIV/AIDS Policy and Planning in the Department of 17  
Health for the establishment of a long-term mortgage assistance program for eligible 18  
persons living with HIV/AIDS in the District of Columbia, Long-term mortgage 19  
assistance shall consist of at least 45% of monthly mortgage obligations, subject to 20  
appropriations; to repeal Resolution of the District of Columbia City Council No. 69-71 21  
to delete any reference to the public space rental fees for vaults; to amend the District of 22  
Columbia Public Space Rental Act to strike language that exempts the U.S. government 23  
and any foreign government from the assessment and collection of rent associated with 24  
vaults and to increase the public space rental fees for vaults; to amend the Highway Trust 25  
Fund Establishment Act of 1996 to require that the incremental revenue generated from 26  
the increase in the public space fees for vaults are deposited in the District of Columbia 27  
Highway Trust Fund; to amend Chapter 33 of Title 24 of the District of Columbia 28  
Municipal Regulations to establish a public rights-of-way occupancy fee for entities 29  
regulated by the Office of Cable Television, increase the public rights-of-way occupancy 30  
fees established for stand-alone conduits or pipes, aerial wires, and structures housing 31  
surface transmission facilities; to amend the Department of Transportation Establishment 32  
Act of 2002 to direct any excess money deposited in the District Department of 33  
Transportation Operating Fund after the payment of costs accrued, less 20%, to the 34  
District of Columbia Highway Trust Fund, to require that the incremental revenue 35  
generated from the increase in the public rights-of-way occupancy fees for stand-alone 36  
conduits or pipes, aerial wires, and structures housing surface transmission facilities are 37  
deposited in the District of Columbia Highway Trust Fund; and to incorporate the 38  
allocations and recommendations set forth in the committee report of the Committee on 39  
Health into this act. 40

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this 1  
act may be cited as the "Fiscal Year 2007 Budget Support Act of 2006". 2

TITLE I. GOVERNMENT DIRECTION AND SUPPORT. 3

SUBTITLE A. REPROGRAMMING POLICY AMENDMENT. 4

Sec. 1001. Short title. 5

This subtitle may be cited as the "Reprogramming Policy Act of 2006". 6

Sec. 1002. Section 47-363(c) of the District of Columbia Official Code is amended by 7  
striking the figure "\$860,000" and inserting the figure "\$1,000,000" in its place. 8

SUBTITLE B. CLEAN HANDS LICENSING REVISION. 9

Sec. 1010. Short title. 10

This subtitle may be cited as the "Clean Hands Licensing Revision Act of 2006". 11

Sec. 1011. Chapter 28 of Title 47 of the District of Columbia Official Code is amended 12  
as follows: 13

(a) The table of contents is amended as follows: 14

(1) Strike the section designation "47-2863. Self-certification and enforcement." 15  
and insert the section designation "47-2863. Self-certification and enforcement. (conditional)." 16  
in its place. 17

(2) Strike the section designation "47-2866. Enhanced enforcement." and insert 18  
the section designation "47-2866. Interagency computer system and enforcement." in its place. 19

(b) Section 47-2861 is amended as follows: 20

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(1) Paragraph (1) is amended to read as follows: 1

“(1)(A) “Applicant” means: 2

“(i) An individual, business, or other entity that applies for the 3  
license or permit; and 4

“(ii) Any person that owns a significant interest in the business or 5  
other entity; provided, that this sub-subparagraph shall not apply to a significant interest in a 6  
publicly-traded corporation. 7

“(B) For the purposes of this paragraph, the term "significant interest" 8  
means: 9

“(i) In the case of a corporation, more than 10% of the total 10  
combined voting power of all classes of stock of the corporation or more than 10% of the capital, 11  
profits, or beneficial interest in the voting stock of the corporation; or 12

“(ii) In the case of a partnership, association, trust, or other entity, 13  
more than 10% of the capital, profits, or beneficial interest in the partnership, association, trust, 14  
or other entity.”. 15

(2) Designate paragraph (1A) as (1B). 16

(3) Add a new paragraph (1A) to read as follows: 17

“(1A) “District government” means the Mayor, any executive branch or 18  
independent agency except the courts, the District of Columbia Water and Sewer Authority, or 19  
any board or commission other than the Alcohol Beverage Control Board.”. 20

(c) Section 47-2862(a) is amended by striking the phrase “if the applicant” and inserting 21

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the phrase “if the applicant has failed to file required District tax returns or” in its place. 1

(d) Section 47-2863 is amended as follows: 2

(1) Designate subsections (a), (b) and (c) as, respectively, (a)(1), (2), and (3). 3

(2) Add a new subsection (b) to read as follows: 4

"(b) Upon the implementation of the interagency computer system required by § 47-2866(a)(1), this section shall expire." 5  
6

(e) Section 47-2866 is amended to read as follows: 7

"47-2866. Interagency computer system and enforcement. 8

"(a)(1) On or before June 1, 2007, the Mayor shall implement an interagency computer 9  
system to enable government agencies, including the Department of Consumer and Regulatory 10  
Affairs, the Department of Finance and Revenue, and the Department of Public Works, to 11  
maintain and access up-to-date records of outstanding fines, fees, penalties, interest, taxes, or 12  
other charges that may be owed by applicants for licenses or permits from the District 13  
government. 14

"(2) At least 30 days prior to the implementation of the interagency computer 15  
system, the Mayor shall notify the Council of the date of implementation. 16

"(b) Upon the implementation of the interagency computer system as required by 17  
subsection (a) of this section: 18

"(1) All agencies responsible for issuing licenses or permits shall utilize the 19  
interagency computer system containing records of outstanding fines, fees, penalties, interest, 20

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taxes, or other charges owing to the District government to determine whether the application for  
a license or permit should be denied pursuant to § 47-2862(a);

"(2) Self-certification authority shall no longer be authorized; and

"(3) Section 47-2863 shall expire.

"(c) For purposes of administering and enforcing any tax law in the District of Columbia,  
the Mayor may require any owner, occupant, or transferor of real property and any taxpayer to  
provide a social security number or other tax identification number on any return or in a form and  
manner as the Mayor prescribes. Any use or disclosure of these numbers shall be for tax  
administration and enforcement purposes only.

"(d) The Chief Financial Officer may promulgate such rules as may be necessary and  
appropriate to carry out provisions of this subchapter."

**SUBTITLE C. RECORDER OF DEEDS AUTOMATION AND INFRASTRUCTURE  
IMPROVEMENT FUND.**

Sec. 1021. Short title.

This subtitle may be cited as the "Recorder of Deeds Automation and Infrastructure  
Improvement Fund Use Clarification Act of 2006".

Sec. 1022. An Act Providing for expenses of the Office of the Recorder of Deeds and  
Register of Wills of the District of Columbia, approved April 12, 1997 (44 Stat. 322, ch. 176;  
D.C. Official Code § 42-1214(b)), is amended as follows:

"(b) Revenues accruing to the Fund shall be used solely and exclusively to cover the  
costs of updating the automated system of the Recorder of Deeds and the repair and improvement

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of the infrastructure located at 515 D Street, N.W., Washington, D.C., and any incidental costs 1  
associated with that repair and improvement. These costs shall include the purchasing of 2  
computer hardware and software, maintenance of the new computer system, training staff to 3  
implement and operate the new system, and the repair of the infrastructure components necessary 4  
to meet the overall mission of the Recorder of Deeds.”. 5

SUBTITLE D. ALLOCATION OF ADDITIONAL REVENUE. 6

Sec. 1041. Short title. 7

This subtitle may be cited as the “Allocation of Additional Revenue Act of 2006”. 8

Sec. 1042. If the Chief Financial Officer of the District of Columbia certifies, through the 9  
4th revised quarterly revenue estimate for fiscal year 2007 that local funds exceed the annual 10  
revenue estimates incorporated in the approved Fiscal Year 2007 budget and financial plan, a 11  
minimum of \$105,330,983.24 of those additional revenues shall be allocated, but in no particular 12  
order of priority, as follows: 13

(1) An amount of \$5 million to the Office of the City Administrator for the 14  
Mayor’s Youth Strategy fund; 15

(2) An amount of \$100,000 to the Office of the City Administrator to provide 16  
funding for the Safe Shores program; 17

(3) An amount of \$1,610,000 to the Department of Parks and Recreation to 18  
support implementation of the Department of Recreation Youth Sports Development Act; 19

**ENGROSSED ORIGINAL**

- (4) An amount of \$10,300,000 to the District of Columbia Public Schools to fund the special education transportation costs; provided, that the Chief Financial Officer certifies that the funds are necessary to cover expected costs;
- (5) An amount of \$4,965,000 to the District of Columbia Public Schools to compensate for funding lost due to a reduction in student enrollment;
- (6) An amount of \$121,000 to the District of Columbia Public Charter School Board to fund increased service demands;
- (7) An amount of \$2,500,000 to the State Education Office for the Lifelong Learning Initiative Expansion program;
- (8) An amount of \$2,800,000 to the State Education Office for an expansion of the District of Columbia Leveraging Educational Assistance Partnership Program;
- (9) An amount of \$824,000 to the University of the District of Columbia to increase the nursing major program;
- (10) An amount of \$2 million to the University of the District of Columbia to establish adult education centers in Wards 5,7, and 8;
- (11) An amount of \$5 million to the University of the District of Columbia to fund pay increases for deans and faculty;
- (12) An amount of \$750,000 to the District of Columbia Public Library to fund public computers and technology;
- (13) An amount of \$250,000 to the District of Columbia Public Library to fund library collections;

**ENGROSSED ORIGINAL**

- (15) An amount of \$1,800,000 to the Office of Contracts and Procurement to provide additional funds for contract administration; 1  
2
- (16) An amount of \$99,000 to the District of Columbia Taxicab Commission to fund the position of Chief of Staff and administrative assistant position; 3  
4
- (17) An amount of \$4 million to the Office of the Chief Technology Officer to provide additional funds for the operating costs of capital projects; 5  
6
- (18) An amount of \$200,000 to the District Department of the Environment for additional program start-up costs; 7  
8
- (19) An amount of \$200,000 to the Department of Local and Small Business Development for additional program start-up costs; 9  
10
- (20) An amount of \$150,000 to the Office on African Affairs for additional program start-up costs; 11  
12
- (21) An amount of \$150,000 to the District of Columbia Office of Lesbian, Gay, Bisexual and Transgender Affairs for additional program start-up costs; 13  
14
- (22) An amount of \$3,300,000 to the Department of Corrections to fund contractual bed space expansion; 15  
16
- (23) An amount of \$535,000 to the Emergency Management Agency to provide funding for community preparedness, critical infrastructure, and public warning; 17  
18
- (24) An amount of \$789,000 to the Metropolitan Police Department to fund additional crossing guards; 19  
20

**ENGROSSED ORIGINAL**

- (25) An amount of \$1.5 million to the Office of the City Administrator from which grants and or contracts may be awarded to provide civil legal services for the poor; 1  
2
- (26) An amount of \$2 million to the Department of Employment Services to fund an increase in summer jobs from 10,000 to 11,400; 3  
4
- (27) An amount of \$2,500,000 to mitigate the fiscal impact of providing a tax incentive for local, small or disadvantaged business enterprises with less than 10 employees to provide health benefits; 5  
6  
7
- (28) An amount of \$200,000 to the Department of Insurance, Securities, and Banking to provide funds for Opportunity Accounts; 8  
9
- (29) An amount of \$2,100,000 to the Department of Health to increase Medicaid and D.C. Alliance provider rates; 10  
11
- (30) An amount of \$550,000 to the Department of Youth Rehabilitation Services to provide additional funds for substance abuse prevention; 12  
13
- (31) An amount of \$140,000 to the Office on Aging to fund in-home and continuing care programs; 14  
15
- (32) An amount of \$200,000 to the Office on Aging to fund community-based programs; 16  
17
- (33) An amount of \$2,760,055.24 and an additional 42 full-time equivalent employees to fully fund the Department of Correction’s correctional security staffing enhancement; 18  
19  
20

**ENGROSSED ORIGINAL**

- (34) An amount of \$2,800,000 to fully fund an additional 15 full-time equivalent employees associated with the Fire Prevention Division of the Fire and Emergency Medical Services; 1  
2  
3
- (35) An amount of \$880,000 in information technology enhancements for the Fire and Emergency Medical Services Department; 4  
5
- (36) An amount of \$211,470 for the Office of Police Complaints to fully fund an additional 3 full-time equivalent employees associated with investigations.; 6  
7
- (37) An amount of \$1,500,000 for the Department of Transportation to purchase snow fleet vehicles; 8  
9
- (38) An amount of \$2 million for the Department of Parks and Recreation for summer operations and staff; 10  
11
- (39) An amount of \$500,000 for the Department of Parks and Recreation for Boys and Girls Club Youth Programs; 12  
13
- (40) An amount of \$890,000 for the Department of Parks and Recreation for operational costs of four new recreation centers; 14  
15
- (41) An amount of \$250,000 for the District of Columbia Public Library for furniture, fixtures, and equipment; 16  
17
- (42) An amount of \$3,670,000 for funding the fiscal effect of the Residential Energy Conservation Tax Credit Act of 2006, signed by the Mayor on February 27, 2006 (D.C. Act 16-292; D.C. Official Code § 47-1806.11); 18  
19  
20

**ENGROSSED ORIGINAL**

(43) An amount of \$10 million for Income Maintenance Administration of the Department of Human Services to fund a \$52 increase in the monthly Temporary Assistance to Needy Families grant, pursuant to the TANF Benefit Parity subtitle;

(44) An amount of \$2 million for the Child and Family Services Agency's Community-Based Services program to provide additional funds to the Family Support Collaboratives program;

(45) An amount of \$250,000 for the Children and Youth Investment Collaborative to support increased funding to advocacy programs for parents and families of youth involved with the juvenile justice system;

(46) An amount of \$2,500,000 for the Department of Parks and Recreation for extended Saturday and Sunday operating hours at recreation centers;

(47) An amount of \$2,000,000 for the Department of Parks and Recreation for extended hours until midnight at recreation centers; and

(48) An amount of \$500,000 for the Department of Parks and Recreation for the equipment purchases to refurbish recreation centers.

SUBTITLE E. SPECIAL PURPOSE REVENUE FUNDS SURPLUS BALANCE TRANSFER.

Sec.1051. Short title.

This subtitle may be cited as the "Special Purpose Revenue Funds Surplus Balance Transfer Act of 2006".

Sec. 1052. Special purpose revenue funds surplus transfer authorization.

**ENGROSSED ORIGINAL**

Notwithstanding any other provision of law, including the dedication of funds to a particular use and D.C. Official Code § 47-368.01, beginning October 1, 2006, the amounts identified below as surplus funds in the balance of each Other-Type Fund, as defined in D.C. Official Code § 47-368.01(a), shall be transferred by the Office of the Chief Financial Officer to the General Fund of the District of Columbia:

(1) An amount of \$646,000 from the Department of Property Management’s Other-Type Funds for Utility payments for non-District agencies;

(2) An amount of \$1 million from Cable Television Special Account established by section 203 of the Cable Television Reform Act of 2002, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-120.03);

(3) An amount of \$39,000 from the Occupations and Professions Licensing Special Account established by D.C. Official Code § 47-2853.11;

(4) An amount of \$223,000 from the Office of the Chief Technology Officer’s Other-Type Fund for Tech City;

(5) An amount of \$1.41 million from the Department of Health, of which:

(A) An amount of \$33,000 shall be from the Office of the Chief Medical Examiner Fund established by section 2918(a) of the Fiscal Year 2001 Budget Support Act of 2000, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 5-1418);

(B) An amount of \$19,200 shall be from the Other-Type fund for an Oil Spill Fee court-ordered settlement;

**ENGROSSED ORIGINAL**

- (C) An amount of \$1 million shall be from the Other-Type fund for vital records revenue; 1  
2
- (D) An amount of \$81,000 shall be from the Other-Type fund for the University of the District of Columbia Health Clinic reimbursement; 3  
4
- (E) An amount of \$4,000 shall be from the Other-Type fund for the General Counsel Freedom of Information fees; 5  
6
- (F) An amount of \$239,000 shall be from the Low-Level Radioactive Waste Fund established by section 5 of the District of Columbia Low-Level Radioactive Waste Generator Regulatory Policy Act of 1980, effective March 7, 1991 (D.C. Law 8-226; D.C. Official Code § 8-1504); 7  
8  
9  
10
- (G) An amount of \$22,000 shall be from the Other-Type fund for the collection of medical licenses and fees; and 11  
12
- (H) An amount of \$12,000 shall be from the Addiction Recovery Fund established by section 5 of the Choice in Drug Treatment Act of 2000, effective July 18, 2000 (D.C. Law 13-145; D.C. Official Code § 7-3004); 13  
14  
15
- (6) An amount of \$1 million from the Real Estate Guaranty and Education Fund established by section 29 of the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Official Code § 42-1706); 16  
17  
18
- (7) An amount of \$10,5 million from the home purchase assistance program fund established by section 2 of the Home Purchase Assistance Fund Act of 1978, effective September 12, 1978 (D.C. Law 2-103; D.C. Official Code § 42-2601); 19  
20  
21

**ENGROSSED ORIGINAL**

(8) An amount of \$913,000 from the Renovation Development Trust Fund 1  
established by section 4 of the John A. Wilson Building Foundation Act, effective April 9, 1997 2  
(D.C. Law 11-180; D.C. Official Code § 10-1333); 3

(9) An amount of \$638,000 from the District of Columbia Department of Public 4  
Works' abandoned vehicle program Other-Type fund; 5

(10) An amount of \$80,000 from the Recorder of Deeds Automation and 6  
Infrastructure Improvement Fund established by section 3 of An Act providing for the expenses 7  
of the offices of recorders of deeds and register of wills of the District of Columbia, effective 8  
April 12, 1997 (D.C. Law 12-257; D.C. Official Code § 42-1214); and 9

(11) An amount of \$486,000 from the District Department of Transportation's 10  
Other-Type fund for the DDOT Administrative Support Fund. 11

12

SUBTITLE F. CLARIFICATION OF AUTHORITY TO EXAMINE BOOKS AND 13  
RECORDS. 14

Sec. 1061. Short title 15

This subtitle may be cited as the "Clarification of Authority to Examine Books and 16  
Records Act of 2006". 17

Sec. 1062. Chapter 43 of Title 47 of the District of Columbia Official Code is amended as 18  
follows: 19

**ENGROSSED ORIGINAL**

(a) The table of contents is amended by adding the section designations “47-4313. Examinations of books and records.” and “47-4314. Time and place of examination.” after the section designation “47-4312. Protest of assessment.”.

(b) Section 47-4311 is amended to read as follows:

“§ 47-4311. Requirement to maintain books and records.

“Every person who is liable for a tax imposed by this title and every owner of real property that is liable for a tax imposed by this title shall maintain sufficient books and records to determine liability for the tax.”

(c) New sections 47-4313 and 47-4314 are added to read as follows:

“§ 47-4313. Examinations of books and records.

“For the purpose of ascertaining the correctness of any return required to be made by this title, making a return where none has been made, determining the liability of any person or real property for any District of Columbia tax (including any interest, additional amount, addition to the tax, or civil penalty) or the liability at law or equity of any transferee or fiduciary of any person in respect of any District of Columbia revenue tax, collecting any such liability, or inquiring into any offense connected with the administration or endorsement of the District of Columbia revenue law, the Mayor or any authorized officer or employee of the Office of Tax and Revenue may:

“(1) Examine any books, papers, records, or other data which may be relevant or material to such inquiry; or

**ENGROSSED ORIGINAL**

“(2) Take such testimony of the person concerned, under oath, as may be relevant 1  
to such inquiry. 2

“47-4314. Time and place of examination. 3

“(a) The time and place of examination pursuant to § 47-4313 shall be fixed by the 4  
Mayor, or any authorized officer or employee of the Office of Tax and Revenue, and shall be 5  
reasonable under the circumstances. The time and place for an examination shall be presumed to 6  
be reasonable if it is scheduled: 7

“(1) During a normally scheduled work day and normal business hours of the 8  
Office of Tax and Revenue; or 9

“(2) Without regard to seasonal fluctuations in the businesses of particular 10  
taxpayers or their representatives. 11

“(b)(1) The Mayor, or an authorized officer or employee of the Office of Tax and 12  
Revenue, shall determine whether an examination will be an office examination or a field 13  
examination. 14

“(2)(A) An office examination of an individual shall take place at the Office of 15  
Tax and Revenue. 16

“(B) A field examination shall take place at the location where the 17  
taxpayer's original books, records, and source documents pertinent to the examination are 18  
maintained, which determination shall be made by the Mayor or an authorized officer or 19  
employee of the Office of Tax and Revenue. In the case of a sole proprietorship or taxpayer 20  
entity, this will usually be the taxpayer’s principal place of business.” 21

**ENGROSSED ORIGINAL**

“(C) A taxpayer shall not be subjected to unnecessary examinations or  
investigations.”.

SUBTITLE G. FAR SOUTHEAST COMMUNITY ORGANIZATION TAX  
EXEMPTION AND FORGIVENESS FOR ACCRUED TAXES.

Sec. 1071. Short title.

This act may be cited as the “Far Southeast Community Organization Tax Exemption and  
Forgiveness for Accrued Taxes Act of 2006”.

Sec. 1072. Chapter 10 of Title 47 of the District of Columbia Official Code is amended  
as follows:

(a) The table of contents is amended by adding the section designation “47-1074. Far  
Southeast Community Organization; lots 73, 74, and 75, square 5753.”.

(b) A new section 47-1074 is added to read as follows:

“§ 47-1074. Far Southeast Community Organization; lots 73, 74, and 75 in square 5753.

“(a) For the purposes of this section, the term “inclusive housing” means a housing  
development in which all units are rented to occupying households with not more than 80% of  
area median income (adjusted for household size) for a rent not exceeding 30% of household  
income as such amounts are determined by the United States Department of Housing and Urban  
Development.

“(b) The real property located at lots 73, 74, and 75, square 5753, shall be exempt from  
taxation so long as the property is owned by Far Southeast Community Organization and the  
property is used for inclusive housing. If the real property is sold or is not used for the purpose

**ENGROSSED ORIGINAL**

of inclusive housing, the exemption shall terminate as of the beginning of the year in which the sale or non-compliant use occurred; provided, that if the real property ceases to be used for the purpose of inclusive housing less than 15 years after the effective date of this section:

“(1) The exemption shall terminate as of the effective date of this section and the amount of taxes exempted under this section shall become due; and

“(2) This subsection shall constitute a lien against the property to secure the repayment of such amount, plus interest accruing thereon.”.

Sec. 1073. Forgiveness of taxes; redemption of real property.

The Council orders that all unpaid real property taxes, interest, penalties, fees, and other related charges assessed against real property located at lots 73, 74, and 75, square 5753, shall be forgiven, and the amount necessary to redeem the real property under § 47-1316 shall be deposited with the Chief Financial Officer on behalf of Far Southeast Community Organization. If the real property ceases to be used for the purpose of inclusive housing less than 15 years after the effective date of section 1072, the forgiveness under this section shall be rescinded, the amount of taxes forgiven under this section shall become due, and this section shall constitute a lien against the property to secure the repayment of such amounts.”.

SUBTITLE H. UNFOLDMENT, INC. EQUITABLE REAL PROPERTY TAX RELIEF.

Sec. 1081. Short title.

This subtitle may be cited as the "Unfoldment, Inc. Equitable Real Property Tax Relief Act of 2006".

**ENGROSSED ORIGINAL**

Sec. 1082. Real property taxes, interest, penalties, fees, and other related charges 1  
assessed against the real property located at 546 Newcomb Street, S.E., lot 804, square 5984, and 2  
the real property located at 3825 South Capitol Street, S.W., lot 826, square 6129, for the period 3  
of January 1, 2002 through June 30, 2006, shall be forgiven and any payments made for such 4  
period shall be refunded. 5

SUBTITLE I. LOWER INCOME HOMEOWNERSHIP COOPERATIVE HOUSING 6  
ASSOCIATION CLARIFICATION. 7

Sec. 1101. Short title. 8

This subtitle may be cited as the "Lower Income Homeownership Cooperative Housing 9  
Association Clarification Act of 2006". 10

Sec. 1102. Section 47-3503(c) of the District of Columbia Official Code is amended by 11  
adding a new paragraph (5) to read as follows: 12

"(5) A real property receiving the exemption under this subsection shall be 13  
deemed to be receiving the homestead deduction under § 47-850 or § 47-850.01 for purposes of § 14  
47-864; provided, that there is an approved and current homestead application on file applicable 15  
to the entire tax year following the expiration of the exemption." 16

Sec. 1103. Applicability. 17

Section 1102 shall be applicable to taxable periods beginning after September 30, 2001. 18

SUBTITLE J. REAL PROPERTY TAX SALE NOTICE. 19

Sec. 1111. Short title. 20

This subtitle may be cited as the "Real Property Tax Sale Notice Act of 2006". 21

**ENGROSSED ORIGINAL**

Sec. 1112. Section 47-1341(a) of the District of Columbia Official Code is amended 1  
striking the phrase “The notice of delinquency shall also include the following” and inserting the 2  
phrase “The notice of delinquency may also include the following” in its place. 3

SUBTITLE K. NON-DEPARTMENTAL FUNDING. 4

Sec. 1121. Short title. 5

This subtitle may be cited as the "Non-Departmental Funding Act of 2006". 6

Sec. 1122. Criteria for spending Non-Departmental funding in fiscal year 2007. 7

Of the Non-Departmental funding for fiscal year 2007: 8

(1) The Metropolitan Police Department, up to \$7 million for 100 new police 9  
officers; 10

(2) The Department of Corrections, up to \$2.8 million for rental costs associated 11  
with the Correction Treatment Facility; provided, that the Mayor demonstrates that these costs 12  
are not funded elsewhere in the budget and the Chief Financial Officer certifies that the funds are 13  
needed; and 14

(3) The Office of Administrative Hearings, up to \$540,000 for rent and 15  
administration functions. 16

SUBTITLE L. SCHOOL MODERNIZATION DEED TAX ELIMINATION. 17

Sec. 1131. Short title. 18

This subtitle may be cited as the “School Modernization Financing Amendment Act of 19  
2006”. 20

**ENGROSSED ORIGINAL**

Sec. 1132. The School Modernization Financing Act of 2006, signed by the Mayor on 1  
March 30, 2006 (D.C. Act 16-341; 53 DCR 2843), is amended as follows: 2

(a) Section 141(a) is amended as follows: 3

(1) Paragraph (1) is amended by striking the phrase “beginning September 2005,” 4  
and inserting the phrase “beginning September 2005, through May 2006,” in its place. 5

(2) Paragraph (2) is amended as follows: 6

(A) Strike the phrase “Beginning for” and insert the word “In” in its place. 7

(B) Strike the phrase “to be applied to the fiscal year 2 years following the 8  
audited fiscal year” and insert the phrase “as of the end of fiscal year 2007” in its place. 9

(3) Paragraph (3) is repealed. 10

(b) Section 161 is repealed. 11

SUBTITLE M. COMMERCIAL LINKAGE NEXUS STUDY. 12

Sec. 1141. Short title. 13

This subtitle may be cited as the “Commercial Linkage Nexus Study Act of 2006”. 14

Sec. 1142. Nexus study. 15

To quantify the relationship between commercial development and the need for housing 16  
for low and moderate-income workers, the District of Columbia Office of Planning shall 17  
commission one or more nexus studies. Each study shall determine the appropriate level of a 18  
one-time commercial linkage fee, based on square footage, that will generate revenues from new 19  
commercial development sufficient to support low and moderate-income housing needs created 20

**ENGROSSED ORIGINAL**

by the new development. The initial study shall be commissioned not later than October 15, 1  
2006, and shall be completed not later than April 1, 2007. 2

Sec. 1143. Funding for nexus study. 3

The nexus study shall be funded from the Mayor’s Comprehensive Task Force Fund, 4  
from which \$80,000 shall be allocated from the fiscal year budget as provided in section 5  
2052(b)(7). 6

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION 7

SUBTITLE A. TAX INCREMENT FINANCING RE-AUTHORIZATION AND 8  
INCREASE. 9

Sec. 2001. Short title. 10

This subtitle may be cited as the “Retail Incentive and Tax Increment Financing Re- 11  
Authorization and Amendment Act of 2006”. 12

Sec. 2002. Section 3(b) of the Tax Increment Financing Authorization Act of 1998, 13  
effective September 11, 1998 (D.C. Law 12-143; D.C. Official Code § 2-1217.02(b)), is 14  
amended as follows: 15

(a) Strike the phrase “\$300 million” and insert the phrase “\$500 million; provided, that 16  
the aggregate amount of TIF bonds for projects in the Central Business District, as defined in 17  
Title 11 of the District of Columbia Municipal Regulations, shall not exceed \$300 million” in its 18  
place. 19

(b) Strike the phrase “January 1, 2003” and insert the phrase “January 1, 2008” in its 20  
place. 21

**ENGROSSED ORIGINAL**

Sec. 2003. Section 3(a) of the Retail Incentive Act of 2004, effective September 8, 2004 1  
(D.C. Law 15-185; D.C. Official Code § 2-1217.72(a)), is amended by striking the phrase \$300 2  
million” and inserting the phrase “\$500 million; provided, that the aggregate amount of TIF 3  
bonds for projects in the Central Business District, as defined in Title 11 of the District of 4  
Columbia Municipal Regulations, shall not exceed \$300 million” in its place. 5

Sec. 2004. Applicability. 6

This subtitle shall apply as of August 1, 2006. 7

SUBTITLE B. GOVERNMENT EMPLOYER-ASSISTED HOUSING PROGRAM 8  
AMENDMENT. 9

Sec. 2011. Short title. 10

This subtitle may be cited as the “Government Employer-Assisted Housing Program 11  
Amendment Act of 2006”. 12

Sec. 2012. The Government Employer-Assisted Housing Amendment Act of 1999, 13  
effective May 9, 2000 (D.C. Law 13-96; D.C. Official Code § 42-2501 *et seq.*), is amended as 14  
follows: 15

(a) Section 6(d) (D.C. Official Code § 42-2505(d)) is amended by striking the phrase 16  
“may not” and inserting the word “may” in its place. 17

(b) Section 7 (D.C. Official Code § 42-2506) is amended as follows: 18

(1) The section heading is amended to read as follows: 19

“Sec. 7. Assistance available for District government and public charter school 20  
employees.”. 21

**ENGROSSED ORIGINAL**

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

(A) The lead-in sentence is amended to read as follows: 2

“In addition to the assistance provided in sections 5 and 6, a District of 3  
Columbia government employee, an employee of a District of Columbia public charter school, or 4  
a person who has accepted an offer to be a District of Columbia police officer, firefighter, 5  
emergency medical technician, public school teacher, or a teacher at a District of Columbia 6  
public charter school who is a first-time homebuyer in the District shall be eligible for the 7  
following assistance:” 8

(B) Paragraph (2) is amended by striking the phrase “the officer” 9  
wherever it appears and inserting the phrase “the District of Columbia government employee, 10  
employee of a District of Columbia public charter school, or person who has accepted an offer to 11  
be a District of Columbia police officer, firefighter, emergency medical technician, public school 12  
teacher, or teacher at a District of Columbia public charter school” in its place. 13

Sec. 2013. This subtitle is subject to appropriations. 14

SUBTITLE C. DISTRICT OF COLUMBIA TAXICAB COMMISSION 15  
FINGERPRINTING FUND. 16

Sec. 2021. Short title 17

This subtitle may be cited as the “District of Columbia Taxicab Commission 18  
Establishment Fingerprinting Fund Amendment Act of 2006”. 19

**ENGROSSED ORIGINAL**

Sec. 2022. The District of Columbia Taxicab Commission Establishment Act of 1985, 1  
effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §50-301 *et seq.*), is amended by 2  
adding a new section 20d to read as follows: 3

“Sec. 20d. Taxicab Commission Fingerprinting Fund. 4

“(a) There is hereby established the Taxicab Commission Fingerprinting Fund which 5  
shall be a revolving, nonlapsing fund that shall not revert to the General Fund at the end of any 6  
fiscal year or at any other time but shall be continually available to the Taxicab Commission for 7  
the purpose of the fund, subject to authorization by Congress, into which shall be deposited funds 8  
from appropriations and from fees from applicants for hacker and limousine licenses to obtain 9  
fingerprint records through the Metropolitan Police Department; which funds shall be used to 10  
make payment to the Metropolitan Police Department for the cost of obtaining the fingerprint 11  
records. 12

“(b) Revenue deposited into the fund shall be specifically designated to be expended by 13  
the Taxicab Commission to obtain fingerprint records from the Metropolitan Police Department 14  
and shall not be used to provide funding to any other District government agency. 15

“(c) The Metropolitan Police Department shall submit to the Taxicab Commission a 16  
voucher, on a periodic basis as agreed to by the Taxicab Commission and the Metropolitan 17  
Police Department, to be reimbursed for the cost of producing fingerprint records; which voucher 18  
shall include the cost and the number of fingerprint records produced.”. 19

SUBTITLE D. DEED TRANSFER AND RECORDATION TAX INCREASE. 20

Sec. 2051. Short title. 21

**ENGROSSED ORIGINAL**

This subtitle may be cited as the “Deed Transfer and Recordation Amendment Act of 2006”.

Sec. 2052. Mayor’s Comprehensive Housing Task Force Fund.

(a) There is established a special purpose revenue fund designated as the Mayor’s Comprehensive Housing Task Force Fund, which shall be separate from the General Fund of the District of Columbia and shall be used solely for the purposes set forth in subsection (b) of this section. The Fund shall be administered by the Office of the Deputy Mayor for Economic Development. An amount equal to 39.93% of the funds collected under section 303(a-3) of the District of Columbia Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 12; to be codified at D.C. Official Code § 42-1103(a-3)), and D.C. Official Code § 47-903(a-3), and all interest earned on those funds, shall be deposited into the Fund without regard to fiscal year limitation pursuant to an act of Congress. All funds deposited into the Fund shall not revert to the General Fund of the District of Columbia at the end of any fiscal year or at any other time, but shall be continually available for the uses and purposes set forth in the subsection (b) of this section, subject to authorization by Congress in an appropriations act. Any funds that are transferred through intra-District funding and are not expended in any fiscal year shall revert to the Fund.

(b) The Fund shall be used solely to fund housing strategy recommendations developed by the Mayor’s Comprehensive Housing Task Force; provided, that for fiscal year 2007, the only authorized expenditures are as follows:

(1) An amount of \$5 million for workforce housing;

**ENGROSSED ORIGINAL**

- (2) An amount of \$10 million for the Homeless No More program, which shall be transferred to the budget of the Department of Human Services' Family Services Administration Program through intra-District funds;
- (3) An amount of \$4 million for mental health housing, which shall be transferred to the budget of the Department of Mental Health through intra-District funds;
- (4) An amount of \$1.8 million for New Communities planning and economic development;
- (5) An amount of \$4 million for New Communities human capital;
- (6) An amount of \$250,000 for a housing coordinator;
- (7) An amount of \$80,000 for a nexus study on commercial linkage, which shall be transferred to the budget of the Office of Planning through intra-District funds;
- (8) An amount of \$7.5 million for emergency assistance to prevent eviction;
- (9) An amount of \$6 million for energy assistance, which shall be transferred to the budget of the District of Columbia Energy Office for the Low-Income Home Energy Assistance Program through intra-District funds; and
- (10) An amount of \$1.7 million for homeless initiatives, including 90 beds for youth, educational assistance for homeless youth, and emergency family shelter case management, to include specialized housing, housing-related education, and wrap around services through providers for lesbian, gay, bisexual, or transgender youth or youth questioning their sexuality or gender identity, which shall be transferred to the budget of the Department of Human Services' Family Services Administration Program through intra-District funds.

**ENGROSSED ORIGINAL**

Sec. 2053. Section 303 of the District of Columbia Deed Recordation Tax Act, approved 1  
March 2, 1962 (76 Stat. 12; D.C. Official Code § 42-1103), is amended by adding a new 2  
subsection (a-3) to read as follows: 3

“(a-3)(1) Beginning October 1, 2006, except for residential properties transferred for a 4  
consideration less than \$400,000, an additional tax of .35% is imposed upon a deed that is 5  
subject to the tax under subsection (a)(1) of this section. An amount equal to 39.93% of the 6  
funds collected under this subsection shall be deposited in the Mayor’s Comprehensive Housing 7  
Task Force Fund established by section 2052 of the Fiscal Year 2007 Budget Support Act of 8  
2006, passed on 2nd reading on June 6, 2006 (Enrolled version of Bill 16-679), 15% of the funds 9  
collected shall be deposited in the Housing Production Trust Fund established by section 3 of the 10  
Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. 11  
Official Code § 42-2802), and the balance shall be deposited in the General Fund of the District 12  
of Columbia.”. 13

Sec. 2054. Section 47-903 of the District of Columbia Official Code is amended by 14  
adding a new subsection (a-3) to read as follows: 15

“(a-3)(1) Beginning October 1, 2006, except for residential properties transferred for a 16  
consideration less than \$400,000, an additional tax of .35% is imposed upon a deed that is 17  
subject to the tax under subsection (a)(1) of this section. An amount equal to 39.93% of the 18  
funds collected under this subsection shall be deposited in the Mayor’s Comprehensive Housing 19  
Task Force Fund established by section 2052 of the Fiscal Year 2007 Budget Support Act of 20  
2006, passed on 2<sup>nd</sup> reading on June 6, 2006, 15% of the funds collected shall be deposited in the 21

**ENGROSSED ORIGINAL**

Housing Production Trust Fund established by section 3 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802), and the balance shall be deposited in the General Fund of the District of Columbia.”.

Sec. 2055. The following programs shall be funded for fiscal year 2007 from the General Fund of the District of Columbia in the following amounts:

(1) An amount of \$15,089,443 to the Office of Unified Communications, which shall be allocated for personnel and nonpersonal costs of the E-911 system;

(2) An amount of \$508,200 to fund the fiscal effect and implementation of the Health Care Benefits Expansion Act of 2006, effective April 4, 2006 (D.C. Law 16-82; D.C. Official Code § 32-706 *et seq.*);

(3) An amount of \$379,400 to the Office of the Deputy Mayor for Planning and Economic Development to be granted to the Tudor Place Historic House and Garden for capital restoration funding;

(4) An amount of \$200,000 to the Commission on Arts and Humanities to be granted to the Washington D.C. Jewish Community Center’s Center for the Arts;

(5) An amount of \$250,000 to the Department of Health to be granted to the Capital Breast Care Center;

(6) An amount of \$50,000 to the Department of Health to be granted to the D.C. Assembly on School-Based Health Care to fund school-based health programs;

**ENGROSSED ORIGINAL**

- (7) An amount of \$400,000 to the Department of Youth Rehabilitation Services 1  
to be granted to Peaceholics to assist in providing comprehensive, wrap-around services for at- 2  
risk youth and their families in the District of Columbia; 3
- (8) An amount of \$100,000 to the Department of Youth Rehabilitation Services 4  
to be granted to Positive Choices to provide educational, athletic, emotional, and a socially 5  
enriched environment for economically disadvantaged inner-city youth; 6
- (9) An amount of \$50,000 to the Office on Aging to be granted to Saint Mary's 7  
Court Senior Living Facility to assist its Quality of Life Program, which provides support 8  
services, classes, community, and social activities for its residents; 9
- (10) An amount of \$50,000 to the Department of Human Services to be granted 10  
to Bread for the City to assist in funding programs offered including meals, housing, legal 11  
assistance, and job placement; 12
- (11) An amount of \$50,000 to the Department of Human Services to be granted 13  
to D.C. Central Kitchen to assist in supplemental food purchases used to provide daily meals to 14  
residents at all District of Columbia shelters; 15
- (12) An amount of \$50,000 to the Department of Parks and Recreation to be used 16  
as one-time capital funding for the Spanish Steps project. 17
- (13) An amount of \$14 million to the District of Columbia Housing Authority for 18  
operations, rent supplements, and emergency assistance; 19
- (14) An amount of \$7 million to the Metropolitan Police Department to hire new 20  
police officers; 21

**ENGROSSED ORIGINAL**

(15) An amount of \$257,000 to the fund the fiscal effect and implementation of subtitle B of Title IV; 1  
2

(16) An amount of \$89,5000 to fund the fiscal effect and implementation of subtitle I of Title I; 3  
4

(17) An amount of \$143,882 to the Department of Parks and Recreation for Boys and Girls Club programs; and 5  
6

(18) An amount of \$8,780,300 to fund the fiscal effect of Subtitle O. 7

SUBTITLE E. HOUSING PRODUCTION TRUST FUND AND NEW COMMUNITIES 8  
FINANCING. 9

Sec. 2061. Short title. 10

This title may be cited as "Housing Production Trust Fund and New Communities Financing Clarification Act of 2006". 11  
12

Sec. 2062. The Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*), is amended as follows: 13  
14

(a) Section 3 (D.C. Official Code § 42-2802) is amended as follows: 15

(1) Subsection (a) is amended to read as follows: 16

“(a) There is established the Housing Production Trust Fund as a permanent revolving special revenue fund within the Governmental Funds of the District apart from the General Fund consisting of identifiable, renewable, and segregated capital, which shall be administered by the Department to provide assistance in housing production for targeted populations.”. 17  
18  
19  
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**ENGROSSED ORIGINAL**

(2) Subsection (b-2)(1) and (2) are amended to read as follows: 1

“(1) An amount not to exceed \$12 million of the funds deposited into the Fund 2  
may be used by the Mayor to secure bonds issued for the benefit of the New Communities 3  
Initiative or other purposes consistent with the Housing Production Trust Fund uses and pursuant 4  
to subsection (b)(11) of this section. 5

“(2) Council authorization by act shall be required for any amount above \$12 6  
million in the Fund to secure financing for the New Community Initiative or other purposes 7  
consistent with the Housing Production Trust Fund uses.”. 8

(b) Section 203(b) (D.C. Official Code § 42-2812.03(b)) is amended by striking the 9  
phrase “\$6 million” and inserting the phrase “\$12 million” in its place. 10

SUBTITLE F . AUTHORIZATION OF NATURAL GAS TRUST FUND 11  
ASSESSMENT INCREASE. 12

Sec. 2071. Short title. 13

This subtitle may be cited as the "Natural Gas Trust Fund Amendment Act of 2006". 14

Sec. 2072. Section 101(b)(2)(B) of the Omnibus Utility Amendment Act of 2004, 15  
effective April 12, 2005 (D.C. Law 15-342; D.C. Official Code § 34-1651(b)(2)(B)), is amended 16  
by striking the phrase “\$.016434 per therm” and inserting the phrase “\$.034238 per therm” in its 17  
place. 18

SUBTITLE G. MUNICIPAL AGGREGATION FUND ESTABLISHMENT. 19

Sec. 2081. Short title. 20

**ENGROSSED ORIGINAL**

This subtitle may be cited as the “Municipal Aggregation Fund Amendment Act of 2006”.

Sec. 2082. Section 115(a) of the Retail Electric Competition and Consumer Protection Act of 1999, effective May 9, 2000 (D.C. Law 13-107; D.C. Official Code § 34-1515 (a)), is amended by adding a new paragraph (1A) to read as follows:

“(1A)(A) There is established a fund designated as the Municipal Aggregation Fund, which shall be separate from the General Fund of the District of Columbia and shall be used solely to pay the costs of the formation and administration of municipal aggregation contracts of the District. The funds collected under subparagraph (B) of this paragraph, and all interest earned on those funds, shall be deposited into the Fund without regard to fiscal year limitation pursuant to an act of Congress. All funds deposited into the Fund shall not revert to the General Fund of the District of Columbia at the end of any fiscal year or at any other time, but shall be continually available for the uses and purposes set forth in this subparagraph, subject to authorization by Congress in an appropriations act.

“(B) The Mayor may charge an administrative fee, not to exceed \$85,000, under any municipal aggregation contract entered into by the District.”.

**SUBTITLE H. GREAT STREETS CAPITAL EXPENDITURES.**

Sec. 2101. Short title.

This title may be cited as the “Great Streets Capital Expenditures Act of 2006”.

Sec. 2102. Section 47-340.23 of the District of Columbia Official Code is amended by adding a new subsection (c) to read as follows:

**ENGROSSED ORIGINAL**

“(c)(1) Notwithstanding subsections (a) or (b) of this section, the funds described in the  
fiscal year 2006 capital budget as the Neighborhood Revitalization Commercial Corridor  
Redevelopment Project (EB3-04) in the amount of \$16.6 million shall be expended in the amount  
of \$4.5 million in accordance with the Great Streets spending plan established by the Deputy  
Mayor for Planning and Economic Development in May 2006, including:

“(A) The amount of \$1 million shall be allocated to the Deputy Mayor for  
Planning and Economic Development for the purposes of acquisition and redevelopment of  
property in the 3300 block of Georgia Avenue, N.W.;

“(B) The amount of \$2 million shall be allocated to the Deputy Mayor for  
Planning and Economic Development for the purposes of gap financing economic assistance for  
the proposed Radio One development at 7<sup>th</sup> and S Streets, N.W.;

“(C) The amount of \$500,000 shall be allocated to the Deputy Mayor for  
Planning and Economic Development for grants to property owners for facade and other  
improvements along H Street, N.E., the 1100 block of Good Hope Road, S.E., the 3600 block of  
Georgia Avenue, N.W, and the 3100 block of Martin Luther King, Jr. Avenue, S.E.; and

“(D) The amount of \$1 million shall be allocated to the Deputy Mayor for  
Planning and Economic Development for the purposes of property acquisition and gap financing  
economic assistance in the 1900 block of Martin Luther King, Jr. Avenue, S.E.;

“(2) The remaining \$12.1 million shall be spent on Great Streets supporting  
projects in the following manner:

**ENGROSSED ORIGINAL**

“(A) The amount of \$1.5 million shall be allocated to the Deputy Mayor 1  
for Planning and Economic Development for the purposes of issuing a grant to the Lincoln 2  
Theater to provide for repairs to the roof and other capital maintenance issues; 3

“(B) The amount of \$500,000 shall be allocated to the Anacostia 4  
Waterfront Corporation to begin a planning process for the construction of a new pedestrian 5  
bridge in Ward 7; 6

“(C) The amount of \$950,000 million shall be allocated to the Deputy 7  
Mayor for Planning and Economic Development for the purposes of issuing a grant to the 8  
Historical Society of Washington; 9

“(D) The amount of \$450,000 shall be allocated to the Department of 10  
Parks and Recreation for the purposes of renovating the S and T Street, N.W., parks; 11

“(E) The amount of \$600,000 shall be allocated to the Department of 12  
Parks and Recreation for the purposes of a complete playground renovation at the Hearst 13  
Recreation Center, 3950 37th Street, N.W.; 14

“(F) The amount of \$100,000 shall be allocated to the Department of 15  
Parks and Recreation for the purposes of designing and building a new state-of-the-art ADA- 16  
compliant recreation center at Ft. Stanton Recreation Park, 1812 Erie Street, S.E.; 17

“(G) The amount of \$100,000 shall be allocated to the Department of 18  
Parks and Recreation for the purposes of a renovation project at North Michigan Park Recreation 19  
Center, 1333 Emerson Street, N.E.; 20

**ENGROSSED ORIGINAL**

“(H) The amount of \$150,000 shall be allocated to the Department of 1  
Parks and Recreation for the purposes of designing and building a new state-of-the-art ADA- 2  
compliant recreation center at Douglas Recreation Center, 2100 Stanton Terrace, S.E.; 3

“(I) The amount of \$100,000 shall be allocated to the Department of Parks 4  
and Recreation for the Marvin Gaye Recreation Center; 5

“(J) The amount of \$1.2 million shall be allocated to the Deputy Mayor 6  
for Planning and Economic Development for purposes of acquisition along with facade and other 7  
improvements on Nannie Helen Burroughs Avenue, N.E.; 8

“(K) The amount of \$2 million shall be allocated to the Deputy Mayor for 9  
Planning and Economic Development for purposes of acquisition along with facade and other 10  
improvements on Pennsylvania Avenue, S.E., from the 2300 block of Pennsylvania Avenue, 11  
S.E., to Southern Avenue, S.E., at the Maryland line; 12

“(L) The amount of \$500,000 shall be allocated to begin the planning 13  
process and development of an environment education center and other environmental 14  
improvements at Kingman Island; 15

“(M) The amount of \$200,000 shall be allocated to the Department of 16  
Parks and Recreation for purposes of accelerating the designing and building of a new state-of- 17  
the-art ADA-compliant recreation center at Ridge Road Recreation Center at Ridge Road and 18  
Burns Street, S.E.; 19

“(N) The amount of \$500,000 shall be allocated to the Deputy Mayor for 20  
Planning and Economic Development for purposes of issuing a grant to the Boys and Girls Club 21

**ENGROSSED ORIGINAL**

of Metropolitan Washington #10 located at 2500 14<sup>th</sup> Street, N.W., for the purpose of capital improvements.;

“(O) The amount of \$1 million shall be allocated to the Deputy Mayor for Planning and Economic Development for the purposes of gap financing economic assistance for proposed mixed use development in the 3600 block of Georgia Avenue, N.W.;

“(P) The amount of \$500,000 shall be allocated to the Deputy Mayor for Planning and Economic Development for purposes of site acquisition and site preparation costs for a sit-down restaurant in the 5800 block of Georgia Avenue, N.W.;

“(Q) The amount of \$1.5 million shall be allocated to the Deputy Mayor for Planning and Economic Development for the purposes of affordable housing and neighborhood-serving retail assistance for a mixed use development of residential and retail uses in the 6500 block of Georgia Avenue, N.W.

“(R) The amount of \$100,000 shall be allocated to the Department of Parks and Recreation for the purposes of designing and building a new state of the art ADA compliant recreation center at Ft. Greble Recreation Center, Martin Luther King Jr. Ave. and Elmira St, S.W.; and

“(S) The amount of \$150,000 shall be allocated to the Department of Parks and Recreation for the purposes of issuing a grant to the Marvin Deal African Heritage Dancers for studio/theater build-out expenses on newly acquired property at 1230 Good Hope Road, S.E.”.

SUBTITLE I. HOMESTEAD HOUSING AMENDMENT. 21

**ENGROSSED ORIGINAL**

Sec. 2111. Short title. 1

This title may be cited as the “Homestead Housing Amendment Act of 2006”. 2

Sec. 2112. Section 6 of the Homestead Housing Preservation Act of 1986, effective 3  
August 9, 1986 (D.C. Law 6-135; D.C. Official Code § 42-2105), is amended by adding a new 4  
subsection (d) to read as follows: 5

“(d) The Director of the District of Columbia Department of Housing and Community 6  
Development is authorized, at his or her discretion, as deemed necessary to achieve the purposes 7  
of this act, and when it serves the District’s interest in producing affordable housing, to transfer 8  
real property in the Program inventory to other programs administered by the District 9  
government.”. 10

SUBTITLE J. COMPREHENSIVE WORKFORCE DEVELOPMENT STRATEGIC 11  
PLAN. 12

Sec. 2121. Short title. 13

This title may be cited as the “Comprehensive Workforce Development Strategic Plan 14  
Revenue Act of 2006”. 15

Sec. 2122. The amount of \$100,000 of the funds appropriated in fiscal year 2007 for the 16  
Department of Employment Services (“DOES”) shall be used exclusively by DOES to develop a 17  
Comprehensive Workforce Development Strategic Plan for the District of Columbia, in 18  
conjunction with the Superintendent of the District of Columbia Public Schools, the President of 19  
the University of the District of Columbia, the State Education Office, the Workforce Investment 20  
Council, the Office of the Deputy Mayor for Planning and Economic Development, and all other 21

**ENGROSSED ORIGINAL**

District agencies providing services or resources for workforce development. The 1  
Comprehensive Workforce Development Strategic Plan shall include an assessment of all 2  
workforce development programs, a comprehensive design of a workforce development system, 3  
and a strategic plan for implementation of workforce development. 4

SUBTITLE K. LOCAL SMALL AND DISADVANTAGED BUSINESS 5  
ENHANCEMENT AMENDMENT ACT. 6

Sec. 2131. Short title 7

This subtitle may be cited as the “Local, Small and Disadvantaged Businesses 8  
Enhancement Amendment Act of 2006”. 9

Sec. 2132. The Small, Local, and Disadvantaged Business Development and Assistance 10  
Act of 2005, effective October 20, 2005 (D.C. Law 16-33; 52 DCR 7503), is amended as 11  
follows: 12

(a) Section 2331(a) is amended as follows: 13

(1) Paragraph (2) is amended by striking the word “and” at the end. 14

(2) A new paragraph (2A) is added to read as follows: 15

“(2A) Meets 3 of the 4 following standards: 16

“(A) More than 50% of the assets of the business enterprise, excluding 17  
bank accounts, are located in the District; 18

“(B) More than 50% of the employees of the business enterprise are 19  
residents of the District; 20

**ENGROSSED ORIGINAL**

“(C) The owners of more than 50% of the business enterprise are 1  
residents of the District; or 2

“(D) More than 50% of the total sales or other revenues are derived from 3  
transactions of the business enterprise in the District; and”. 4

(b) Section 2332 is amended as follows: 5

(1) Subsection (a)(1) is amended as follows: 6

(A) Strike the subparagraph designation (A). 7

(B) Strike the word “or”. 8

(C) Subparagraph (B) is repealed. 9

(2) Subsection (b)(1) is amended by striking the phrase “or a qualified 10  
metropolitan area business enterprise”. 11

(c) Section 2333 is amended as follows: 12

(1) Subsection (a)(2) is amended as follows: 13

(A) Strike the subparagraph designation (A). 14

(B) Strike the word “or”. 15

(C) Subparagraph (B) is repealed. 16

(2) Subsection (b)(1) is amended by striking the phrase “or a qualified 17  
metropolitan area business enterprise”. 18

(d) Section 2334 is repealed. 19

(e) Section 2346 is amended as follows: 20

**ENGROSSED ORIGINAL**

(1) The section heading is amended by adding the phrase “and non-construction” after the word “construction”. 1  
2

(2) Subsection (a) is amended as follows: 3

(A) The existing language is designated as paragraph (1). 4

(B) A new paragraph (2) is added to read as follows: 5

“(2) All non-construction contracts in which a portion will be subcontracted shall 6  
include a requirement that at least 35% of the dollar value, excluding the cost of materials, 7  
goods, and supplies, be subcontracted to local small business enterprises, except that if there are 8  
insufficient qualified local small business enterprises to fulfill this requirement, then 35% of the 9  
dollar value, excluding the cost of materials, goods, and supplies, shall be subcontracted to local, 10  
small, or disadvantaged business enterprises.”. 11

(3) A new subsection (h) is added to read as follows: 12

“(h) A prime contractor shall submit to the contracting officer and the Director copies of 13  
the executed contracts with the subcontracts identified in the subcontracting plan. Failure to 14  
submit copies of the executed contracts shall render the underlying contract voidable by the 15  
District.”. 16

(f) Section 2349 is amended by adding a new subsection (c) to read as follows: 17

“(c)(1) Local, small, and disadvantaged business enterprises shall receive 20% in equity 18  
and development participation in all development projects supported by District funds and all in 19  
development projects that take place on District owned property. 20

**ENGROSSED ORIGINAL**

“(2) The participation requirement shall include all development projects 1  
undertaken by government corporations and all development projects resulting from contractual 2  
relationships where District owned real property is transferred to a third party. 3

“(3) Proposed rules shall be issued within 90 days of the effective date of the 4  
Fiscal Year 2007 Budget Support Act of 2004, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled 5  
version of Bill 16-679). The Mayor shall issue purpose rules to implement the provisions of this 6  
section The proposed rules shall be submitted to the Council for a 45-day period of review, 7  
excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does 8  
not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45- 9  
day review period, the proposed rules shall be deemed approved.”. 10

(g) Section 2354 amended as follows: 11

(1) The existing language is designated as subsection (a). 12

(2) The newly designated subsection (a)(2) is amended by adding a new 13  
subparagraph (E) to read as follows: 14

“(E) The actual dollar amount expended with each business enterprise.”. 15

(3) New subsections (b) and (c) are added to read as follows: 16

“(b) Within 45 days of its receipt of the annual reports required by section 2350(g), the 17  
Department shall submit to the Council and the Commission a report containing the following 18  
information with respect to each government corporation for the current and prior fiscal years: 19

“(1) The expendable budget of the government corporation; 20

**ENGROSSED ORIGINAL**

“(2) The government corporation's achievement with respect to the requirements 1  
of section 2350. 2

“(3) A list of each contract or procurement of the government corporation, which 3  
shall include the following information: 4

“(A) A description of the contract or procurement; 5

“(B) The dollar amount of the contract or procurement; 6

“(C) The name of the business enterprise from which the goods or 7  
services were contracted or procured; 8

“(D) Whether the business enterprise was a certified local, small, or 9  
disadvantaged business enterprise, and, if so: 10

“(i) The category or categories under which the business enterprise 11  
is certified; and 12

“(ii) The identification number of the business enterprise assigned 13  
by the Department; 14

“(E) The source of funding for the contract (local, federal, other, or 15  
capital); and 16

“(F) The actual dollar amount expended with each business enterprise. 17

“(c)(1) Beginning with the first full quarter after the effective date of the Fiscal Year 18  
2007 Budget Support Act of 2006, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of 19  
Bill 16-679), the Department shall submit to the Council, within 60 days of the end of each 20

**ENGROSSED ORIGINAL**

quarter, the quarterly reports of each agency required by section 2353 and the quarterly reports of each government corporation required by section 2350(f). 1  
2

“(2) Beginning with the first full quarter after the effective date of the Fiscal Year 2007 Budget Support Act of 2006, the Department shall submit to the Council the following: 3  
4

“(A) A summary of the information that each agency is required to submit pursuant to section 2353 and the information that each government corporation is required to submit pursuant to section 2350(f), in a format that shows the cumulative progress of each agency’s or government corporation’s annual LSDBE contracting and procurement goals to date, and the actual dollar amount expended with each business enterprise for the current fiscal year; and 5  
6  
7  
8  
9  
10

“(B) A list of all agencies or government corporations that have not submitted a report for that quarter and a detailed explanation of what actions were taken by the Department to effectuate compliance with the reporting requirement.” . 11  
12  
13

(h) Section 2361 is amended by adding a new subsection (e) to read as follows: 14

“(e) The Commission shall give first priority in reviewing applications submitted pursuant to subsection (b) of this section to any business enterprises that has received a provisional certification pursuant to section 2362.”. 15  
16  
17

(i) Section 2362 is amended by striking the number “120” and inserting the number “90” in its place. 18  
19

(j) Section 2363 is amended by adding a new subsection (e) to read as follows: 20

**ENGROSSED ORIGINAL**

“(e) Any contract awarded to a business enterprise based on the use of a provisional certification issued pursuant the section 2362 shall be voidable by the District if the final disposition of an application for a certificate of registration is denied by the commission pursuant to section 2361.”.

Sec. 2133. Of the funds appropriated in fiscal year 2007 for the Department of Small and Local Business Development, an amount of \$200,000 shall be allocated to the additional ramp-up costs and the costs associated with implementing the provisions of this subtitle; provided, that not less than \$100,000 of this amount shall be used to complete a disparity study, designed to investigate how the effect of any historic or continuing discriminatory practices impact on the ability of local, small and disadvantaged business enterprises to participate in procurement and other business opportunities in the District of Columbia; provided further, that not less than \$50,000 of this amount shall be used to monitor the implementation of section 2132(e) of this subtitle; and not less than \$50,000 shall be used to monitor the implementation of section 2132(f) of this subtitle.

SUBTITLE L. D.C. HOUSING AUTHORITY RENT SUPPLEMENT PROGRAM.

Sec. 2141. Short title.

This subtitle may be cited as the “D.C. Housing Authority Rent Supplement Act of 2006”.

Sec. 2142. The District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 6-201) is amended by adding

**ENGROSSED ORIGINAL**

new paragraphs (3A), (19A), (23A), (36A), (39A), (42A), (43A), and (43B) to read, respectively, 1  
as follows: 2

(1) “(3A) “Area median income” means: 3

“(A) For a household of 4 persons, the area median income for a 4  
household of 4 persons in the Washington Metropolitan Statistical Area as set forth in the 5  
periodic calculation provided by the United States Department of Housing and Urban 6  
Development; 7

“(B) For a household of 3 persons, 90% of the area median income for a 8  
household of 4 persons; 9

“(C) For a household of 2 persons, 80% of the area median income for a 10  
household of 4 persons; 11

“(D) For a household of one person, 70% of the area median income for a 12  
household of 4 persons; 13

“(E) For a household of more than 4 persons, the area median income for 14  
a household of 4 persons, increased by 10% of the area median income for a family of 4 persons 15  
for each household member exceeding 4 persons (e.g., the area median income for a family of 5 16  
shall be 110% of the area median income for a family of 4; the area median income for a 17  
household of 6 shall be 120% of the area median income for a family of 4).” 18

(2) “(19A) “Extremely-low income” means an individual or family whose gross 19  
income does not exceed 30% of the area median income.” 20

**ENGROSSED ORIGINAL**

(3) “(23A) “Housing Choice Voucher Program” means the federal housing program authorized by section 8 of the United States Housing Act of 1937, approved September 1, 1937 (50 Stat. 888; 42 U.S.C. § 1437(f) *et seq.*), and administered in the District of Columbia by the District of Columbia Housing Authority.”.

(4) “(36A) “Partnership Program for Affordable Housing” means the District of Columbia Housing Authority Program described in Chapter 93 of Title 14 of the District of Columbia Municipal Regulations.”.

(5) “(39A) “Project-based voucher assistance” means funds attached to a particular building, or set of buildings, owned and operated by a private or nonprofit housing provider.”.

(6) “(42A) “Rent Supplement Program” means the program established under section 26a to provide housing assistance to extremely low-income District residents, including those who are homeless and those in need of supportive services, such as elderly individuals or those with disabilities.”.

(7) “(43A) “Sponsor-based voucher assistance” means funds allocated under contract to a particular private or nonprofit housing provider to subsidize the rent, in units owned and operated by the provider, for a maximum number of households established by contract.”.

(8) “(43B) “Supportive housing” means housing provided in connection with voluntary services designed primarily to help tenants maintain housing, including but not limited to coordination or case management, physical and mental health, substance use management and

**ENGROSSED ORIGINAL**

recovery support, job training, literacy and education, youth and children’s programs, and money management.”. 1  
2

(b) New sections 26a, 26b, and 26c are added to read as follows: 3

“Sec. 26a. Rent Supplement Program: establishment of program and distribution of funds. 4  
5

“(a) The Rent Supplement Program is established to provide housing assistance to extremely low-income District residents, including those who are homeless and those in need of supportive services, such as elderly individuals or those with disabilities. The funding of this program is subject to appropriation. The Authority shall administer the program and shall promulgate rules for its implementation. The assistance under this section, section 26b, and 26c shall not constitute an entitlement. 6  
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“(b) The Authority shall allocate the funds appropriated for the program annually toward project-based and sponsor-based voucher assistance, as described in section 26b, and tenant-based assistance, as described in section 26c. 12  
13  
14

“(c) The Authority shall promulgate rules, subject to Council approval, as required in sections 26b and 26c, which shall govern the distribution of funds under this program. Where federal rules affect local funds, the Authority shall incorporate such rules into the submission to the Council required under this section, section 26b, and section 26c, except where such rules are inconsistent with this legislation. The rules shall provide for allocating project-based, tenant-based and sponsor-based funds so as to maintain or create new affordable housing units, 15  
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**ENGROSSED ORIGINAL**

including by combining funds under this program with other sources of funds for housing 1  
production and development. 2

“(d)(1) There is established a fund designated as the Rent Supplement Fund (“Fund”), 3  
which shall be separate from the General Fund of the District of Columbia. All revenues, grants, 4  
receipts, or other funds specifically identified or required by any provision of District of 5  
Columbia law to be paid into the Fund, and all interest earned on those funds, shall be deposited 6  
in the Fund without regard to fiscal year limitation pursuant to an act of Congress and shall be 7  
used solely to fund grants and provide assistance as set forth in this section and section 26b. All 8  
funds deposited into the Fund shall not revert to the General Fund of the District of Columbia at 9  
the end of any fiscal year or at any other time, but shall be continually available for the uses and 10  
purposes set forth in this section and section 26b, subject to authorization by Congress in an 11  
appropriations act. 12

“(2) With regard to project-based and sponsor-based voucher assistance, in any 13  
given year, the Authority shall spend the specified percentage of its funds that accrues in that year 14  
for the purpose of funding grants under this section, unless it provides written justification to the 15  
Council for not doing so. 16

“Sec. 26b. Project-based and sponsor-based voucher assistance. 17

“(a) The funds allocated under the program for project-based and sponsor-based voucher 18  
assistance shall be awarded by the Authority pursuant to its Partnership Program For Affordable 19  
Housing, except as otherwise provided herein. 20

**ENGROSSED ORIGINAL**

“(b) The Authority shall promulgate rules to govern the awarding of rent supplement 1  
funds through Partnership Program grants, as described in this section, to providers of sponsor- 2  
based housing. The Authority shall designate a portion of these funds to be awarded on a priority 3  
basis to sponsors of supportive housing for individuals with special needs. The rules may 4  
address eligibility, admission, and occupancy criteria, which serve the supportive housing goals 5  
of the housing development. 6

“(c) The Authority shall apply its existing Partnership Program rules to govern the 7  
awarding of Partnership Program grants for project-based voucher assistance and the continuing 8  
eligibility for such grants under this section, except where such rules are inconsistent with this 9  
legislation. The Authority shall also apply its existing Partnership Program and Housing Choice 10  
Voucher Program rules to govern eligibility, admission, and continuing occupancy by tenants in 11  
units receiving assistance under this act, except where such rules are inconsistent with this 12  
legislation. The Authority shall promulgate such additional rules as are necessary to ensure that 13  
eligibility for tenancy in the units supported by grants under this section is limited to households 14  
with gross income at or below 30% of the area median income. 15

“(d) To maintain consistency for households receiving rental housing support, the 16  
Authority shall, to the extent possible, given funding resources available in the Rent Supplement 17  
Program, continue to fund project-based and sponsor-based grantees at the same level, adjusted 18  
for inflation, on an annual basis, unless the Authority determines that a grantee is not meeting the 19  
criteria set forth in the rules governing the Partnership Program or is not adhering to other 20  
standards set forth by rule by the Authority. 21

**ENGROSSED ORIGINAL**

“Sec. 26c. Tenant-based assistance. 1

“(a) The funds allocated for tenant-based assistance shall be administered through the 2  
Authority’s Housing Choice Voucher Program. Except as provided in this section, tenant-based 3  
assistance provided through the Rent Supplement Program shall be subject to the Authority’s 4  
existing rules, regulations, policies, and procedures for the Housing Choice Voucher Program. 5  
Existing rules, regulations, policies, and procedures affecting the Rent Supplement Program shall 6  
be submitted for Council review as required by section 26a. 7

“(b) Eligible families shall be selected from the Authority’s Housing Choice Voucher 8  
Program waiting list according to rules established by the Authority for selection and admission, 9  
with the following additional limitations: 10

    “(1) Eligible families shall be extremely low-income; and 11

    “(2) The Authority shall develop rules that give preference in awarding a 12  
percentage of 13  
the vouchers 14  
funded under 15  
this program 16  
to District 17  
residents who 18  
are homeless 19  
applicants 20  
with one or 21

**ENGROSSED ORIGINAL**

more children 1  
under 18 years 2  
of age. The 3  
percentage 4  
shall be 5  
determined by 6  
the Authority 7  
and shall be 8  
included in the 9  
rules adopted 10  
for the 11  
program.”. 12

SUBTITLE M. VACANCY CONVERSION FEE CLARIFICATION AMENDMENT 13

ACT OF 2006. 14

Sec. 2161. Short title. 15

This subtitle may be cited as the “Vacancy Conversion Fee Clarification Amendment Act 16  
of 2006”. 17

Sec. 2162. The Rental Housing Conversion and Sale Act of 1980, effective September 18  
10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3401.01 *et seq.*), is amended as follows: 19

(a) Section 204 (D.C. Official Code § 42-3402.04) is amended as follows: 20

(1) Existing subsection (a) is re-designated as subsection (a-1). 21

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(2) A new subsection (a) is added to read as follows: 1

“(a) *Definitions.* -- For purposes of this section, the term: 2

“(1) “Low-income individual” means an individual with an annual household 3  
income, as determined by the Mayor, of less than 60% of the area median income for the 4  
Washington-Arlington-Alexandria Metropolitan area. 5

“(2) “Qualifying tenant-purchasers” means the number of tenants or purchasers 6  
who qualify as low-income individuals at the time they enter a 5-year lease, acquire an option to 7  
lease, or purchase a unit in the housing accommodation, and whose continued right to remain a 8  
tenant is not required by law. 9

“(3) “Declared conversion fee” means the conversion fee required by this section, 10  
based on a bona fide estimate of the sales price and number of qualifying tenant-purchasers, as 11  
declared by the property owner at the time of application for registration of the housing 12  
accommodation as a condominium or cooperative. 13

“(4) “Final conversion fee” means the conversion fee required by this section, 14  
based on the number of qualifying tenant-purchasers and the sales price of all sold units and any 15  
unsold units that have been assessed a conversion fee by the Mayor, as required by subsection (b- 16  
1) of this section.”. 17

(3) Newly designated subsection (a-1) is amended to read as follows: 18

“(a-1) *Amount.* -- An owner who converts a housing accommodation, including vacant 19  
buildings, into a condominium or a cooperative shall pay the Mayor a conversion fee of 5% of 20

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the sales price for each condominium unit, or proportionate value of the cooperative residence, 1  
within the housing accommodation.”. 2

(4) Subsection (b) is amended to read as follows: 3

“(b) *Reduction.* -- The Mayor shall reduce the conversion fee of each unit of a 4  
condominium, or proportionate value of the cooperative residence, when the owner sells a unit in 5  
the housing accommodation, provides a lease, or option to lease for at least 5 years, to current or 6  
new qualifying tenant-purchasers. To qualify for this reduction, a lease cannot require monthly 7  
payments greater than existing rents, as may be increased by the annual adjustment of general 8  
applicability provided in section 206(b), or a similar annual adjustment in any successor rent 9  
control act, or 30% of gross household income, whichever is greater. The 5% conversion fee 10  
shall be reduced by dividing the total number of qualifying tenant-purchasers by the number of 11  
units in the building at settlement, and multiplying the quotient by 5%. The resulting percentage 12  
shall be subtracted from the 5% conversion fee coefficient and shall be used as the basis of the 13  
final conversion fee.”. 14

(5) Subsection (b-1) is amended to read as follows: 15

“*Payment.* -- Upon registration of the housing accommodation as a condominium or a 16  
cooperative, the Mayor shall record a lien on the property in the amount of the declared 17  
conversion fee. The declared conversion fee shall be apportioned among the individual units or 18  
shares according to the percentage that each unit represents of the total estimated sales price and 19  
shall be paid at the time of settlement on the individual units or shares. The Recorder of Deeds 20  
shall not record a deed for an individual unit or share until the declared conversion fee for that 21

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individual unit or share is paid in full. The Mayor shall require payment of the declared 1  
conversion fee for any unsold units or shares 2 years after the housing accommodation is 2  
registered as a condominium or a cooperative. After payment of the declared conversion fees for 3  
all of the units, if the declared conversion fee and the final conversion fees are not the same, any 4  
underpayment or overpayment of the conversion fee shall be collected from the owner or 5  
refunded to the owner by the Mayor, accordingly. If the final conversion fee is greater than the 6  
declared conversion fee, for each 1% that the final conversion fee is greater than the declared 7  
conversion fee, a .5% (one-half of one percent) surcharge shall be added to the conversion fee 8  
paid by the owner. The Mayor shall enforce a lien against any unsold unit of a condominium or 9  
proportionate value of a cooperative to collect any underpayment of the final conversion fee.”. 10

(6) Subsection (c) is repealed. 11

(b) Section 210 (D.C. Official Code § 42-3402.10) is amended as follows: 12

(1) Strike the sentence “The provisions of this title shall not apply to the 13  
conversion of housing accommodations into condominium or cooperative status which are fully 14  
vacant as of the date of application to the Mayor for a vacancy exemption.” and insert the 15  
sentence “The provisions of this title shall not apply to the conversion of housing 16  
accommodations into condominium or cooperative status that are fully vacant as of the date of 17  
application to the Mayor for a vacancy exemption; provided, that this exemption shall not apply 18  
to section 204.” in its place. 19

(2) Strike the sentence “The Mayor shall accept the owner’s certification unless 20  
the Mayor has received information which tends to challenge the truthfulness of the 21

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certification.” and insert the sentences “The Mayor shall investigate all requests for vacancy 1  
exemptions under this section and photographically document the vacant status of at least 25% of 2  
the total number of randomly selected units in the housing accommodation. All vacancy 3  
exemptions shall expire 90 days after certification. Vacancy exemptions properly certified, and 4  
in effect, on the effective date of the Fiscal Year 2007 Budget Support Act of 2006, passed on 2<sup>nd</sup> 5  
reading on June 6, 2006 (Enrolled version of Bill 16-679), shall expire 90 days after the effective 6  
date of the Fiscal Year 2007 Budget Support Act of 2006” in its place. 7

SUBTITLE N. OFFICE OF THE CHIEF TENANT ADVOCATE FUNDING ACT. 8

Sec. 2171. Short title. 9

This subtitle may be cited as the “Office of the Chief Tenant Advocate Funding Act of 10  
2006”. 11

Sec. 2172. Section 401 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. 12  
Law 6-10; D.C. Official Code § 42-3504.01), is amended as follows: 13

(a) Strike the figure “\$16” and insert the figure “\$17” in its place. 14

(b) Strike the phrase “tenant ombudsman and a”. 15

(c) Strike the phrase “liaison.” and insert the phrase “liaison; provided further, that a 16  
portion of fees collected shall be deposited in a special account for use by the Office of the Chief 17  
Tenant Advocate.” in its place. 18

SUBTITLE O. FREE CLINIC ASSISTANCE PROGRAM COVERAGE 19

AMENDMENT. 20

Sec. 2181. Short title. 21

**ENGROSSED ORIGINAL**

This subtitle may be cited as the “Free Clinic Assistance Program Coverage Amendment Act of 2006”. 1  
2

Sec. 2182. The Free Clinic Assistance Program Act of 1986, effective September 23, 1986 (D.C. Law 6-155; D.C. Code § 1-307.21, *et seq.*), is amended as follows: 3  
4

(a) Section 2(2) is amended to read as follows: 5

“(2) “Free clinic” means a health clinic or community health center that: 6

“(A) Has obtained all licenses, permits, and certificates of occupancy or need that are required as a precondition to lawful operation in the District; 7  
8

“(B) Is certified as a nonprofit organization under section 501(c)(3) of the Internal Revenue Code of 1954, approved August 16, 1954 (68 Stat. 163; 26 U.S.C. § 501(c)(3)); 9  
10  
11

“(C) Is certified by the Mayor to meet the requirements of sections 2 through 5; 12  
13

“(D) Does not require payment for health care, rehabilitative, or social services, except: 14  
15

“(i) As part of a rehabilitation program in which payment by the patient has been determined by the Mayor to be an important component of the patient's rehabilitation; or 16  
17  
18

“(ii) To cover the costs of laboratory tests or vaccines; 19

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“(E) Provides health-care, rehabilitative, or social services only under the supervision of a physician, advanced registered nurse, physician assistant, registered nurse, psychologist, or social worker licensed to practice in the District; and

“(F) Accepts third-party payments from health insurance providers for their services only where the patient consents in writing to the filing of a claim for benefits to which the patient is eligible.”.

(b) Section 4(a)(2) is amended to read as follows:

“(2) The Mayor may accept into the program a free clinic for which medical liability insurance is available, but only at rate that is so high as to make it economically infeasible for the clinic to pay or if payment would result in a reduction of services to low-income patients.”.

Sec. 2183. Applicability.

This subtitle shall apply upon the formation of a District-owned captive insurance company which shall insure all of the liability of the District under the Free Clinic Act of 1986 effective September 23, 1986 (D.C. Law 6-155; D.C. Code § 1-307.21 *et seq.*).

TITLE III. PUBLIC SAFETY AND JUSTICE

SUBTITLE A. INMATE WELFARE FUND.

Sec. 3001. Short title.

This subtitle may be cited as the “Inmate Welfare Fund Establishment Act of 2006”.

Sec. 3002. Definitions.

For the purposes of this subtitle, the term:

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- (1) "Commissary" means a system through which inmates in District correctional facilities are able to purchase permitted commodities. 1  
2
- (2) "Committee" means the Inmate Welfare Fund Committee established by section 3005. 3  
4
- (3) "Correctional facility" means any building, or group of buildings, and concomitant services, operated as a single management unit by, or under contract with, the Department of Corrections for the purpose of housing and providing services to persons ordered confined pending trial or upon conviction and sentencing for a violation of law. 5  
6  
7  
8
- (4) "Department" means the Department of Corrections. 9
- (5) "Director" means the Director of the Department of Corrections. 10
- (6) "Fund" means the Inmate Welfare Fund established by section 3003. 11
- Sec. 3003. Establishment of Inmate Welfare Fund. 12
- (a) There is established a nonlapsing fund to be known as the Inmate Welfare Fund and to be used for the purposes set forth in section 3004. 13  
14
- (b) The Fund shall consist of: 15
- (1) An initial appropriation in fiscal year 2007; and 16
- (2) Monies derived from the sale of goods through the commissary at correctional facilities. 17  
18
- (c) Except as provided in section 3004(2), funds deposited in the Fund shall not be transferred or revert to the fund balance of the General Fund of the District of Columbia at the 19  
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**ENGROSSED ORIGINAL**

end of any fiscal year or at any other time, but shall be continually available for the uses and purposes set forth in section 3004, subject to authorization by Congress. 1  
2

(d) The Fund shall comply with all financial and procurement statutes, rules, regulations, standards, and systems promulgated by the District of Columbia government. 3  
4

(e) The Fund shall be subject to annual audits scheduled by the Office of the Chief Financial Officer and periodic audits scheduled by the Office of the Inspector General. 5  
6

Sec. 3004. Uses of Inmate Welfare Fund. 7

The Fund shall be used for the following purposes, in order of priority: 8

(1) To stock the commissaries of District correctional facilities; 9

(2) To repay the initial appropriation used to finance the Fund; and 10

(3) To provide goods and services that benefit the general inmate population at 11

District correctional facilities, as determined by the Inmate Welfare Fund Committee established in section 3005. 12  
13

Sec. 3005. Inmate Welfare Fund Committee. 14

(a) The Inmate Welfare Fund Committee is established for the purpose of administering and supervising the operations of and the expenditures from the Inmate Welfare Fund. 15  
16

(b) The Committee shall be composed of the following 5 members: 17

(1) The Director of the Department of Corrections, or his or her designee; 18

(2) The General Counsel of the Department of Corrections, or his or her designee; 19

(3) The Warden of the Central Detention Facility, or his or her designee; 20

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(4) The Manager of the Office of Internal Controls, Compliance, and  
Accreditation of the Department of Corrections, or his or her designee; and

(5) The Director of the Office of Management Information and Technological  
Services of the Department of Corrections, or his or her designee.

(c) The Committee shall maintain a record of its authorization and approval for all  
expenditures from the Fund.

(d) The Committee may promulgate regulations governing the use and expenditures of  
the Fund.

**SUBTITLE B. VICTIMS OF DOMESTIC VIOLENCE GRANT-MAKING.**

Sec. 3021. Short title.

This subtitle may be cited as the "Victims of Domestic Violence Grant-Making Act of  
2006".

Sec. 3022. Grant-making authority for assisting domestic violence victims.

Beginning in fiscal year 2007, the Mayor is authorized to issue grants from local funds  
received for the Office of Victim Services to assist victims of domestic violence.

Sec. 3023. Rules.

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act,  
approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules  
to implement the provisions of this subtitle.

**SUBTITLE C. NATIONAL GUARD OPERATIONS COORDINATION PLAN.**

Sec. 3031. Short title.

**ENGROSSED ORIGINAL**

This subtitle may be cited as the "National Guard Operations Coordination Act of 2006". 1

Sec. 3032. Establishment of a plan to coordinate operations of the National Guard and 2  
the Metropolitan Police Department. 3

The Mayor is directed to consult with the Commanding General of the National Guard of 4  
the District of Columbia to establish a plan whereby the National Guard Reaction Force provides 5  
supplemental manpower to the Special Operations Division of the Metropolitan Police 6  
Department to assist it in the performance of its duties. The plan shall be implemented within 7  
180 days of April 26, 2006. 8

**SUBTITLE D. CIVIL LEGAL SERVICES.** 9

Sec. 3041. Short title. 10

This subtitle may be cited as the "Civil Legal Services Act of 2006". 11

Sec. 3042. Funding for civil legal services. 12

The Office of the Attorney General is hereby authorized to and shall award a grant, with 13  
funds appropriated through the fiscal year 2007 budget, of no less than \$3.2 million to a 14  
nonprofit organization in the District with a demonstrated history of expertise and experience in 15  
making grants to organizations that deliver civil legal services to low-income people. 16

**TITLE IV. PUBLIC EDUCATION SYSTEM** 17

**SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA FOR PUBLIC 18  
SCHOOLS AND PUBLIC CHARTER SCHOOLS.** 19

Sec. 4001. Short title. 20

**ENGROSSED ORIGINAL**

This subtitle may be cited as the “Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Amendment Act of 2006”. 1  
2

Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification Amendment Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows: 3  
4  
5

(a) Section 102 (D.C. Official Code § 38-2901) is amended as follows: 6

(1) A new paragraph (1A) is added to read as follows: 7

“(1A) “Alternative program” means specialized instruction for students under court supervision or on short- and long-term suspension, or who have been chronically truant or expelled from a regular District of Columbia Public School or public charter school academic program. To qualify as an alternative program, a school must meet the criteria and rules set by the State Education Office. An alternative program may describe an entire school or a specialized program within a school.”. 8  
9  
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11  
12  
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(2) Paragraph (2) is repealed. 14

(3) Paragraph (6) is amended to read as follows: 15

“(6) “Full-time equivalent” means student enrollment the equal of: 16

“(A) Five hours or more per school day for a minimum of 180 school days for students enrolled in grades pre-school through 12; or 17  
18

“(B) Three hours per day for a minimum of 4 days per week for 36 weeks per school year for adult enrollment.”. 19  
20

(4) Paragraph 13 is amended to read as follows: 21

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“(13) "Summer school" means an accelerated instructional program provided 1  
outside the regular school year of 180 days for students in targeted grades or grade spans 2  
pursuant to promotion policies of the District of Columbia Public Schools and public charter 3  
schools.”. 4

(b) Section 104 (D.C. Official Code § 38-2903) is amended by striking the phrase 5  
“\$7,307.47 per student for FY 2006” and inserting the phrase “\$8,002.06 per student for FY 6  
2007” in its place. 7

(c) Section 105 (D.C. Official Code § 38-2904) is amended to read as follows: 8

“Sec. 105. Weightings applied to counts of students enrolled at certain grade levels. 9

“The student counts at certain grade levels and in certain programs shall be weighted to 10  
provide an amount per student differing from the basic foundation level in accordance with the 11  
following schedule: 12

Grade Level Weighting		Per Pupil Allocation in 2007	
Pre-School	1.16	\$9,2829	14
Pre-Kindergarten	1.16	\$9,2829	15
Kindergarten	1.16	\$9,2829	16
Grades 1-3	1.03	\$8,242.12	17
Grades 4-5	1.00	\$8,002.60	18
Ungraded ES	1.03	\$8,242.12	19
Grades 6-8	1.00	\$8,002.60	20
Ungraded MS/JHS	1.00	\$8,002.60	21

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Grades 9-12	1.17	\$9,362.41	1
Ungraded SHS	1.17	\$9,362.41	2
Alternative Program	1.23	\$9,842.53	3
Special ed schools	1.17	\$9,362.41	4
Adult	0.75	\$6,001.55	5

(d) Section 106 (D.C. Official Code § 38-2905) is amended as follows: 6

(1) Subsection (c) is amended to read as follows: 7

“(c) These supplemental allocations shall be calculated by applying weightings to the 8  
foundation level as follows: 9

Special Needs Add-ons: 10

Level/Program	Definition	Weighting Supplemental \$ Per Pupil FY 2007		
-----				
Level 1: Special Education	Eight hours or less per week of specialized services	0.54	\$4,321	11-17
-----				
Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	0.82	\$6,562	18-23
-----				
Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.41	\$11,283	24-29
-----				
Level 4: Special Education	More than 24 hours per week which may	2.47	\$19,765	30-32

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	include instruction in a self-contained separate school other than residential placement			1 2 3 4 5 6
LEP/NEP	Limited and non-English proficient students	0.40	\$3,201	7 8 9
Summer	An instructional program as defined in section 102(13), including instruction for special education students whose Individual Education Plan requires extended school year or summer school services.	0.17	\$1,360	10 11 12 13 14 15 16 17
Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.70	\$13,604	18 19 20 21 22 23 24 25 26
Level 1: Special Education-- Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.74	\$2,993	27 28 29 30 31 32 33 34 35 36 37 38 39
Level 2: Special Education-- Residential	Additional funding to support the after-hours level 2	16	\$10,883	40 41 42

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	special education			1
	needs of students			2
	living in a D.C.			3
	Public School or			4
	public charter school			5
	that provides			6
	students with room			7
	and board in a			8
	residential setting			9
<hr style="border-top: 1px dashed black;"/>				
Level 3: Special	Additional funding to	2.941	\$23,534	10
Education--	support the			11
Residential	after-hours level 3			12
	special education			13
	needs of students			14
	living in a D.C.			15
	Public School or			16
	public charter school			17
	that provides			18
	students with room			19
	and board in a			20
	residential setting			21
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Level 4: Special	Additional funding to	2.924	\$23,398	22
Education--	support the			23
Residential	after-hours level 4			24
	special educational			25
	needs of students			26
	living in a D.C.			27
	Public School or			28
	public charter school			29
	that provides			30
	students with room			31
	and board in a			32
	residential setting			33
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Level 5: Special	Residential placement	9.40	\$75,219	34
Education--				35
Residential				36
<hr style="border-top: 1px dashed black;"/>				
LEP/NEP--	Additional funding to	0.68	\$5,441	37
				38
				39
				40
				41
				42

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Residential	support the	1
	after-hours level 3	2
	special education	3
	needs of students	4
	living in a D.C.	5
	Public School or	6
	public charter school	7
	that provides	8
	students with room	9
	and board in a	10
	residential setting	11

----- 12  
 (2) Subsection (e) is amended to read as follows: 13

“(e)(1) The summer school weighting of 0.17 shall apply to DCPS and public charter 14  
 school students enrolled for at least 6 weeks for the purpose described in section 102(13). 15  
 Summer school students enrolled for a lesser period shall be funded for the number of days in 16  
 that period on a pro-rata basis. 17

“(2) To receive funding, a DCPS or public charter school summer school 18  
 program must offer at least 60 hours of instruction outside the regular school year. 19

“(3) To receive full funding, a summer school program must offer at least 4 hours 20  
 of instruction per day, 5 days a week, for 6 weeks, or its equivalent, for a total of at least 120 21  
 hours of instruction outside the regular school year for the purpose described in section 102(13). 22

“(4) The fully funded summer school weighting of 0.17 shall apply for summer 23  
 school programs that meet the requirements of paragraph (3) of this subsection. 24

“(5) Summer school programs that enroll students for less than 120 hours but 25  
 more than 59 hours shall be funded on a pro-rata basis.”. 26

(e) Section 107(d) (D.C. Official Code § 38-2906(d)) is amended to read as follows: 27

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“(d)(1) The student counts reported for October 5 of each year shall be verified by an independent contractor commissioned by the State Education Office. The independent contractor shall perform an audit on the student enrollment of each DCPS school and of each public charter school to:

“(A) Verify the accuracy of the information contained in the membership report; and

“(B) Identify any material weaknesses in the systems, procedures, or methodology used by the DCPS system and public charter schools in:

“(i) Determining the number of students, including non-resident students, enrolled in the DCPS and in public charter schools and the number of students whose tuition for enrollment in other school systems is paid for by funds available to the District of Columbia public schools; and

“(ii) Assessing and collecting fees and tuition from non-resident students.

“(2) The verification process shall begin no later than one week following the day on which the count is taken. The verification shall cover the information required by section 2402 of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321 [257]; D.C. Official Code § 38-1804.02), and shall be transmitted by the Mayor to the Council, the Comptroller General of the United States, and the appropriate congressional committees no later than the following December 31. Until the verification is transmitted, the

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unaudited October count shall serve as the basis for the annual appropriation for the following 1  
fiscal year and for quarterly payments.”. 2

(f) Section 107b (D.C. Official Code § 38-2906.02) is amended as follows: 3

(1) Subsection (b) is amended to read as follows: 4

“(b) Each payment shall be one-fourth of each public charter school's entitlement, 5  
determined as follows: 6

“(1) The basis of the July 15 payment to a public charter school shall be the 7  
estimate used in the June 30 quarterly reports submitted by the eligible chartering authorities 8  
pursuant to section 2402(a) of the District of Columbia Reform Act of 1995, approved April 26, 9  
1996 (110 Stat. 1321 [573]; D.C. Official Code § 38-1804.02(a)). 10

“(2) The basis of the October 25 and January 15 payments shall be the unaudited 11  
October enrollment numbers for that school contained in the reports submitted by the eligible 12  
chartering authorities on October 5. 13

“(3) The basis of the April 15 payment shall be the audited October enrollment 14  
numbers; provided, that these amounts shall be adjusted in accordance with the provisions of 15  
subsection (c) of this section.”. 16

(2) New subsections (f) and (g) are added to read as follows: 17

“(f) During any period in which payments to public charter schools become due on a date 18  
when District funding is authorized pursuant to a continuing resolution rather than pursuant to an 19  
appropriations act, the Chief Financial Officer of the District of Columbia shall provide 20

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payments for new public charter schools and increased enrollments in other public charter schools from any unexpended and unobligated funds. 1  
2

“(g) Upon application to the Chief Financial Officer of the District of Columbia, charter schools offering alternative education or special education services may receive payment for eligible students enrolling after October 5, on a pro-rata basis from the date on which the school begins to provide services to that student; provided, that the student represents a net increase to the school’s enrollment as of October 5. The pro-rata payments for special education students enrolling after October 5 based on the public charter school’s predetermined enrollment schedule shall be disbursed in addition to the quarterly payments at the discretion of the Chief Financial Officer.”. 3  
4  
5  
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(g) Section 109 (D.C. Official Code § 38-2908) is amended by adding a new subsection (d) to read as follows: 11  
12

“(d) For DCPS or Public Charter Schools that provide students with room and board in a residential setting, in addition to their instructional program, the facilities allowance determined pursuant to this section shall be multiplied by 2.7 for those students in residence at the school.”. 13  
14  
15

(h) Section 111(2) (D.C. Official Code § 38-2910(2)) is amended to read as follows: 16

“(2) The Mayor, Council, Superintendent/CEO, and Board of Education shall use their best efforts to obtain temporary supplemental funding from other revenue sources.”. 17  
18

(i) Section 112 (D.C. Official Code § 38-2911) is amended by adding a new subsection (c) to read as follows: 19  
20

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“(c) The State Education Office shall make recommendations to revise and review the formula as described in subsection (a) of this section for submission to the Mayor and the Council.”.

**SUBTITLE B. QUALITY TEACHER INCENTIVE.**

Sec. 4011. Short title.

This subtitle may be cited as the “Quality Teacher Incentive Act of 2006”.

Sec. 4012. Section 47-1803.03 of the District of Columbia Official Code is amended by adding a new subsection (b-2) to read as follows:

“(b-2) An individual who has been a classroom teacher in a public school or public charter school in the District of Columbia for the entire year for which the individual is filing or for the entire year prior to the year for which the individual is filing and has a professional certificate for teaching may deduct from gross income:

“(1) The amount the individual paid during the year for basic classroom materials and supplies necessary for teaching; provided, that the deduction shall not exceed \$500 per year, per individual, whether the individual files individually or jointly; and

“(2) The amount the individual paid during the year as tuition and fees for post-graduate education, professional development, or state licensing examination and testing required for or related to improving teacher credentials or maintaining professional certification; provided, that the deduction shall not exceed \$1,500 per year, per individual, whether the individual files individually or jointly.”.

Sec. 4013. Section 4012 is subject to the availability of appropriations.

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SUBTITLE C. HIGHER EDUCATION FINANCIAL ASSISTANCE.	1
Sec. 4021. Short title.	2
This subtitle may be cited as the “Higher Education Financial Aid Assistance Act of 2006”.	3 4
Sec. 4022. Definitions.	5
For the purposes of this subtitle, the term:	6
(1) “Academic year” shall have the same meaning as provided in section 481 of the Higher Education Act.	7 8
(2) “DC Leveraging Educational Assistance Partnership Program” means the college financial assistance program administered by the State Education Office pursuant to Subpart 4 of Title IV of the Higher Education Act.	9 10 11
(3) “Eligible institution” means an institution that:	12
(A) Is an institution of higher education, either public or private, with its principal campus in the District of Columbia; and	13 14
(B) Is eligible to receive Student Aid Program funds under Title IV of the Higher Education Act.	15 16
(4) “Eligible student” means a District resident who meets the eligibility criteria for the DC Leveraging Educational Assistance Partnership Program administered by the State Education Office.	17 18 19
(5) “Higher Education Act” means the Higher Education Act of 1965, approved November 8, 1965 (79 Stat. 1219; 20 U.S.C. § 1001 <i>et seq.</i> ).	20 21

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(6) “Institution of higher education” shall have the same meaning as provided in section 101 of the Higher Education Act. 1  
2

(7) “Qualified higher education expenses” means: 3

(A) Tuition, fees, and the cost of books, supplies, and equipment required for the enrollment or attendance of a qualified beneficiary at an eligible institution; 4  
5

(B) The costs of room and board of a qualified beneficiary incurred while attending an eligible institution; provided, that the amount of room and board shall not exceed the minimum room and board allowance determined in calculating costs of attendance for federal financial aid programs under section 472 of the Higher Education Act, or any subsequent legislation and implementing regulations; and 6  
7  
8  
9  
10

(C) Additional living expenses. 11

Sec. 4023. DC Leveraging Educational Assistance Partnership Program. 12

The State Education Office shall administer the DC Leveraging Educational Assistance Partnership Program. 13  
14

Sec. 4024. Grant awards for DC Leveraging Educational Assistance Partnership Program. 15  
16

(a) From local funds appropriated annually for the DC Leveraging Educational Assistance Partnership Program, the State Education Office shall make available grant awards to pay for qualified higher education expenses for no fewer than 800 eligible students attending eligible institutions. If fewer than 800 eligible students from eligible institutions apply, the funds 17  
18  
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20

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may be used to grant awards to eligible students attending eligible institutions of higher education outside of the District of Columbia. 1  
2

(b) An eligible student attending an eligible institution shall have paid on the student's behalf under this section: 3  
4

(A) Not more than \$5,000 for any one academic year; and 5

(B) A total of not more than \$25,000 over 5 years. 6

(c) Payments under this section shall be prorated for eligible students who attend an eligible institution on less than a full-time basis. 7  
8

Sec. 4025. Annual reports. 9

(a) The Mayor shall report to the Council annually regarding: 10

(1) The number of eligible students attending each eligible institution and the amount of the grant awards paid to those institutions on behalf of eligible students; 11  
12

(2) The extent, if any, to which a ratable reduction was made in the amount of higher education assistance payments made on behalf of eligible students; and 13  
14

(3) The progress made by eligible students each year in obtaining recognized academic credentials. 15  
16

(b) The State Education Office shall annually make available the following information, to be solicited by the State Education Office and collected from participating institutions: 17  
18

(1) The enrollment status and graduation rates of students on whose behalf funding from this program has been paid to eligible institutions; and 19  
20

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(2) The enrollment status and graduation rates of students on whose behalf 1  
funding has been paid from the DC Tuition Assistance Grant Program, established by the District 2  
of Columbia College Access Act of 1999, approved November 12, 1999 (113 Stat. 1329; D.C. 3  
Official Code § 38-2701 *et seq.*). 4

SUBTITLE D. EDUCATIONAL SERVICES FOR DETAINED AND COMMITTED 5  
YOUTH UNDER THE SUPERVISION OF THE DEPARTMENT OF YOUTH 6  
REHABILITATION SERVICES. 7

Sec. 4031. Short title. 8

This subtitle may be cited as the “Educational Services for Detained and Committed 9  
Youth Act of 2006”. 10

Sec. 4032. Educational services for detained and committed youth under the supervision 11  
of the Department of Youth Rehabilitation Services. 12

The District of Columbia Board of Education shall enter into a Memorandum of 13  
Understanding (“MOU”) with the Mayor that shall specify how educational services shall be 14  
provided to committed and detained youth who are under the supervision of the Department of 15  
Youth Rehabilitation Services (“DYRS”) and are residing in the Oak Hill Youth Center, the 16  
Youth Services Center, and any other replacement or new secure facilities operated by or on 17  
behalf of DYRS for youth in DYRS custody. The MOU shall specify in detail how an 18  
appropriate educational program shall be delivered to children under the supervision of DYRS 19  
and how operating funds, allocations, and other funds that support the provision of these services 20  
will be utilized. 21

1  
2  
3 TITLE V. HUMAN SUPPORT SERVICE  
4 SUBTITLE A. MEDICAL HOMES GRANT-MAKING.  
5 Sec. 5001. Short title.  
6 This subtitle may be cited as the “Medical Homes Grant-Making Act of 2006”.  
7 Sec. 5002. Grant-making authority.  
8 (a) In addition to any contract for services authorized by the Health Care Privatization  
9 Amendment Act of 2001, effective July 12, 2001 (D.C. Law 14-18; D.C. Official Code § 7-1401  
10 *et seq.*) (“Act”), subject to any necessary appropriation and the legal availability of funding, the  
11 Office of the City Administrator shall award, through a grant to the District of Columbia Primary  
12 Care Association:  
13 (1) If the grant meets the criteria for a sole source award, from capital funds  
14 available to the Department of Health outside of the funding for any contract authorized by the  
15 Act, an amount not to exceed \$8.2 million during fiscal year 2007, which amount is in addition to  
16 the \$7 million authorized by the Medical Homes Grant-Making Act of 2004, effective August 2,  
17 2004 (D.C. Law 15-205; D.C. Official Code § 7-1401, note), and \$2.8 million fiscal year 2009 to  
18 support Medical Homes DC provided that:  
19 (A) Of the fiscal year 2007 funding, \$6 million shall be directed to the  
20 Northwest One Community Health Center project, as part of the Mayor’s New Communities  
21 Initiative; which funds shall be managed according to the general rules of Medical Homes DC, as

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described in the Medical Homes Grant Agreement between the District and the DC Primary Care Association; provided, that any portion of the \$6 million not used for the Northwest One Health Center shall be used for any other Medical Homes capital project.

(B) Of the remainder of the grant, \$2.2 million in fiscal year 2007 and \$2.8 in fiscal year 2009, shall be used to develop an electronic health record system for community health centers to promote higher quality of care, improved coordination of services among providers, and more accurate reporting of health statistics to the Department of Health; provided, that of the \$2.2 million allocated for fiscal year 2007, \$200,000 shall be used to support information technology needs for District of Columbia public and charter school nurse suites.

(2) From operating funds available to the Department of Health not including funding for any contract authorized by the Act, an amount not to exceed \$1.9 million during fiscal year 2007 to support and stimulate the Medical Homes DC's public purpose of health improvement by ensuring that all residents of the District of Columbia, especially low-income residents and indigent residents, have a medical home where a primary care provider knows each patient's health history, where each patient can be seen regardless of ability to pay, and where each patient can routinely seek non-emergency medical care in the community where the patient resides.

(b) The grant amounts and grant authority provided for in this act are in addition to any grant amounts and authority provided by the Medical Homes Grant-Making Act of 2004 effective August 2, 2004 (D.C. Law 15-205; D.C. Official Code § 7-1401, note).

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Sec. 5003. Rulemaking authority. 1

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, 2  
approved October 21, 1968 (82 Stat. 1204, D.C. Official Code § 2-501 *et seq.*), may issue rules 3  
to implement the provisions of this act. 4

SUBTITLE B. HEALTH INSURANCE OPEN ENROLLMENT PROGRAM 5  
AMENDMENT AND AFFORDABLE HEALTH COVERAGE FUNDS ESTABLISHMENT. 6

Sec. 5011. Short title. 7

This subtitle may be cited as the “Hospital and Medical Services Corporation Regulatory 8  
Amendment Act of 2006”. 9

Sec. 5012. The Hospital and Medical Services Corporation Regulatory Act of 1996, 10  
effective April 9, 1997 (D.C. Law 11-245; D.C. Official Code § 31-3501 *et seq.*), is amended as 11  
follows: 12

(a) Section 2 (D.C. Official Code § 31-3501) is amended by adding a new paragraph 13  
(2A) to read as follows: 14

“(2A) “Coverage Fund” means the Affordable Health Coverage Fund established 15  
by section 15a.”. 16

(b) Section 15 (D.C. Official Code § 31-3514) is amended as follows: 17

(1) Subsection (f) is repealed. 18

(2) Subsection (j) is amended to read as follows: 19

“(j)(1) A corporation shall maintain a separately established rate stabilization fund 20  
 (“Fund”) to be used solely to subsidize open enrollment subscribers pursuant to subsections (c) 21

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and (d) of this section. A corporation shall deposit an amount necessary and appropriate to  
maintain the open enrollment program of the corporation pursuant to subsection (k)(1) of this  
section; provided, that the corporation shall not deduct an aggregate amount exceeding \$550,000  
of its payment to the Fund from the amount otherwise due by the corporation under section  
650(b) of the Life Insurance Act, approved March 3, 1901 (31 Stat. 1291; D.C. Official Code §  
31-205), or D.C. Official Code § 47-2608(a). The Fund shall not be used to pay marketing or  
promotional expenses associated with the program. Unless the corporation elects to terminate  
the Fund pursuant to subsection (k)(3) of this section, the corporation shall carry over from year  
to year all unexpended funds in the Fund, including interest earned on investment of the funds in  
the Fund.

“(2) In the rate filings for the open enrollment program required by section 9, a  
corporation shall provide documentation to the Mayor confirming the existence of the Fund,  
identifying the amounts paid from the Fund to subsidize open enrollment rates, and specifying  
the Fund balance at year end and as of the date of the corporation’s filing. The Mayor may order  
an independent audit of a Fund, the expenses of which shall be paid by the corporation. If the  
Mayor determines, with or without an audit, that all or any portion of the money in the Fund is  
not being used to subsidize open enrollment rates or is not being reasonably set aside in  
anticipation of projected subsidies of open enrollment rates in future years, the Mayor may order  
the corporation to pay the revenue not being so used or set aside to the Coverage Fund  
established by section 15b.”.

(3) Subsection (k) is amended to read as follows:

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“(k)(1) A corporation shall maintain its open enrollment program for subscribers who are 1  
enrolled in the program as of the effective date of the Hospital and Medical Services Corporation 2  
Amendment Act of 2006, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of Bill 16- 3  
679), and shall, subject to paragraph (3) of this subsection, continue to offer the program to each 4  
such subscriber for as long as the subscriber renews his or her coverage under the program. 5

“(2) The corporation shall not be required to offer or maintain an open enrollment 6  
program for persons who are not subscribers enrolled in the program as of the effective date of 7  
the Hospital and Medical Services Corporation Regulatory Amendment Act of 2006, passed on 8  
2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of Bill 16-679). The corporation shall not use any 9  
money in the Fund to subsidize the open enrollment rate of any person who was not a subscriber 10  
to the open enrollment program as of the effective date of the Hospital and Medical Services 11  
Corporation Amendment Act of 2006, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of 12  
Bill 16-679). 13

“(3) The obligation of the corporation to maintain an open enrollment program 14  
under paragraph (1) of this subsection may terminate on December 31, 2010. If the corporation 15  
thereafter elects to terminate the open enrollment program, the corporation shall submit a plan for 16  
termination to the Commissioner for approval, and immediately upon receipt of the 17  
Commissioner’s written approval, the corporation shall promptly pay to the District of Columbia 18  
Treasurer, as a payment otherwise due under section 15a, all amounts remaining in the Fund, and 19  
such amounts shall be credited to the Affordable Health Coverage Fund established by section 20  
15b. Upon termination of the open enrollment program, the Mayor shall ensure that subscribers 21

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who are enrolled in the program at the time of its termination are provided with an opportunity to 1  
enroll in a comparable individual line of health coverage at no additional cost to the subscriber.”. 2

(c) New sections 15a and 15b are added to read as follows: 3

“Section 15a. Tax and related payments. 4

“A corporation shall be subject to D.C. Official Code § 47-2608.”. 5

“Section 15b. Affordable Health Coverage Fund. 6

“(a) For purposes of this subsection, the term: 7

“(1) “Basic health insurance coverage” means funding for comprehensive 8  
inpatient, outpatient, and preventive care. 9

“(2) “Federal poverty level” means the income level under which families in the 10  
United States are considered to be in poverty and which is published by the U.S. Department of 11  
Health and Human Services in the Federal Register. 12

“(b)(1) There is established a fund designated as the Affordable Health Coverage Fund, 13  
to be administered by the Mayor, which shall be separate from the General Fund of the District of 14  
Columbia. 63.6% of all payments made by a corporation under D.C. Official Code § 47-2608, 15  
and all interest earned on those funds, shall be deposited in the Fund without regard to 16  
fiscal year limitation pursuant to an act of Congress and shall be used solely for the purposes set 17  
forth in paragraph (2) of this subsection. All funds deposited in the Fund shall not revert to the 18  
General Fund of the District of Columbia at the end of any fiscal year or at any other time, but 19  
shall be continually available for the uses and purposes set forth in paragraph (2) of this 20  
subsection, subject to authorization by Congress. 21

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“(2) At the discretion of the Mayor, the Affordable Health Coverage Fund shall 1  
be used for one or more of the following purposes: 2

    “(A) To provide basic health insurance coverage to District of Columbia 3  
residents in the following order of priority: 4

        “(i) Residents in households at 200% to 249% of the federal 5  
poverty level; 6

        “(ii) Residents in households at 250% to 299% of the federal 7  
poverty level; 8

        “(iii) Residents in households at 300% to 349% of the federal 9  
poverty level; and 10

        “(iv) Residents in households at 350% to 399% of the federal 11  
poverty level; 12

    “(B) To expand the benefits provided through the District Medicaid 13  
program or the DC HealthCare Alliance program; and 14

    “(C) To increase the number of members enrolled in the DC HealthCare 15  
Alliance program. 16

    “(c) The Mayor shall report annually to the Council on the revenues and activities of the 17  
Affordable Health Coverage Fund. 18

    “(d) The Mayor may issue rules to implement the provisions of this section.”. 19

Sec. 5013. Conforming amendments. 20

**ENGROSSED ORIGINAL**

(a) Section 650 of the Life Insurance Act, approved March 3, 1901 (31 Stat. 1291; D.C. Official Code § 31-205), is amended as follows: 1 2

(1) Subsection (b) is amended by striking the phrase “and nonprofit hospital and medical service corporations”. 3 4

(2) Subsection (c) is amended to read as follows: 5

“(c) A hospital service corporation or medical service corporation may deduct, up to \$550,000, the corporation’s payment to the rate stabilization fund under section 15 of the Hospital Medical Services Corporation Regulatory Act of 1996, effective April 9, 1997 (D.C. Law 11-245; D.C. Official Code § 31-3514), from the amount otherwise due by the corporation under subsection (b) of this section.”. 6 7 8 9 10

(b) Chapter 2b of Title 47 of the District of Columbia Official Code is amended as follows: 11 12

(1) The table of contents is added by striking the section designation “47-2608.01. Health service corporations.” and inserting the section designation “47-2608.01. Repealed.” in its place. 13 14 15

(2) Section 47-2608 is amended by adding a new subsection (a-1) to read as follows: 16 17

“(a-1) A hospital service corporation or medical service corporation may deduct, up to \$550,000, the corporation’s payment to the rate stabilization fund under section 15 of the Hospital Medical Services Corporation Regulatory Act of 1996, effective April 9, 1997 (D.C. 18 19 20

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Law 11-245; D.C. Official Code § 31-3514), from the amount otherwise due by the corporation 1  
under subsection (a) of this section.”. 2

(3) Section 47-2608.01 is repealed. 3

SUBTITLE C. DEPARTMENT OF MENTAL HEALTH ESTABLISHMENT 4  
AMENDMENT. 5

Sec. 5021. Short title. 6

This subtitle may be cited as the “Department of Mental Health Establishment 7  
Amendment Act of 2006”. 8

Sec. 5022. The Department of Mental Health Establishment Amendment Act of 2001, 9  
effective December 18, 2001 (D.C. Law 14-56; D.C. Official Code § 7-1131.01 *et seq.*), is 10  
amended as follows: 11

(a) Section 102 (D.C. Official Code § 7-1131.02) is amended as follows: 12

(1) A new paragraph (10A) is added to read as follows: 13

“(10A) “DYRS” means the Department of Youth Rehabilitation Services.”. 14

(2) A new paragraph (19A) is added to read as follows: 15

“(19A) “Oak Hill Youth Center” means the secure juvenile facility currently 16  
operated by DYRS in Laurel, Maryland.”. 17

(3) A new paragraph (29A) is added to read as follows: 18

“(29A) “Secure Facilities” means Oak Hill Youth Center, the Youth Services 19  
Center, and any successor facilities or new secure facilities operated by or on behalf of DYRS for 20  
youth in DYRS custody.”. 21

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(4) A new paragraph (32) is added to read as follows: 1

“(32) “Youth Services Center” means the secure juvenile facility currently 2  
operated by DYRS in the District of Columbia.”. 3

(b) Section 104(2) (D.C. Official Code § 7-1131.04(2)) is amended by adding the phrase 4  
“except that DYRS shall be responsible for the provision of mental health services for youth in 5  
custody in DYRS secure facilities;” after the word “Department”. 6

(c) A new section 115a is added to read as follows: 7

“Sec. 115a. Transfers to Department of Youth Rehabilitation Services. 8

Effective October 1, 2006, the Department shall transfer to DYRS all full-time 9  
equivalent positions and funding, real and personal property leased or assigned to the 10  
Department, assets, records, ongoing obligations, unexpended balances of appropriations, 11  
allocations, and other funds available or to be made available relating to the Department’s 12  
powers, duties, functions and administration of the operations of the mental health units at the 13  
Oak Hill Youth Center and the Youth Services Center.”. 14

Sec. 5023. The transfer of funding and authority authorized in section 115a of the 15  
Department of Mental Health Establishment Amendment Act of 2001, passed on 2<sup>nd</sup> reading on 16  
June 6, 2006 (Enrolled version of Bill 16-679), does not require the Department of Youth 17  
Rehabilitation Services to employ any persons employed by the Department of Mental Health 18  
who are providing mental health or related services to youth in the care and custody of the 19  
Department of Youth Rehabilitation Services, and the Department of Youth Rehabilitation 20

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Services shall not inherit, recognize, or be bound by any collective bargaining agreement 1  
involving those persons and negotiated and entered into by Department of Mental Health. 2

SUBTITLE D. HEALTHY DC ACT. 3

Sec. 5031. Short title. 4

This subtitle may be cited as the "Healthy DC Act of 2006". 5

Sec. 5032. Establishment of Healthy DC Fund and Program. 6

(a) There is established among the funds of the District a segregated nonlapsing 7  
enterprise fund designated as the Healthy DC Fund, the funds of which shall not revert to the 8  
General Fund at the end of any fiscal year, or at any other time, but shall be continually available 9  
without fiscal limitation for the purposes described in this section, subject to authorization by 10  
Congress into which shall be deposited all tax revenue derived from hospital and medical 11  
services corporations pursuant to section 15a of the Hospital and Medical Services Corporation 12  
Regulatory Amendment Act of 1996, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of 13  
Bill 16-679), except for taxes upon real estate and fees and charges provided for by the insurance 14  
laws of the District. 15

(b) By January 1, 2007, the Mayor shall establish a new program to finance health care 16  
and medical services for qualifying individuals in the District of Columbia. The Program shall 17  
be known as the Healthy DC Program ("Program") and shall be part of the Medicaid Managed 18  
Care Program established under section 1(d) of An Act To enable the District of Columbia to 19  
receive federal assistance under title XIX of the Social Security Act for a medical assistance 20

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program and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code 1  
§ 1-307.02(d)). 2

(c) For the purposes of the program established by this section: 3

(1) A “qualifying individual” means a person: 4

(A) Who resides in a household having a net household income no greater 5  
than \$35,000 or a net household income between 200% and 300% of the Federal Poverty 6  
Guidelines; 7

(B) Who does not have and has not had health insurance with benefits on 8  
an expense reimbursed or prepaid basis during the 12-month period prior to the individual's 9  
application for health care service coverage under the program established by this section; 10

(C) Whose employer has not provided or contributed an amount that 11  
exceeds 5 % of the individual’s gross household income toward the cost of group health 12  
insurance with benefits on an expense reimbursed or prepaid basis in effect during the 12-month 13  
period prior to the individual's application for health care service coverage insurance under the 14  
program established by this section; 15

(D) Who is ineligible for Medicare, Medicaid, or the District of Columbia 16  
Health Care Alliance; and 17

(E) Who is a resident of the District of Columbia. 18

(2) A qualifying individual whose household income increases beyond the 19  
limitation prescribed in paragraph (1) of this subsection shall be eligible to continue participating 20  
in the Program for a period of up to 2 years. 21

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- (3) The requirements set forth in paragraphs (1)(B) and (C) of this subsection shall not be applicable if an individual had health insurance coverage during the previous 12 months and the coverage was terminated due to:
- (A) Loss of employment due to factors other than voluntary separation;
  - (B) Death of a family member resulting in termination of coverage under a health insurance contract under which the individual was covered;
  - (C) Change to a new employer who does not provide group health insurance with benefits on an expense reimbursed or prepaid basis or does not contribute an amount that exceeds 5% of the individual's gross household income toward the cost of group health insurance with benefits on an expense reimbursed or prepaid basis;
  - (D) Discontinuation of a group health insurance contract with benefits on an expense reimbursed or prepaid basis covering the qualifying individual as an employee or dependent;
  - (E) Expiration of the coverage periods established by the Continuation Coverage Under Group Health Plans provisions in part 6 of Title X of the Consolidated Omnibus Budget Reconciliation Act of 1985, approved April 7, 1986 (100 Stat. 227; 29 U.S.C. 1161 *et seq.*);
  - (F) Legal separation, divorce, or annulment resulting in termination of coverage under a health insurance contract under which the individual was covered;
  - (G) Loss of eligibility under a group health plan; or

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(H) Loss of coverage under Medicaid or the District of Columbia Health Care Alliance as a result of income exceeding eligibility requirements. 1  
2

(4) The Mayor may adjust the time period set forth in paragraph (1) of this subsection from 12 months to 18 months if the Mayor determines that an adjustment is necessary to prevent inappropriate substitution of the program for other public or private health insurance coverage. 3  
4  
5  
6

(d) The program shall provide only in-plan benefits, except for emergency care if these services are not available through a plan provider. Covered services are the following: 7  
8

(1) Inpatient hospital services consisting of daily room and board, general nursing care, special diets, and miscellaneous hospital services and supplies; 9  
10

(2) Outpatient hospital services consisting of diagnostic and treatment services; 11

(3) Physician services consisting of diagnostic and treatment services, consultant and referral services, surgical services (including breast reconstruction surgery after a mastectomy), anesthesia services, a second surgical opinion, and a second opinion for cancer treatment; 12  
13  
14  
15

(4) Outpatient surgical facility charges related to a covered surgical procedure; 16

(5) Pre-admission testing; 17

(6) Maternity care; 18

(7) Adult preventive health services consisting of mammography screening, cervical cytology screening, periodic physical examinations no more than once every 3 years, and adult immunizations; 19  
20  
21

**ENGROSSED ORIGINAL**

- (8) Equipment, supplies, and self-management education for the treatment of diabetes; 1  
2
- (9) Diagnostic X-ray and laboratory services; 3
- (10) Emergency services; 4
- (11) Therapeutic services consisting of radiologic services, chemotherapy, or hemodialysis; 5  
6
- (12) Blood and blood products furnished in connection with surgery or inpatient hospital services; 7  
8
- (13) Mental health services; and 9
- (14) Prescription drugs obtained at a participating pharmacy or a health maintenance organization, which may utilize a mail order prescription drug program and may provide prescription drugs pursuant to a drug formulary; provided, that the health maintenance organization implements an appeals process so that the use of non-formulary prescription drugs may be requested by a physician. 10  
11  
12  
13  
14
- (e)(1) The benefits described in subsection (d) of this section shall be subject to the following co-payments, deductible, and maximums: 15  
16
- (A) A \$500 co-payment for each continuous hospital confinement for inpatient hospital services; 17  
18
- (B) A \$200 co-payment per occurrence or the lesser of 20% of the total cost for surgical services; 19  
20

**ENGROSSED ORIGINAL**

- (C) A \$75 co-payment per occurrence for outpatient surgical facility charges; 1  
2
- (D) A \$50 co-payment for emergency services, which shall be waived if hospital admission results from the emergency room visit; 3  
4
- (E) A \$10 co-payment for prenatal care services; 5
- (F) A \$10 co-payment for each 34-day supply of a generic prescription drug, except that in no event shall the co-payment exceed the cost of the prescribed drug; 6  
7
- (G) A \$20 co-payment for each 34-day supply of a brand name prescription drug plus the difference in cost between the brand name drug and the equivalent generic drug, except that in no event shall the co-payment exceed the cost of the prescribed drug; 8  
9  
10
- (H) A \$20 co-payment for each 90-day supply of a generic prescription drug, except that in no event shall the co-payment exceed the cost of the prescribed drug; 11  
12
- (I) A \$40 co-payment for each 90-day supply of a brand name prescription drug plus the difference in cost between the brand name drug and the equivalent generic drug, except that in no event shall the co-payment exceed the cost of the prescribed drug; 13  
14  
15
- (J) A \$20 co-payment for all other services; 16
- (K) For prescription drug coverage provided by the Program, a \$100 deductible per individual per calendar year; and 17  
18
- (L) A maximum: 19
- (i) Of \$500 per qualifying individual in a calendar year for prescription drugs; and 20  
21

**ENGROSSED ORIGINAL**

(ii) Of \$500 per qualifying individual in a calendar year for 1  
mental health services. 2

(2) The Mayor may, by regulation, modify the copayment and deductible amounts 3  
or the maximum coverage amount set forth in this section if the Mayor determines a modification 4  
is necessary to implement this subtitle. 5

(f) Applications for the Program shall be accepted at all times throughout the year. 6

(g) Eligibility for the Program may be subject to a pre-existing condition limitation. 7

(h) Nothing in this act shall be construed to create an entitlement to health care and 8  
medical services during any fiscal year if no funds are available to the District government under 9  
a District or federal appropriation that has been enacted for the specific purpose of the Program. 10

SUBTITLE E. HEALTH PROFESSIONAL RECRUITMENT AMENDMENT ACT. 11

Sec. 5041. Short title. 12

This subtitle may be cited as the "Health Professional Recruitment Program Amendment 13  
Act of 2006". 14

Sec. 5042. The District of Columbia Health Professionals Recruitment Program Act of 15  
2005, effective March 8, 2006 (D.C. Law 16-71; 53 DCR 2521), is amended by adding a new 16  
section 16a to read as follows: 17

"Sec. 16a. Establishment of the Health Professional Recruitment Fund. 18

"(a)(1) There is hereby established within the General Fund of the District of Columbia a 19  
segregated, nonlapsing fund to be known as the Health Professional Recruitment Fund ("Fund"), 20  
the funds of which shall not revert to the General Fund at the end of any fiscal year, or at any 21

**ENGROSSED ORIGINAL**

other time, but shall be continually available without fiscal limitation for the sole purpose of 1  
making direct payments to Program participants, subject to authorization by Congress, into which 2  
shall be deposited all fees and penalties generated pursuant to the Program and all general 3  
revenue funds appropriated by a line item in the budget submitted pursuant to section 446 of the 4  
District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 801; D.C. Official 5  
Code § 1-204.46), and authorized by Congress for the purpose of the Program, and any other 6  
funds received on behalf of the Fund for the purpose of the Program. 7

“(2) The Department of Health shall administer the Fund from its appropriated 8  
operating budget.”. 9

SUBTITLE F. HEALTH CARE PRIVATIZATION BENEFIT AMENDMENT ACT. 10

Sec. 5051. Short title. 11

This subtitle may be cited as the “Health Care Privatization Benefit Amendment Act of 12  
2006”. 13

Sec. 5052. Section 7 of the Health Care Privatization Amendment Act of 2001, effective 14  
July 12, 2001 (D.C. Law 14-18; D.C. Official Code § 7-1405), is amended by adding new 15  
subsections (c) and (d) to read as follows: 16

“(c) Notwithstanding any other provision of the District’s health insurance laws, a 17  
health maintenance organization that has a contractual obligation to provide health care services 18  
to persons enrolled in the D.C. HealthCare Alliance ("Alliance") shall be required to provide to 19  
persons enrolled in the Alliance only those health benefits specified in its contract with the 20  
District of Columbia. 21

**ENGROSSED ORIGINAL**

“(d) A health maintenance organization or health insurer under contract to the District to deliver services to persons enrolled in the Alliance is not required to reimburse non-participating hospitals for services provided to Alliance enrollees.”.

SUBTITLE G. ACCESSRx CLARIFICATION AMENDMENT ACT.

Sec. 5061. Short title.

This subtitle may be cited as the “AccessRx Clarification Amendment Act of 2006”.

Sec. 5062. The AccessRx Act of 2004, effective May 18, 2004 (D.C. Law 15-164; D.C. Official Code § 48-831.01 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 48-831.02) is amended as follows:

(1) Paragraph (4)(A)(iii) is amended by striking the phrase “for its employees or members” and inserting the phrase “for its employees or members who are employed or reside in the District of Columbia” in its place.

(2) Paragraph (16) is amended by striking the phrase “to covered individuals” and inserting the phrase “to covered individuals for dispensation within the District of Columbia” in its place.

(b) Section 141 (D.C. Law 16-33; D.C. Official § 48-831.41) is amended by striking the phrase “in the amount of \$1.956 million” and inserting the phrase “in an amount up to \$1.956 million” in its place.

(c) Section 201 (D.C. Official Code § 48-832.01) is amended as follows:

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

(A) Subparagraph (A) is amended by striking the phrase “aims;” and

**ENGROSSED ORIGINAL**

inserting the phrase “aims; and” in its place. 1

(B) Subparagraph (B) is repealed. 2

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

(A) Paragraph (1) is repealed. 4

(B) Paragraph (2) is amended to read as follows: 5

“(2) If the substitute drug costs more than the prescribed drug, the pharmacy 6  
benefits manager shall disclose to the covered entity the cost of both drugs and any benefit or 7  
payment directly or indirectly accruing to the pharmacy benefits manager as a result of the 8  
substitution.”. 9

(d) Section 202 (D.C. Official Code § 48-832.02) is amended by striking the phrase “and 10  
a covered entity” and inserting the phrase “and a covered entity entered into in the District of 11  
Columbia or by a covered entity in the District of Columbia” in its place. 12

**SUBTITLE H. TIMELY DISBURSEMENT ACT.** 13

Sec. 5071. Short title. 14

This subtitle may be cited as the “Timely Disbursement of Grants Act of 2006”. 15

Sec. 5072. Disbursement of funds. 16

(a) By the 1st day of fiscal year 2007, the District shall issue a Notice of Grant Award, 17  
containing a signed grant agreement and scope of work, to each entity designated in this title to 18  
be awarded a grant by the District of Columbia. 19

**ENGROSSED ORIGINAL**

(b)(1) By February 1, 2007, the Mayor shall disburse to each entity designated in this title 1  
to be awarded a grant by District of Columbia at least 25% of the total grant award, unless 2  
otherwise agreed upon in the signed grant agreement. 3

(2) If the District fails to make the 25% disbursement by February 1, 2007, the 4  
District shall disburse 50% of the total grant amount to the designated entity by February 15, 5  
2007. 6

(c) By March 1, 2007, the Mayor shall disburse to each entity designated in this title to 7  
be awarded a grant by District of Columbia all outstanding grant funding, unless otherwise 8  
agreed upon in the signed grant agreement. 9

(d) By December 1, 2007, the Mayor shall conduct an audit and reconciliation of all 10  
funding disbursed to entities designated in this title to be awarded a grant by District of 11  
Columbia. 12

SUBTITLE I. NURSING FACILITY QUALITY OF CARE FUND AMENDMENT. 13

Sec. 5081. Short title. 14

This subtitle may be cited as the "Nursing Facility Quality of Care Fund Act of 2006". 15

Sec. 5082. Section 47-1262(b) of the District of Columbia Official Code is amended to 16  
read as follows: 17

(b) "No less than ninety 90% of the Fund shall be used solely to fund quality of care 18  
initiatives." 19

SUBTITLE J. MEDICAID ENROLLMENT AND EXPANSION. 20

Sec. 5091. Short title. 21

**ENGROSSED ORIGINAL**

This subtitle may be cited as the “Medicaid Enrollment and Expansion Act of 2006”. 1

Sec. 5092. Within 30 days of the effective date of this subtitle, the Mayor shall submit 2  
Medicaid State Plan Amendments to the Council pursuant to section (1)(a) of An Act To enable 3  
the District of Columbia to receive Federal financial assistance under title XIX of the Social 4  
Security Act for a medical assistance program, and for other purposes, approved December 27, 5  
1967 (81 Stat. 744; D.C. Official Code § 1-307.02(a)) to achieve the achieve the following: 6

(1) Increase the maximum eligibility standards of the State Children’s Health 7  
Insurance Program from 200% of the Federal Poverty Guidelines to 300% of the Federal 8  
Poverty Guidelines; 9

(2) Increase the maximum eligibility standards for Qualified Medicare 10  
Beneficiaries and Special Low-Income Medicare Beneficiaries to 300% of the Federal Poverty 11  
Guidelines; 12

(3) Establish a comprehensive adult dental program; and 13

(4) Draw down an additional \$9,750,000 in presently uncaptured federal 14  
matching funds for the purpose of expanding school health services. 15

Sec. 5093. Penalties. 16

An agency head, deputy agency head, agency chief financial officer, agency budget 17  
director, agency controller, manager, or other employee may be subject to adverse personnel 18  
action, including removal, for not submitting the plan in accordance with this subtitle. 19

SUBTITLE K. MEDICAL ASSISTANCE ADMINISTRATION REPORTING 20  
REQUIREMENTS. 21

**ENGROSSED ORIGINAL**

Sec. 5101. Short title.	1
This subtitle may be cited as the “Medical Assistance Administration Reporting Requirements Act of 2006”.	2 3
Sec. 5102. Non-Emergency Transportation Reform Report.	4
The Medical Assistance Administration (“MAA”) within the Department of Health shall provide a report to the Council by October 1, 2006, on the status of its efforts to reform the Medicaid Non-Emergency Transportation (“NEMT”) Program. The report shall:	5 6 7
(1) Describe MAA’s plans and proposed timelines to:	8
(A) Verify that all Medicaid NEMT services are provided to clients that have been certified as medically necessary and make such certifications subject to renewal;	9 10
(B) Institute a prior-authorization system that maintains public transportation as the default method of NEMT;	11 12
(C) Require transportation vendors to submit documentation of services provided, including purpose of trip, pick-up location, drop-off location, and times; and	13 14
(D) Increase MAA oversight of NEMT abnormalities and high usage; and	15
(2) Quantify the potential savings from the measures described in paragraph (1).	16
Sec. 5103. Out-of-State Reimbursement Report.	17
The MAA within the Department of Health shall provide a report to the Council by October 1, 2006, on the status of its efforts to decrease payments to providers located outside the District of Columbia. The report shall:	18 19 20
(1) Describe MAA’s plans and proposed timelines to:	21

**ENGROSSED ORIGINAL**

(A) Transition the residency of individuals in nursing facilities located 1  
outside the District to the state where the nursing facility is located; and 2

(B) Implement fraud protections and increasing oversight of payments 3  
made to non-District providers for Medicaid services, including reimbursements to physicians, 4  
hospitals, nursing facilities, pharmacies, Intermediate Care Facilities for the Mentally Retarded, 5  
and day treatment centers; and 6

(2) Quantify the potential savings from the measures described in paragraph (1). 7

Sec. 5104. Penalties. 8

An agency head, deputy agency head, agency chief financial officer, agency budget 9  
director, agency controller, manager, or other employee may be subject to adverse personnel 10  
action, including removal, for not submitting the report required by section 5102 or by 5103. 11

SUBTITLE L. DESIGNATED APPROPRIATION ALLOCATIONS. 12

Sec. 5121. Short title. 13

This subtitle may be cited as the "Designated Appropriation Allocation Act of 2006". 14

Sec. 5122. Funding of the diabetes program. 15

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 16  
Administration of the Department of Health, \$250,000, which shall be a one-time, 17  
nonrecurring distribution, shall be granted to Howard University Hospital to expand diabetes 18  
prevention, screening, and treatment for low-income and uninsured District residents, subject to 19  
terms and conditions approved by the Department of Health. 20

Sec. 5123. Funding of the prostate cancer program. 21

**ENGROSSED ORIGINAL**

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention Administration of the Department of Health, \$250,000, which shall be a one-time, nonrecurring distribution, shall be granted to Howard University Hospital to provide prostate cancer screening for low-income and uninsured District residents, subject to terms and conditions approved by the Department of Health.

Sec. 5124. Funding of the Breast, Cervical, and Ovarian early detection program.

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention Administration in the Department of Health, \$250,000, which shall be a one-time, nonrecurring distribution, shall be granted to Greater Southeast Community Hospital to provide screening and treatment for breast, cervical, and ovarian cancer for low-income and uninsured District residents, subject to terms and conditions approved by the Department of Health.

Sec. 5125. Funding of the tobacco control and cancer prevention program.

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention Administration in the Department of Health, \$500,000, which shall be a one-time, nonrecurring distribution, shall be granted to the American Lung Association of DC for tobacco cessation initiatives for District residents, subject to terms and conditions approved by the Department of Health.

Sec. 5126. Funding for pre-school immunization program.

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention Administration in the Department of Health, \$300,000, which shall be a one-time,

**ENGROSSED ORIGINAL**

nonrecurring distribution, shall be granted to the Children’s National Medical Center for pre- 1  
school immunization programs for District residents, subject to terms and conditions approved 2  
by the Department of Health. 3

Sec. 5127. Funds for health professional training. 4

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 5  
Administration in the Department of Health, \$600,000, which shall be a one-time, 6  
nonrecurring distribution, shall be granted to the District of Columbia Area Health Education 7  
Center for health professional training programs and supplemental services, subject to terms and 8  
conditions approved by the Department of Health. 9

Sec. 5128. Funds for allied health training programs. 10

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 11  
Administration in Department of Health, \$1 million, which shall be a one-time, nonrecurring 12  
distribution, shall be granted to Southeastern University to work in partnership with the Service 13  
Employees International Union to develop training programs for allied health services, subject to 14  
terms and conditions approved by the Department of Health. 15

Sec. 5129. Funds for organ and tissue donor awareness campaign. 16

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 17  
Administration in the Department of Health, \$100,000, which shall be a one-time, nonrecurring 18  
distribution, shall be granted to the Washington Regional Transplant Consortium for purposes of 19  
an organ and tissue donor awareness campaign for the District of Columbia, subject to terms and 20  
conditions approved by the Department of Health. 21

**ENGROSSED ORIGINAL**

Sec. 5130. Funds for kidney screening. 1

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 2  
Administration in the Department of Health, \$250,000, which shall be a one-time, nonrecurring 3  
distribution, shall be granted to the National Kidney Foundation to provide kidney screening for 4  
low-income and uninsured District residents, subject to terms and conditions approved by the 5  
Department of Health. 6

Sec. 5131. Funds for poison control. 7

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 8  
Administration in the Department of Health, \$200,000, which shall be a one-time, nonrecurring 9  
distribution, shall be granted to the National Capital Poison Control Center to provide 10  
operational support for poison control activities, subject to terms and conditions approved by the 11  
Department of Health. 12

Sec. 5132. Funds for implementation of comprehensive cancer plan. 13

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 14  
Administration in the Department of Health, \$150,000, which shall be a one-time, nonrecurring 15  
distribution, shall be granted to the DC Cancer Consortium for planning support for 16  
implementation of the comprehensive cancer plan, subject to terms and conditions approved by 17  
the Department of Health. 18

Sec. 5133. Funds for Latino health services. 19

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 20  
Administration in the Department of Health, \$170,000, which shall be a one-time, nonrecurring 21

**ENGROSSED ORIGINAL**

distribution, shall be granted to Mary’s Center and La Clinica del Pueblo for a joint program to 1  
enhance primary, health, education, and outreach services for the Latino population in the 2  
District of Columbia, subject to terms and conditions approved by the Department of Health. 3

Sec. 5134. Funds for dental services. 4

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 5  
Administration in the Department of Health, \$225,000, which shall be a one-time, nonrecurring 6  
distribution, shall be granted to Howard University School of Dentistry and So Others Might Eat 7  
for a joint dental program for low-income or homeless District residents, subject to terms and 8  
conditions approved by the Department of Health. 9

Sec. 5135. Riggs Park health assessment. 10

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 11  
Administration in the Department of Health, \$300,000 shall be made available to contract with a 12  
qualified provider to conduct an health assessment of the residents of the area in the District 13  
known as Riggs Park where a gas leak occurred, subject to appropriations. 14

Sec. 5136. Funds for health professional loan repayment program. 15

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 16  
Administration in the Department of Health, \$300,000 shall be made available for direct 17  
payments to Health Professional Loan-Repayment Program participants, subject to 18  
appropriations. 19

Sec. 5137. Funds for National Legislative Association on Prescription Drug Prices. 20

Of the funds appropriated in fiscal year 2007 for the Primary Care and Prevention 21

**ENGROSSED ORIGINAL**

Administration in the Department of Health, \$20,000 shall be directed to the budget of the 1  
Council of the District of Columbia for membership dues in the National Legislative 2  
Association on Prescription Drug Prices, subject to appropriations. 3

Sec. 5138. Funds for nutritional support. 4

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 5  
and Planning in the Department of Health, \$500,000, which shall be a one-time, nonrecurring 6  
distribution, shall be granted to Food & Friends for supplemental services, subject to terms and 7  
conditions approved by the Department of Health. 8

Sec. 5139. Funds for HIV/AIDS prevention services. 9

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 10  
and Planning in the Department of Health, no less than \$400,000, shall be made available to 11  
partner with qualified District providers for prevention services, outreach, and education 12  
programs that target youth of color at-risk of, or living with HIV/AIDS, subject to appropriations. 13

Sec. 5140. Funds for HIV/AIDS prevention services. 14

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 15  
and Planning in the Department of Health, no less than \$400,000, shall be made available to 16  
partner with qualified District providers for prevention services, outreach, and education 17  
programs that target women of color at-risk of, or living with HIV/AIDS, subject to 18  
appropriations. 19

Sec. 5142. Funds for HIV/AIDS prevention services. 20

**ENGROSSED ORIGINAL**

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 1  
and Planning in the Department of Health, no less than \$400,000, shall be made available to 2  
partner with qualified District providers for prevention services, outreach, and education 3  
programs that target men of color at-risk of, or living with HIV/AIDS, subject to appropriations. 4

Sec. 5143. Funds for burial assistance. 5

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 6  
and Planning in the Department of Health, no less than \$250,000, shall be made available for 7  
burial assistance, subject to appropriations. 8

Sec. 5144. Funds for Oak Hill Juvenile Detention Center and D.C. Jail HIV/AIDS 9  
counseling. 10

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 11  
and Planning in the Department of Health, \$300,000 shall be made available for pre-release and 12  
post-release HIV/AIDS counseling, testing, and referral services for individuals at Oak Hill 13  
Juvenile Detention Center and the D.C. Jail, subject to appropriations. 14

Sec. 5145. Funds for the East of the River HIV/AIDS Initiative. 15

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 16  
and Planning in the Department of Health, no less than \$550,000 shall be made available for the 17  
East of the River HIV/AIDS Initiative, subject to appropriations. 18

Sec. 5146. Funds for transgender community HIV/AIDS prevention education. 19

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 20  
and Planning in the Department of Health, \$100,000, which shall be a one-time, nonrecurring 21

**ENGROSSED ORIGINAL**

distribution, shall be granted to Transgender Health Empowerment, Inc., for HIV/AIDS support 1  
services and prevention education for transgendered individuals, subject to terms and conditions 2  
approved by the Department of Health. 3

Sec. 5147. Funds for HIV/AIDS primary care, treatment, and support services. 4

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 5  
and Planning in the Department of Health, \$1.525 million, which shall be a one-time, 6  
nonrecurring distribution, shall be granted to the Whitman Walker Clinic to provide HIV/AIDS 7  
primary care, treatment, and support services, subject to terms and conditions approved by the 8  
Department of Health. 9

Sec. 5148. Funds for HIV/AIDS client services and prevention education. 10

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 11  
and Planning in the Department of Health, \$145,000, which shall be a one-time, nonrecurring 12  
distribution, shall be granted to Angels and Associates, Inc., for organizational capacity-building, 13  
client support services, and prevention education for women living with HIV/AIDS, subject to 14  
terms and conditions approved by the Department of Health. 15

Sec. 5149. Funds for HIV/AIDS prevention. 16

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 17  
and Planning in the Department of Health, \$50,000 shall be made available for the purchase and 18  
distribution of condoms at the Addiction Prevention and Recovery Administration Detoxification 19  
Facility, the Addiction Prevention and Recovery Administration methadone maintenance sites, 20  
other substance abuse treatment sites, and the D.C. Jail, subject to appropriations. 21

**ENGROSSED ORIGINAL**

Sec. 5150. Funds for clinician training. 1

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 2  
and Planning in the Department of Health, \$50,000, shall be made available for culturally-based 3  
training for clinicians providing services to Latino and other immigrant populations, subject to 4  
appropriations. 5

Sec. 5151. Funds for volunteer responders database. 6

Of the funds appropriated in fiscal year 2007 for the Emergency Health and Medical 7  
Services Administration in the Department of Health, \$50,000, which shall be a one-time, 8  
nonrecurring distribution, shall be provided to Greater DC Cares for the maintenance of a first 9  
responders volunteer database, subject to terms and conditions approved by the Department of 10  
Health. 11

Sec. 5152. Funds for emergency preparedness. 12

Of the funds appropriated in fiscal year 2007 for The Emergency Health and Medical 13  
Services Administration in the Department of Health, \$150,000, which shall be a one-time, 14  
nonrecurring distribution, shall be provided to the District of Columbia Hospital Association for 15  
the hospitals' Terrorism Response Planning Coordination Services, subject to terms and 16  
conditions approved by the Department of Health. 17

Sec. 5153. Funding for State Children's Health Insurance Program expansion. 18

Of the funds appropriated in fiscal year 2007 for the Office of Managed Care in the 19  
Medical Assistance Administration in the Department of Health, \$3.943 million shall be made 20  
available to increase the maximum eligibility standards of the State Children's Health Insurance 21

**ENGROSSED ORIGINAL**

Program from 200% of the Federal Poverty Guidelines to 300% of the Federal Poverty 1  
Guidelines, subject to appropriations. 2

Sec. 5154. Funding for Medicare Part D assistance. 3

Of the funds appropriated in fiscal year 2007 for the Office of Managed Care in the 4  
Medical Assistance Administration in the Department of Health, \$120,000 shall be made 5  
available to increase the maximum eligibility standards for Qualified Medicare Beneficiaries and 6  
Special Low-Income Medicare Beneficiaries to 300% of the Federal Poverty Guidelines, subject 7  
to appropriations. 8

Sec. 5155. Funding for Medicaid adult dental benefit expansion. 9

Of the funds appropriated in fiscal year 2007 for the Office of Disabilities and Aging in 10  
the Medical Assistance Administration in the Department of Health, \$12.96 million shall be 11  
made available for comprehensive adult dental services, subject to appropriations. 12

Sec. 5156. Funding for school-health program expansion. 13

(a) Of the funds appropriated in fiscal year 2007 for the Office of Support Services in the 14  
Medical Assistance Administration in the Department of Health, \$4.25 million shall be made 15  
available for the local share of Disproportionate Share Hospital funds, subject to 16  
appropriations. 17

(b) All federal revenues generated as a result of this section shall be allocated to enhance 18  
school-health services. 19

Sec. 5157. Funds for substance abuse prevention. 20

**ENGROSSED ORIGINAL**

Of the funds appropriated in fiscal year 2007 for the Addiction Prevention and Recovery Administration in the Department of Health, \$100,000, which shall be a one-time, nonrecurring distribution, shall be granted to the Crystal Meth Working Group for expanded substance abuse prevention programs, subject to terms and conditions approved by the Department of Health.

Sec. 5158. Funds for school-based health.

Of the funds appropriated in fiscal year 2007 for the Maternal and Family Health Administration in the Department of Health, \$50,000, which shall be a one-time, nonrecurring distribution, shall be granted to the D.C. Assembly on School Based Health Care to provide operational support for school health policies and programs for the District of Columbia, subject to terms and conditions approved by the Department of Health. This distribution is in addition to the \$50,000 grant as authorized in the Deed Transfer and Recordation Amendment Act of 2006, passed on 2<sup>nd</sup> reading on June 6, 2006 (Enrolled version of Bill 16-679), for a total grant award of \$100,000 to the D.C. Assembly on School Based Health Care.

Sec. 5159. Mental health substance abuse detoxification facility funds.

Of the funds appropriated in fiscal year 2007 for Core Community Providers in the Department of Mental Health, \$100,000 shall be allocated for mental health services at the Addiction Prevention and Recovery Administration Detoxification Facility, subject to appropriations.

Sec. 5160. Mental health parental support funding.

Of the funds appropriated in fiscal year 2007 for Core Community Providers in the Department of Mental Health, \$200,000, which shall be a one-time, nonrecurring distribution,

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shall be granted to the District of Columbia Birth Center, Inc., to support their critical community work, which includes parental education and postpartum counseling, subject to terms and conditions approved by the Department of Mental Health.

Sec. 5161. Funds for Choice in Drug Treatment Vouchers.

Of the funds appropriated in fiscal year 2007 for the Department of Mental Health, \$824,000 shall be made available for substance abuse vouchers utilizing the Addiction Prevention and Recovery Administration Choice in Drug Treatment Program to provide comprehensive treatment and support to substance abusers with mental illness, subject to appropriations.

Sec. 5162. School-based Mental Health Services Funds.

Of the funds appropriated in fiscal year 2007 for the Department of Mental Health, \$4.1 million shall be allocated to school-based mental health services, subject to appropriations.

Sec. 5163. Funds for jail diversion.

Of the funds appropriated in fiscal year 2007 for the Department of Mental Health, \$1.5 million shall be allocated to the Department to expand jail diversion programs for persons with mental health illness, to provide mental health services at the D.C. Jail, and to provide services for persons with mental illness being released from jail, subject to appropriations.

Sec. 5164. Mental health substance abuse detoxification facility funds.

Of the funds appropriated in fiscal year 2007 for the Department of Mental Health, \$100,000 shall be allocated to mental health services at the Addiction Prevention and Recovery Administration Detoxification Facility, subject to appropriations.

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Sec. 5165. Funds for housing resources. 1

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 2  
and Planning in the Department of Health, no less than \$2 million of Housing Opportunities for 3  
Persons with AIDS program resources shall be made available to sub-grantees for capital, 4  
rehabilitative construction, and acquisition costs to strengthen the development of facilities and 5  
units in facilities to expand the housing stock available to eligible persons living with HIV/AIDS 6  
in the District of Columbia, subject to appropriations. 7

Sec. 5166. Funds for housing resources. 8

Of the funds appropriated in fiscal year 2007 for the Administration for HIV/AIDS Policy 9  
and Planning in the Department of Health, no less than \$300,000 of Housing Opportunities for 10  
Persons with AIDS program resources shall be made available for the establishment of a long- 11  
term mortgage assistance program for eligible persons living with HIV/AIDS in the District of 12  
Columbia. Long-term mortgage assistance shall consist of at least 45% of monthly mortgage 13  
obligations, subject to appropriations. 14

SUBTITLE M. DAY CARE GRANT-MAKING AND RULEMAKING. 15

Sec. 5181. Short title. 16

This subtitle may be cited as the "Day Care Improvement Amendment Act of 2006". 17

Sec. 5182. Section 14 of the Day Care Policy Act of 1979, effective September 19, 1979 18  
(D.C. Law 3-16; D.C. Official Code § 4-413), is amended by adding a new subsection (d) to read 19  
as follows: 20

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“(d) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act.”.

Sec. 5183. Section 3(a) of the Child Care Services Assistance Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-220; D.C. Official Code § 7-2002(a)), is amended by striking the phrase “up to \$10,000” and inserting the phrase “up to \$500,000” in its place.

SUBTITLE N. ASSESSMENT OF DISTRICT PROGRAMS TO PREVENT ABUSE AND NEGLECT IN THE DISTRICT.

Sec. 5191. Short title. 10

This subtitle may be cited as the “Assessment of District Programs to Prevent Child Abuse and Neglect Act of 2006”.

Sec. 5192. Definitions. 13

For the purposes of this subtitle, the term: 14

(1) “Primary prevention” means activities and services provided to families that are designed to prevent or reduce the prevalence of child abuse and neglect before signs of abuse or neglect may be present. 17

(2) “Secondary prevention” means activities and services provided to persons identified by etiological studies because of their propensity to abuse or neglect children in their care. Secondary prevention strategies target children who are identified as being at risk of abuse or neglect and are designed to intervene at the earliest warning signs of abuse or neglect. 21

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Sec. 5193. Status of abuse and neglect prevention programs. 1

(a) The Mayor shall convene a working group to assess child abuse and neglect 2  
prevention programs in the District. The working group shall: 3

(1) Take an inventory of all current public and private programs for the 4  
prevention of child abuse and neglect, including: 5

(A) All primary prevention programs servicing the District; 6

(B) All secondary prevention programs servicing the District; 7

(C) All sources of local, federal, and private funding for each program; 8

and 9

(D) A determination of whether each program’s services are evaluated 10  
for effectiveness; and 11

(2) Perform a gap analysis to identify where these programs are: 12

(A) Meeting, or failing to meet, the primary prevention needs of the 13  
District; 14

(B) Meeting, or failing to meet, the secondary prevention needs of the 15  
District; and 16

(C) Duplicating services identified in the inventory. 17

(b) The inventory and gap analysis shall be completed, submitted to the Council, and 18  
made available to the public no later than December 31, 2006. 19

SUBTITLE O. INTEGRATED FUNDING AND SERVICES FOR AT-RISK 20  
CHILDREN, YOUTH, AND FAMILIES. 21

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Sec. 5201. Short title.	1
This subtitle may be cited as the “Integrated Funding and Services for At-Risk Children, Youth, and Families Act of 2006”.	2 3
Sec. 5202. Definitions.	4
For the purposes of this subtitle, the term:	5
(1) “At-risk child or youth” means an individual who is less than 18 years of age and exhibits, is characterized by, or is subject to one or more of the following conditions:	6 7
(A) Abuse or neglect, as described in D.C. Official Code § 16-2301(9) and (23);	8 9
(B) Developmental disability, as that term is defined in D.C. Official Code § 21-1201(3);	10 11
(C) Delinquency, as described in D.C. Official Code § 16-2301(6);	12
(D) Homelessness, as described in section 2(18) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4- 751.01(18) (“Homeless Reform Act”));	13 14 15
(E) Mental illness, as that term is defined in D.C. Official Code § 21- 501(5);	16 17
(F) Mental retardation, as that term is defined in D.C. Official Code § 21- 1201(7);	18 19
(G) Poverty, as defined by the income eligibility guidelines set by the United States Department of Agriculture for the school lunch and school breakfast programs;	20 21

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- (H) Probation, as that term is defined in D.C. Official Code § 16-2301(18);
- (I) School dropout, defined as not attending school without graduating from high school or completing an approved education program;
- (J) Substance abuse, as that term is defined in section 3(12) of the Choice in Drug Treatment Act of 2000, effective July 18, 2000 (D.C. Law 13-146; D.C. Official Code § 7-3002(12) (“Drug Treatment Act”));
- (K) Teenage pregnancy; or
- (L) Truancy, defined as 10 or more unexcused absences during a school semester.
- (2) “At-risk family” means a family that exhibits, is characterized by, or is subject to one or more of the following conditions:
- (A) Abuse or neglect, as described in D.C. Official Code § 16-2301(9) and (23);
- (B) Homelessness, as described in section 2(18) of the Homeless Reform Act;
- (C) Incarceration of a parent;
- (D) Intrafamily violence, as described in D.C. Official Code § 16-1031;
- (E) Mental illness, as that term is defined in D.C. Official Code § 21-501(5), of a parent or caregiver;

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(F) Poverty, as defined by the income eligibility guidelines set by the United States Department of Agriculture for the school lunch and school breakfast programs;

(G) Substance abuse, as that term is defined in section 3(12) of the Drug Treatment Act, of a parent or caregiver; or

(H) Teenage parenthood.

(3) “Child” means an individual who is less than 18 years of age.

(4) “Domestic partnership” shall have the same meaning as provided in section 2(4) of the Health Care Benefits Expansion Act of 1992, effective June 11, 1992 (D.C. Law 9-114; D.C. Official Code § 32-701(4)).

(5) “Family” means an adult or adults who share a residence with at least one child and are related by blood, legal custody, marriage, or domestic partnership.

(6) “Fund” means the Integrated Services Fund for At-Risk Children, Youth, and Families.

(7) “Local funding” means funding appropriated from tax and non-tax revenue raised by the District of Columbia government and not earmarked for a particular purpose.

(8) “Youth” means an individual who is at least 13 years of age and less than 18 years of age.

Sec. 5203. Integrated Services Fund for At-Risk Children, Youth, and Families.

(a) There is established the Integrated Services Fund for At-Risk Children, Youth, and Families, which shall be a nonlapsing fund separate from the General Fund of the District of Columbia and used to implement initiatives, programs, and services to meet the needs of at-risk

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children, youth, and their families in a holistic, interdisciplinary manner pursuant to section 5204. 1

(b) The Mayor, or his or her designee, may transfer to the Fund up to one percent of the 2  
local funding appropriated in the District of Columbia’s annual financial plan and budget for 3  
each of the following agencies, or any successor agencies: 4

(1) The Child and Family Services Agency; 5

(2) The Department of Employment Services; 6

(3) The Department of Health, excluding local funding appropriated or authorized 7  
for the Medicaid program authorized by Title XIX of the Social Security Act, approved July 30, 8  
1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*); 9

(4) The Department of Human Services; 10

(5) The Department of Mental Health; and 11

(6) The Department of Youth Rehabilitation Services. 12

(c) The Mayor may also designate federal or private grant funds to be deposited into the 13  
Fund if the designation of funds is consistent with the terms of the federal or private grant. 14

(d) Funds deposited into the Fund shall not revert to the General Fund of the District of 15  
Columbia at the end of any fiscal year or at any other time, but shall be continually available for 16  
the uses and purposes set forth in section 5204, subject to authorization by Congress . 17

(e) The Chief Financial Officer shall provide the necessary administrative and 18  
management support to pool the funds described in subsections (a) and (b) of this section into the 19  
Fund, and shall maintain systems of accounting and control that provide the Mayor with financial 20

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information needed for management purposes and ensure accountability for the use of the Fund's 1  
resources. 2

(f) On or before September 15<sup>th</sup> of each year, the Mayor shall submit a budget and 3  
spending plan, accompanied by an act, for Council approval. The plan shall include: 4

(1) The amount proposed to be transferred from each agency; 5

(2) The effect, if any, on programs in the agencies from which the funds are being 6  
taken; and 7

(3) A listing of each program and its financing through the Fund. 8

Sec. 5204. Scope and design of programs and services. 9

(a) The Mayor shall use the funds described in section 5203 to support policies, 10  
programs, and services for at-risk children, youth, and families that: 11

(1) Offer a broad spectrum of assistance and support tailored to the needs of at- 12  
risk children, youth, and families, such as child abuse prevention, child care, domestic violence 13  
prevention, job training, maternal and child health, mental health counseling, mentoring, parent 14  
education, respite care, and substance abuse treatment; 15

(2) Cross agency and professional boundaries, using an interdisciplinary approach 16  
and employing techniques such as case management, co-location of programs and staff, and 17  
inter-agency case conferences to ensure that services are coordinated and accessible to at-risk 18  
children, youth, and families; 19

(3) Build on family strengths and view the needs of the child or youth in the 20  
context of his or her family; 21

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- (4) Respect cultural diversity and promote family involvement; 1
- (5) Adopt flexible approaches to service delivery, such as home visits, and ensure 2  
that essential supports, such as transportation, are in place so that at-risk children, youth, and 3  
families can use available services; 4
- (6) Promote access and continuity by offering assistance, when possible, in non- 5  
traditional settings such as the home, school, or community, and at convenient times, including 6  
evening and weekend hours, and by reducing complex eligibility and paperwork requirements; 7
- (7) Reduce barriers to essential programs and services by reducing complex 8  
eligibility and paperwork requirements and providing referrals to programs and services offered 9  
by private organizations; 10
- (8) Are of sufficient intensity and duration to help children, youth, and families 11  
who are most at risk or in need, as reflected by multiple risk factors or chronic poverty; 12
- (9) Are provided by skilled and committed individuals with experience and 13  
demonstrated effectiveness in serving at-risk children, youth, and families; and 14
- (10) Support, to the greatest extent possible, in-home and community care for 15  
children and youth in the child welfare or juvenile justice systems, or at risk of referral to those 16  
systems, while reducing reliance on out-of-home or institutional care. 17
- (b) The Mayor shall establish performance measures and goals for the programs and 18  
services financed by the Fund. The measures and goals shall focus on high-priority outcomes for 19  
at-risk children, youth, and families, and shall reflect the impact, effectiveness, and quality of the 20  
programs and services. The Mayor shall include the measures and goals in the performance 21

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plans and reports required by the Government Managers Accountability Amendment Act of 1  
1995, effective May 16, 1995 (D.C. Law 11-16; D.C. Official Code § 1-614.11 *et seq.*). 2

TITLE VI. PUBLIC WORKS 3

SUBTITLE A. DEPARTMENT OF PUBLIC WORKS' BRYANT STREET FACILITY. 4

Sec. 6001. Short title. 5

This subtitle may be cited as the "Bryant Street Facility Renovation Funding Act of 6  
2006". 7

Sec. 6002. The amount of \$6.5 million in pay-go capital shall be allocated for the 8  
Department of Public Works to repair the Bryant Street facility. 9

SUBTITLE B. PUBLIC SPACE RENTAL FEES. 10

Sec. 6011. Short title. 11

This subtitle may be cited as the "Public Space Rental Fees Amendment Act of 2006". 12

Sec. 6012. Resolution of the District of Columbia City Council No. 69-71, effective 13  
September 16, 1969 (16 DCR 72), is repealed. 14

Sec. 6013. The District of Columbia Public Space Rental Act, approved October 17, 15  
1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), is amended as follows: 16

(a) Section 103(8) (D.C. Official Code § 10-1101.01(8)) is amended by striking the 17  
phrase "the United States or the District of Columbia, or of any governmental entity or foreign 18  
government, or" and inserting the phrase "the District of Columbia or " in its place. 19

(b) Section 104 (D.C. Official Code § 10-1101.02) is amended by striking the phrase "the 20  
government of the United States, the government of the District of Columbia, or any foreign 21

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government, for the use in accordance with the provisions of titles I and III" and inserting the 1  
phrase "the government of the District of Columbia for the use, in accordance with the provisions 2  
of title II" in its place. 3

(c) Section 305 (D.C. Official Code § 10-1103.04) is amended by adding a new 4  
subsection (c) to read as follows: 5

“(c) Each level of a vault shall be treated as a separate vault for purposes of computing 6  
annual rent. Fuel oil tanks shall be considered as single level vaults. Annual rental shall be 7  
computed on the basis of the assessed value ("A.V.") per square foot of the abutting land 8  
multiplied by the area of the vault level in square feet ("Area") multiplied by a utilization factor 9  
("U.F."), otherwise expressed as (A.V.) x (Area) x (U.F.). 10

"The utilization factors shall be: 11

- |                             |                              |    |
|-----------------------------|------------------------------|----|
| "(1) First Level:           | One and eight-tenths percent | 12 |
|                             | (1.8%);                      | 13 |
| "(2) Each Level Thereafter: | Forty-fifth of one percent   | 14 |
|                             | (0.45%).”.                   | 15 |

Sec. 6014. Section 9b of the Department of Transportation Establishment Act of 2002, 16  
effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 50-921.10), is amended as 17  
follows: 18  
19

(a) Subsection (a)(2) is amended by striking the phrase "General Fund of the District of 20  
District of Columbia” and inserting the phrase "District of Columbia Highway Trust Fund” in its 21  
place. 22

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(b) Subsection (b)(1)(A) is amended by striking the phrase "public space;" and inserting 1  
the phrase "public space; provided, that as of July 1, 2006, any incremental revenue generated by 2  
section 305(c) of the District of Columbia Public Space Rental Act, approved October 17, 1968 3  
(82 Stat. 1156; D.C. Official Code § 10-1103.04), that pertains to the public space rental fees for 4  
vaults as established by section 305(c) of the District of Columbia Public Space Rental Act shall 5  
be deposited in the District of Columbia Highway Trust Fund;" in its place. 6

Sec. 6015. Applicability. 7

This subtitle shall apply as of July 1, 2006. 8

SUBTITLE C. PUBLIC RIGHTS-OF-WAY OCCUPANCY FEES. 9

Sec. 6021. Short title. 10

This subtitle may be cited as the "Public Rights-of-Way Occupancy Fees Amendment Act 11  
of 2006". 12

Sec. 6022. (a) Chapter 3302 of Title 24 of the District of Columbia Municipal 13  
Regulations is amended as follows: 14

(1) Section 3302.4 is amended to read as follows: 15

"All persons holding Public Right-of-Way Occupancy Permits issued pursuant to 16  
this section shall pay a rental fee as described herein; except, a Public Right-of-Way Occupancy 17  
Permittee regulated by the Office of Cable Television and Telecommunications for the provision 18  
of cable or video services shall pay a rental fee equal to twenty percent (20%) of the rental fee 19  
requirement in section 3302.8 for stand-alone conduit or pipes in the public right-of-way below 20  
the surface, twenty percent (20%) of the rental fee requirement in section 3302.9 for aerial wires 21

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in the public right-of-way above the surface, and twenty percent (20%) of the rental fee 1  
requirement in section 3302.10 for structures housing transmission facilities in the public right- 2  
of-way on the surface of the right-of-way related to its cable or video franchise.”. 3

(2) Section 3302.5 is amended to read as follows: 4

“Persons regulated by the Office of Cable Television and Telecommunications as 5  
described in section 3302.4 shall make the first rental payment no later than July 1, 2006, for the 6  
period covering July 2006. Failure to comply with this requirement shall result in the suspension 7  
or revocation of the permit in accordance with subsection 3304.3.”. 8

(3) Section 3302.8 is amended as follows: 9

(A) Strike the word “All” and insert the phrase “Except as provided in 10  
section 3302.4, all” in its place. 11

(B) Strike the phrase “\$0.88 per linear foot” and insert the phrase “\$1.06 12  
per linear foot” in its place. 13

(4) Section 3302.9 is amended as follows: 14

(A) Strike the word “All” and insert the phrase “Except as provided in 15  
section 3302.4, all” in its place. 16

(B) Strike the phrase “\$1.32 per linear foot” and insert the phrase “\$1.59 17  
per linear foot” in its place. 18

(5) Section 3302.10 is amended as follows: 19

(A) Strike the word “All” and insert the phrase “Except as provided in 20  
section 3302.4, all” in its place. 21

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(B) Strike the phrase “\$1.32 per linear foot” and insert the phrase “\$1.59 per linear foot” in its place. 1  
2

(6) Section 3302.14 is amended as follows: 3

(A) Strike “At the time of each quarterly payment” and insert “On April 1, July 1, October 1, and the first business day of January of each year” in its place. 4  
5

(B) Strike the phrase "quarterly report" and insert the phrase “quarterly report on the past quarter’s financial performance” in its place. 6  
7

(b) The amendments made by this section to the public rights-of-way occupancy fees do not preclude the Mayor from further amending these same fees, through rulemaking; provided, that the amended rates, when taken together with the other user fees, charges, and penalties collected pursuant to this section and D.C. Official Code § 47-2718 do not adversely impact the positive fiscal impact as set forth in the committee report for this subtitle. 8  
9  
10  
11  
12

Sec. 6023. Section 102a(a) of the Highway Trust Fund Establishment Act of 1996, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 9-111.01a(a)), is amended as follows: 13  
14  
15

(a) Strike the figure “3302.8” and insert figure “3302.4” in its place. 16

(b) Strike the word “regulations” and insert the phrase “regulations; provided, that any incremental revenue derived from the collection of the public rights-of-way user fees, charges, and penalties pursuant to sections 3302.4, 3302.8 through 3302.10 of Title 24 of the District of Columbia Municipal Regulations shall be deposited in the District of Columbia Highway Trust Fund;”in its place. 17  
18  
19  
20  
21

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Sec. 6024. Applicability.	1
This subtitle shall apply as of July 1, 2006.	2
SUBTITLE D. LOCAL ROADS CONSTRUCTION AND MAINTENANCE FUND	3
EXPENDITURE PLAN APPROVAL.	4
Sec. 6031. Short title.	5
This subtitle may be cited as the “Local Roads Construction and Maintenance Fund	6
Expenditure Plan Approval Act of 2006”.	7
Sec. 6032. Pursuant to the requirement of section 102a of the Highway Trust Fund	8
Establishment Act of 1996, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 9-	9
111.01a), the Mayor submitted on May 8, 2006, a proposed plan for the use of all monies in the	10
Local Roads Construction and Maintenance Fund for fiscal year 2007 to the Council for	11
approval. The Council hereby approves the proposed plan dated May 8, 2006.	12
TITLE VII. GENERAL PROVISIONS	13
SUBTITLE A. INCORPORATION OF COMMITTEE REPORT	14
RECOMMENDATIONS	15
Sec. 7001. Short title.	16
This subtitle may be cited as the "Report Authority Act of 2006".	17
Sec. 7002. The allocations and recommendations set forth in the committee report of the	18
Committee of the Whole, which includes the reports of all committees, are hereby incorporated	19
into the Fiscal Year 2007 Budget Support Act of 2006.	20
TITLE VIII. FISCAL IMPACT STATEMENT	21

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Sec. 8001. Fiscal impact statement. 1

The Council adopts the fiscal impact statement in the committee report as the fiscal 2  
impact statement required by section 602 (c) (3) of the District of Columbia Home Rule Act, 3  
approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)). 4

TITLE IX. EFFECTIVE DATE 5

Sec. 9001. This act shall take effect following approval by the Mayor (or in the event of 6  
veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional 7  
review as provided in 602(c)(1) of the District of Columbia Home Rule Act, approved December 8  
24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of 9  
Columbia Register. 10