

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend provisions of the law necessary to support the fiscal year 2014 budget.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2014 Budget Support Act of 2013".

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TITLE I. GOVERNMENT DIRECTION AND SUPPORT

SUBTITLE A. BONUS AND SPECIAL PAY

Sec. 1001. Short title.

This subtitle may be cited as the "Bonus and Special Pay Limitation Act of 2013".

Sec. 1002. Bonus and special pay limitations.

(a) For fiscal year 2014, no funds may be used to support the categories of special awards pay or bonus pay; provided, that funds may be used to pay:

- (1) Retirement awards;
- (2) Hiring bonuses for difficult-to-fill positions;
- (3) Additional income allowances for difficult-to-fill positions;
- (4) Agency awards or bonuses funded by private grants or donations;
- (5) Safe driving awards;
- (6) Gainsharing incentives in the Department of Public Works;
- (6) Suggestion or invention awards; or
- (7) Any other award or bonus required by an existing contract or collective bargaining agreement that was entered into before the effective date of this subtitle.

(b) No special awards pay or bonus pay may be paid to a subordinate agency head or an assistant or deputy agency head unless required by an existing contract that was entered into before the effective date of this subtitle.

(c) Notwithstanding any other provision of law, no restrictions on the use of funds to support the categories of special awards pay (comptroller subcategory 0137) or bonus pay (comptroller subcategory 0138) shall apply in fiscal year 2014 to employees of the District of Columbia Public Schools who are based at a local school or who provide direct services to individual students.

SUBTITLE B. INNOVATION FUND ESTABLISHMENT

Sec. 1011. Short title.

This subtitle may be cited as the "Innovation Fund Establishment Act of 2013".

Sec. 1012. Definitions.

For the purposes of this subtitle, the term:

- (1) "Fund" means the Innovation Fund established in section 1013.
- (2) "Grant-managing entity" means the Community Foundation for the National Capital Region pursuant to section 1016.

Sec. 1013. Innovation Fund.

(a) There is established a Innovation Fund ("Fund") to provide subgrants to nonprofit organizations in education, job training, health, services for seniors, arts, public safety, and the environment.

(b) The Mayor shall make a grant to a single grant-managing entity of which at least 94% shall be used to make subgrants for the purpose of promoting a growing economy, educational improvement, increasing sustainability, and improving the quality of life for all residents. The remaining 6% shall be utilized for administrative expenses and evaluation of the Fund.

(c) The Fund is designed to provide subgrants to nonprofits in education, job training, health, services for seniors, arts, public safety, and the environment. The funds shall be available

for conveyance to a grant-managing entity for the purposes identified in subsection (b) of this section.

(d) Subgrants shall be awarded, subject to the availability of funding, as follows:

- (1) All subgrants shall be awarded on a competitive basis;
- (2) The subgrants shall not exceed \$100,000 per year;
- (3) Capacity-building subgrants are one-time and can be carried over for a maximum of 3 years;
- (4) Program-development subgrants are limited to a maximum of 3 years and contingent on first-year grant outcomes;
- (5) The subgrant funds shall be used exclusively to serve District of Columbia residents;
- (6) Independent review panels shall be used as part of the subgrant selection process; and
- (7) All subgrants shall be subject to District transparency requirements, such as Freedom of Information Act requests.

(e) The Fund shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199).

Sec. 1014. Required information before approval.

(a) To be eligible to receive a subgrant from the grant-managing entity pursuant to section 1013, a subgrantee shall submit the following required documentation to the grant-managing entity as well as any additional information required by the grant-managing entity:

(1) Internal Revenue Service certification that the organization is tax-exempt under section 501(c)(3) of the Internal Revenue Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(3));

(2)(A) The organization's most recent financial audit, not more than 2 years old;
or

(B) A recent financial statement, not more than one year old, prepared by a certified accountant that shows that the organization is in good financial standing and which delineates its:

- (i) Existing assets and liabilities;
- (ii) Pending lawsuits, if any; and
- (iii) Pending and final judgments, if any;

(3) Internal Revenue Service Form 990 covering the organization's most recently completed fiscal year;

(4) A notarized statement from the subgrantee certifying that:

- (A) The organization is current on District and federal taxes;
- (B) The grant-managing entity is authorized to verify the organization's tax status with the Office of Tax and Revenue and the Office of Tax and Revenue is authorized to release this information to the grant-managing entity;

(C) The grant-managing entity shall have access to the subgrantee's financial, administrative, and operational records, including specific consent for the grant-managing entity to access its books, accounts, records, findings, and documents related to the subgrant; and

(D) The subgrantee is registered with the Department of Consumer and Regulatory Affairs; and

(5) A comprehensive program statement that includes a detailed:

(A) Scope of work; and

(B) Budget that describes how the subgrant funds shall be spent.

Sec. 1015. Reporting requirements.

Beginning January 2, 2015, the grant-managing entity shall submit an annual report to the Mayor and the Council of all District funds allocated, which includes:

- (1) Detailed subgrantee data;
- (2) Performance measures and performance outcomes under each subgrant;
- (3) The specific services provided under each subgrant;
- (4) The entity providing the services, if one other than the subgrantee;
- (5) The time period of delivery of the services;
- (6) The type of service provided;
- (7) The actual amount paid for the services; and
- (8) The amount of other expenditures under the subgrant, if any.

Sec. 1016. Authorization for grant-managing entity.

For fiscal years 2014, 2015, and 2016, the Community Foundation for the National Capital Region ("Community Foundation") is designated as the grant-managing entity. The Community Foundation shall be required to enter into a Memorandum of Understanding ("MOU") with the District of Columbia government. The MOU shall set forth certain administrative requirements for the Community Foundation to abide by when it obtains District funds and awards subgrants involving District funds, and will clarify and reaffirm the Community Foundation's responsibility and obligation with respect to District funds, including the monitoring of the use of District funds.

Sec. 1017. Limitation on duplicative projects.

(a) The grant-managing entity shall take steps to avoid awarding subgrants to a nonprofit that has been awarded or is being awarded funds from the DC Children and Youth Investment Trust Corporation ("Trust") for the same or similar program purposes for which it is applying for funding from the Fund.

(b) Within 30 days after the effective date of the MOU, the grant-managing entity shall provide to the Mayor, or his or her designee, and the Council, a plan that sets forth procedures for avoiding the award of duplicative funds from the Trust and the Fund.

SUBTITLE C. DEPARTMENT OF GENERAL SERVICES PROTECTIVE SERVICES DIVISION

Sec. 1021. Short title.

This subtitle may be cited as the "Department of General Services Protective Services Division Amendment Act of 2013".

Sec. 1022. Section 1023(6) of the Department of General Services Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 10-551.02(6)), is amended to read as follows:

"(6) Protective Services Division, which shall coordinate, manage, and provide security services for District government facilities through the use of special police officers and security officers, as defined in § 47-2839.01, civilian employees, or contractors."

SUBTITLE D. CAPTIVE INSURANCE

Sec. 1031. Short title.

This subtitle may be cited as the "Captive Insurance Amendment Act of 2013".

Sec. 1032. The District of Columbia Medical Liability Captive Insurance Agency Establishment Act of 2008, effective July 18, 2008 (D.C. Law 17-196; D.C. Official Code § 1-307.81 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 1-307.81) is amended as follows:

(1) Paragraph (2) is amended by striking the phrase "District of Columbia Medical Liability Captive Insurance Agency" and inserting the phrase "Captive Insurance Agency" in its place.

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

"(2A) "Act of terrorism" shall have the same meaning as provided in section 102(1) of the Omnibus Anti-Terrorism Act of 2002, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 22-3152(1))."

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

"(4A) "District real property asset" means improved real property owned by the District and includes all structures of a permanent character erected on or affixed to the property."

(4) Paragraph (5) is amended by striking the phrase "Medical Liability Captive" both places it appears and inserting the phrase "Captive" in its place.

(5) A new paragraph (8A) is added to read as follows:

"(8A) "Medical malpractice" means professional negligence by act or omission by a health care provider in which the treatment provided falls below the accepted standard of practice in the medical community and causes injury or death to the patient, with most cases involving medical error."

(6) A new paragraph (9A) is added to read as follows:

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"(9A) "Property insurance" means an insurance policy that protects against most risks to property such as earthquakes, floods, acts of terrorism, fires, boiler or machinery failures, business interruptions, pollution, fidelity, builders risk, debris removal, and weather damage."

(b) Section 3 (D.C. Official Code § 1-307.82) is amended to read as follows:

"Sec. 3. Establishment of the Captive Insurance Agency.

"(a) There is established, as a subordinate agency, the Captive Insurance Agency.

"(b) The purpose of the Agency is to:

"(1) Provide medical malpractice liability insurance policies for health centers, including coverage for the staff, contractors, and volunteer service providers for the services provided at the health centers; and

"(2) Provide property insurance for District real property assets.

"(c) The liability of the Agency for medical malpractice liability and property insurance policies shall be limited to the funds in the Captive Trust Fund."

(c) Section 4(a) (D.C. Official Code § 1-307.83(a)) is amended follows:

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

"(1) By delegation from the Mayor, to exercise procurement authority as is necessary or proper to carry out the provisions and purposes of this act, including contract oversight and contracting with:

"(A) Other insurance companies, captives, risk pools, re-insurers, and other similar entities;

"(B) Similar captives of other states, municipalities, or counties for the joint performance of common administrative functions; and

"(C) Persons or other entities for the performance of organizational, management, or administrative functions;"

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

"(4A) Obtain and issue policies of property insurance, in accordance with the requirements of the plan of operation under section 8;"

(d) Section 6 (D.C. Official Code § 1-307.85) is amended as follows:

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

"(b) The Advisory Council shall consist of 7 members appointed by the Risk Officer. One member shall represent the District of Columbia Primary Care Association, 2 members shall represent District health centers, 2 members shall have expertise in general property insurance and re-insurance, and 2 members shall have general insurance expertise, whether medical malpractice or general property insurance."

(2) Subsection (i) is amended as follows:

(A) Paragraph (2) is amended by striking the word "and" at the end.

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

"(2A) Assess the needs and interests of the District with respect to obtaining property insurance through the Agency; and"

(e) Section 7(b) (D.C. Official Code § 1-307.86(b)) is amended by striking the phrase "March 2" and inserting the phrase "December 15" in its place.

(f) Section 8(b) (D.C. Official Code § 1-307.87(b)) is amended by adding a new paragraph (4A) to read as follows:

"(4A) Establish procedures for the offering of property insurance for District real property assets;"

(g) Section 11 (D.C. Official Code § 1-307.90) is amended to read as follows:

"Sec. 11. Coverage.

"(a) The Agency shall offer:

"(1) Health centers medical malpractice insurance that is consistent with coverage offered in the market; and

"(2) Property insurance for the benefit of the District for District real property assets consistent with coverage offered in the market.

"(b) The insurance policies and coverage offered pursuant to this act shall be established by the Risk Officer with the advice of the Advisory Council and subject to the approval of the Commissioner.

"(c) Any policy offered by the Agency shall state that the liability of the Agency shall be limited to the funds in the Captive Trust Fund."

(h) Section 12(a) (D.C. Official Code § 1-307.91(a)) is amended by striking the phrase "Medical Liability Captive" and inserting the word "Captive" in its place.

(i) A new section 16a is added to read as follows:

"Sec. 16a. Short title.

"This act may be cited as the "Captive Insurance Agency Establishment Act of 2008".

SUBTITLE E. TECHNOLOGY SERVICES SUPPORT

Sec. 1041. Short title.

This subtitle may be cited as the "Technology Services Support Amendment Act of 2013".

Sec. 1042. The Technology Services Support Act of 2007, effective September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 1-1431 *et seq.*), is amended as follows:

(a) Section 1002 (D.C. Official Code § 1-1431) is amended by repealing paragraphs (1), (2), (5), and (6).

(b) Section 1004 (D.C. Official Code § 1-1433) is amended to read as follows:

"Sec. 1004. Technology Infrastructure Services Support Fund.

"(a) There is established as a special fund the Technology Infrastructure Services Support Fund ("Fund"), which shall be administered by the Chief Technology Officer in accordance with subsection (c) of this section.

"(b) The Fund shall consist of the revenue from payments by independent District government agencies and federal agencies for services provided by the Office of the Chief Technology Officer in accordance with subsection (c) of this section.

"(c) The Fund shall be used solely to defray operational costs of programs of the Office of the Chief Technology Officer, other than the DC-Net program, that the Chief Technology

Officer shall designate based on the use of such programs to provide services to independent agencies of the District and agencies of the federal government.

"(d)(1) The money deposited into the Fund, and interest earned, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

"(2) Subject to authorization by Congress, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation."

SUBTITLE F. EASTERN MARKET JURISDICTION CLARIFICATION

Sec. 1051. Short title.

This subtitle may be cited as the "Eastern Market Jurisdiction Clarification Amendment Act of 2013".

Sec. 1052. The Eastern Market Real Property Asset Management and Outdoor Vending Act of 1998, effective April 16, 1999 (D.C. Law 12-228; D.C. Official Code § 37-101 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 37-101) is amended as follows:

(1) Paragraph (12) is amended to read as follows:

"(12) "Eastern Market Special Use Area" means:

"(A) Eastern Market Square, including the North Hall Plaza;

"(B) The Capitol Hill Natatorium Plaza;

"(C) The playground and parking lot of Hine Junior High School, as of the effective date of the Eastern Market Jurisdiction Clarification Amendment Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199), until commencement of construction with respect to new development on the Hine Junior High School site;

"(D) 7th Street, S.E., between North Carolina Avenue, S.E., and Pennsylvania Avenue, S.E., including the area between the curb and near edge of the sidewalk on both the east and west sides of the street and excluding the area between the property line and far edge of the sidewalk on both sides of the street;

"(E) The new C Street, S.E., to be constructed between 7th and 8th Streets, S.E., including the area between the curb and near edge of the sidewalk on both the north and south sides of the street and excluding the area between the property line and the far edge of the sidewalk on both sides of the street; and

"(F) Other privately owned or controlled lands or buildings that are directly adjacent to the area defined in subparagraphs (A), (B), (C), and (D) of this paragraph, each being subject to a lease or management agreement between the market manager and such owner or controlling entity, and for durations and under conditions defined in the lease or management agreements."

(2) Paragraph (21) is amended to read as follows:

"(21) "Market manager" means a person or persons, having experience relevant to operating an historic urban fresh food or farmers' market, employed to provide unified and coordinated management for the Eastern Market Special Use Area."

SUBTITLE G. COMMUNITY AFFAIRS GRANT-MAKING AUTHORITY

Sec. 1061. Short title.

This subtitle may be cited as the "Community Affairs Grant-Making Authority Authorization Amendment Act of 2013".

Sec. 1062. Section 303(10) of the District of Columbia Latino Community Development Act, effective September 29, 1976 (D.C. Law 1-86; D.C. Official Code § 2-1313(10)), is amended by striking the word "act" and inserting the phrase "act; provided, that grants shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)" in its place.

Sec. 1063. Section 304(c)(9) of the Office on Asian and Pacific Islander Affairs Establishment Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 2-1373(c)(9)), is amended by striking the word "act" and inserting the phrase "act; provided, that grants shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)" in its place.

Sec. 1064. Section 3 of the Office and Commission on African Affairs Act of 2006, effective June 8, 2006 (D.C. Law 16-111; D.C. Official Code § 2-1392), is amended as follows:

(a) Paragraph (8) is amended by striking the word "and" at the end.

(b) Paragraph (9) is amended by striking the period at the end and inserting the phrase "; and" in its place.

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

"(10) Issue grants to organizations that provide services to African residents of the District in furtherance of the mission of the Office or the purposes of this act; provided, that grants shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)."

SUBTITLE H. DISTRICT OF COLUMBIA GOVERNMENT COMPREHENSIVE MERIT PERSONNEL

Sec. 1071. Short title.

This subtitle may be cited as the "District of Columbia Government Comprehensive Merit Personnel Amendment Act of 2013".

Sec. 1072. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 909(a) (D.C. Official Code § 1-609.03(a)) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “, no more than 2 of whom may be appointed or detailed to a single agency, other than the Executive Office of the Mayor or the Office of the City Administrator”.

(2) Paragraph (9) is amended by striking the number “6” and inserting the number “10” in its place.

(b) Section 1052 (D.C. Official Code § 1-610.52) is amended by added a new subsection (b-1) to read as follows:

"(b-1) Notwithstanding subsections (a) and (b) of this section, the compensation of the Chief Medical Examiner ("CME") shall not exceed \$253,000 unless approved by an act of the Council. The level of compensation as provided in this subsection shall be the total annual salary amount that the CME may receive. The CME may not receive longevity pay, bonus pay, including performance bonus pay, retention pay, per annum percentage increases for cost-of-living purposes or due to any collective bargaining activity within the agency, or any equivalent financial incentives or salary enhancements."

SUBTITLE I. DISTRICT OF COLUMBIA UNIFORM LAW COMMISSION

Sec. 1081. Short title.

This subtitle may be cited as the "District of Columbia Uniform Law Commission Amendment Act of 2013".

Sec. 1082. Section 4(b) of the District of Columbia Uniform Law Commission Act of 2010, effective March 12, 2011 (D.C. Law 18-313; D.C. Official Code § 3-1433(b)), is amended by adding a new paragraph (3) to read as follows:

"(3) The District may expend funds necessary to cover the costs of commissioners' attendance at the annual meeting as required under paragraph (1) of this subsection, the annual dues for the NCCUSL, and any other expenses as required."

SUBTITLE J. GRANT ADMINISTRATION

Sec. 1091. Short title.

This subtitle may be cited as the "Grant Administration Act of 2013".

Sec. 1092. Definitions.

For the purposes of this subtitle, the term:

(1) "Grant program" means the management or administration by a grantor of grant-making or grant-issuing authority as covered by this subtitle.

(2) "Grantee" means the person that receives funds under a grant program.

(3) "Grantor" means a District agency, board, commission, instrumentality, or program designated by law as the grant-managing entity for a grant program.

Sec. 1093. Applicability of requirements on grants.

Notwithstanding any other provision of law, and except where the law establishing authority for the grant exempts or modifies the requirements of this subtitle by specific reference, any grant-making or grant-issuing authority established under the Fiscal Year 2014 Budget Support Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199), shall be administered pursuant to the requirements of this subtitle.

Sec. 1094. Requirements for award of grants.

(a) Any grant of \$50,000 or more that is made pursuant to an authority described in section 1093 shall be awarded on a competitive basis and solely for the purpose or purposes identified in the statute establishing the grant-making or grant-issuing authority.

(b) Before providing notice of the availability of grant funds as required by subsection (c) of this section, a grantor shall establish criteria or standards for the selection of a grantee or grantees under the grant program, and shall set priorities among those criteria or standards.

(c) A grantor shall publish notice in the District of Columbia Register for a minimum of 14 days in advance of making or issuing a grant of the following:

(1) A detailed description of the availability of grant funds, including the amount, the number of likely grant awards to be made, and any limitations or requirements on the use of such grant funds;

(2) Eligibility requirements for receiving funds under the grant program, including the requirements in section 1095;

(3) Selection criteria for the awarding of funds under the grant program;

(4) A description of the application process under the grant program, including the date after which applications will no longer be received; and

(5) The date that final determination of grant awards will be made.

Sec. 1095. Requirements for administration of grant programs.

A grantor administering a grant program covered by this subtitle shall:

(1) Within 30 days from the closing date of the grant application process, provide notification to all applicants of the acceptance or rejection of their applications for the grant funds; and

(2)(A) Maintain records of any written communications as well as a description of any other communications, including telephonic or face-to-face communications, between the grantor and any District government official or staff regarding:

(i) The development of the selection criteria or eligibility requirements;

(ii) Selection by the grantor of a grantee; or

(iii) Issues with a grantee's compliance with grant-program requirements.

(B) Records required under this paragraph shall be provided, upon request, within a reasonable time, to the Mayor, or his or her designee, or to a member of the Council.

Sec. 1096. Eligibility requirements for receiving grants.

In addition to any other eligibility requirements provided under the enabling statute of the grant program, to be eligible to receive funds under a grant program covered by this subtitle, an individual or entity must be current on all taxes and liabilities owed to the District, or have a plan to resolve such taxes and liabilities that is satisfactory to the grantor.

Sec. 1097. Reporting requirements.

Beginning in 2014, a grantor managing a grant program covered by this subtitle shall submit a report to the Mayor and the Council by November 1 of each year containing the following information:

- (1) All funds allocated pursuant to a grant program in the previous fiscal year;
- (2) The type of services and a timeline for delivery of services for the grant; and
- (3) Performance measures and performance outcomes for each grant issued

during the previous fiscal year.

SUBTITLE K. DISCRETIONARY FUNDS RENAMING

Sec. 1101. Short title.

This subtitle may be cited as the "Discretionary Fund Renaming Amendment Act of 2013".

Sec. 1102. Section 26 of An Act To authorize certain programs and activities of the government of the District of Columbia, and for other purposes, approved October 26, 1973 (87 Stat. 509; D.C. Official Code § 1-333.10), is amended by adding a new subsection (c) to read as follows:

"(c) This section may be cited as the "Discretionary Funds Act of 1973"."

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

SUBTITLE A. DEPUTY MAYOR FOR PLANNING AND ECONOMIC DEVELOPMENT LIMITED GRANT-MAKING AUTHORITY

Sec. 2001. Short title.

This subtitle may be cited as the "Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Amendment Act of 2013".

ENROLLED ORIGINAL

Sec. 2002. The Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168; codified in scattered cites in the D.C. Official Code), is amended as follows:

(a) Section 2032 (D.C. Official Code § 1-328.04) is amended as follows:

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

(A) Paragraph (2) is amended by striking the phrase "project;" and inserting the phrase "project; and" in its place.

(B) Paragraph (3) is repealed.

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

"(b-1)(1) The Deputy Mayor may make grants for fiscal year 2014 as follows:

"(A) An amount of \$100,000 for sector consultants;

"(B) An amount of \$350,000 for local business promotion;

"(C) An amount of \$75,000 for regional economic development; and

"(D) An amount of \$50,000 for increasing access to financial services and products to unbanked and under-banked residents.

"(2) Grants made pursuant to this subsection shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)."

(b) Section 2033 (D.C. Official Code § 1-325.211) is amended as follows:

(1) Subsection (a) is amended by striking the phrase "Deputy Mayor for Planning and Economic Development" and inserting the phrase "Commission on Arts and Humanities" in its place.

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

(A) Subparagraph (A) is amended by striking the word "and".

(B) Subparagraph (B) is amended by striking the period and inserting the phrase "; and" in its place.

(C) A new subparagraph (C) is added to read as follows:

"(C) An annual appropriation of \$107,000."

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

"(d) The Commission on Arts and Humanities is authorized to make grants for the purposes described in this section. Grants made under this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)."

Sec. 2003. Section 5 of the Commission on Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-204), is amended as follows:

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

"(3A) Make grants to neighborhood or civic associations for the purpose of providing funds for parades, festivals, and any other celebrations sponsored by a neighborhood or civic association in accordance with section 2033(c) and (d) of the Deputy Mayor for Planning

and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-325.211(c) and (d))."

(b) Paragraph (5)(C) is amended by striking the phrase "in the Fund" and inserting the phrase "in the Fund or in the Neighborhood Parade and Festival Fund, established by section 2033 of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-325.211), if the donation, gift, or grant is designated to be used for a parade, festival, or any other celebration sponsored by a neighborhood or civic association" in its place.

SUBTITLE B. WORKFORCE INVESTMENT COUNCIL AND WORKFORCE INTERMEDIARY GRANT-MAKING AUTHORITY

Sec. 2011. Short title.

This subtitle may be cited as the "Workforce Investment Council and Workforce Intermediary Grant -Making Authority Amendment Act of 2013".

Sec. 2012. Section 4 of the Workforce Investment Implementation Act of 2000, effective July 18, 2000 (D.C. Law 13-150; D.C. Official Code § 32-1603), is amended by adding new subsections (c) and (d) to read as follows:

"(c) The Council shall have grant-making authority for the purpose of providing competitive grants under the authority granted to the Council by this act; provided, that grants shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199).

"(d) The Council shall have grant-making authority for the purpose of providing competitive grants based on the recommendations of the Workforce Intermediary Task Force, made pursuant to the Workforce Intermediary Task Force Establishment Temporary Act of 2011, effective December 2, 2011 (D.C. Law 19-55; 58 DCR 8962), and approved by the Council in the Workforce Intermediary Task Force Recommendations Emergency Approval Resolution of 2012, effective June 5, 2012 (Res. 19-454; 59 DCR 7454); provided, that grants shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, passed on 2nd reading on June 26, 2013 (Enrolled version of Bill 20-199)."

SUBTITLE C. UNEMPLOYMENT COMPENSATION ANTI-FRAUD FEDERAL CONFORMITY

Sec. 2021. Short title.

This subtitle may be cited as the "Unemployment Compensation Anti-Fraud Federal Conformity Amendment Act of 2013".

Sec. 2022. Section 19(e) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 956; D.C. Official Code § 51-119(e)), is amended by adding a new paragraph (3) to read as follows:

"(3) Beginning on October 1, 2013, at the time the Director determines an erroneous payment was made to an individual due to fraud committed by such individual, the Director shall assess a penalty on the individual in an amount of 15% of the amount of the erroneous payment. Penalties paid pursuant to this paragraph shall be deposited in the District Unemployment Fund, established by section 2. The penalty assessed by this paragraph shall not be deducted from any future benefits payable to claimant under this act."

SUBTITLE D. UNEMPLOYMENT COMPENSATION PENALTY REDUCTION

Sec. 2031. Short title.

This subtitle may be cited as the "Unemployment Compensation Penalty Reduction Amendment Act of 2013".

Sec. 2032. Section 4(c)(2) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 948; D.C. Official Code § 51-104(c)(2)), is amended by striking the number "25" and inserting the number "10" in its place.

**SUBTITLE E. UNEMPLOYMENT COMPENSATION BENEFITS CHANGES
FEDERAL CONFORMITY**

Sec. 2041. Short title.

This subtitle may be cited as the "Unemployment Compensation Benefit Charges Federal Conformity Amendment Act of 2013".

Sec. 2042. Section 3(c)(2) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 947; D.C. Official Code § 51-103(c)(2)), is amended by adding a new subparagraph (F) to read as follows:

"(F) Commencing with overpayments of benefits established after September 30, 2013, no employer shall be relieved of benefit charges for payments made from the District Unemployment Fund if the charges resulted from benefit payments made because the employer or the employer's agent was at fault for failing to respond timely or adequately to the request of the Director for information relating to the claim for benefits and the employer or agent has established a pattern of failing to respond timely or adequately to such requests unless the Director finds such failure was for good cause."

**SUBTITLE F. WORKERS' COMPENSATION AVERAGE WEEKLY WAGE
CALCULATION ALIGNMENT**

Sec. 2051. Short title.

This subtitle may be cited as the "Workers' Compensation Average Weekly Wage Calculation Alignment Amendment Act of 2013".