A BILL

Bill 23-205

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

To adjust, on an emergency basis, certain allocations in the Fiscal Year 2019 Local Budget Act of 2018 pursuant to the Omnibus Appropriations Act, 2009.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2019 Revised Local Budget Emergency Adjustment Act of 2019”.

Sec. 2. Pursuant to section 817 of the Omnibus Appropriations Act, 2009, approved March 13, 2009 (123 Stat. 699; D.C. Official Code § 47-369.02), the Fiscal Year 2019 budget shall be adjusted as follows:

**PART A—SUMMARY OF EXPENSES**

$56,466,222 is added (including $51,881,397 in local funds, $3,301,000 in other funds, and $1,263,825 in Medicaid payments), to be allocated as follows:

**PART B—DIVISION OF EXPENSES**

**Governmental Direction and Support**

The appropriation for Governmental Direction and Support is increased by $14,230,836 in local funds, to be allocated as follows:

(1) Department of General Services. - $13,586,825 is added in local funds;

(2) Captive Insurance Agency. - $1,321,737 is added in local funds;

(3) Deputy Mayor for Greater Economic Opportunity. – ($500,000) is removed from local funds, from the funds available for the Workforce Investment Council for activities consistent with the DC Central Kitchen Grants Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-168; 65 DCR 13694);

(4) Advisory Neighborhood Commissions. - $30,000 is added in local funds;

(5) Contract Appeals Board. – ($13,709) is removed from local funds;

(6) Office of Finance and Resource Management. – ($61,088) is removed from local funds;

(7) Public Employee Relations Board. – ($32,929) is removed from local funds; and

(8) Council of the District of Columbia. – ($100,000) is removed from local funds.

**Economic Development and Regulation**

The appropriation for Economic Development and Regulation is decreased by ($2,187,098) in local funds to be allocated as follows:

(1) Office of Planning. - $1,083,000 is added in local funds;

(2) Department of Consumer and Regulatory Affairs. - $500,000 is added in local funds;

(3) Housing Production Trust Fund Subsidy. – ($3,184,000) is removed from local funds;

(4) Office of the Tenant Advocate. – ($617,348) is removed from local funds;

(5) Housing Authority Subsidy. - $53,250 is added in local funds;

(6) Alcoholic Beverage Regulation Administration. – ($122,000) is removed from Dedicated Taxes; and

(7) Office of Zoning. - $100,000 is added in local funds.

**Public Safety and Justice**

The appropriation for Public Safety and Justice is increased by $5,043,892 (including an increase of $3,543,892 in local funds and an increase of $1,500,000 in Medicaid payments), to be allocated as follows:

(1) Metropolitan Police Department. – $3,600,000 is added in local funds;

(2) Fire and Emergency Medical Services Department. – $231,000 is added in local funds and $1,500,000 is added in Medicaid payments;

(3) Department of Corrections. – $1,182,000 is added in local funds;

(4) Office of Neighborhood Safety and Engagement. – ($264,824) is removed from local funds;

(5) District of Columbia National Guard. – ($14,000) is removed from local funds;

(6) Department of Forensic Sciences. – ($405,975) is removed from local funds;

(7) Office of Police Complaints. – ($723) is removed from local funds;

(8) Office of Administrative Hearings. – ($106,586) is removed from local funds;

(9) Office of Unified Communications. – ($657,000) is removed from local funds; and

(10) Office of Victim Services and Justice Grants. – ($20,000) is removed from local funds.

**Public Education System**

The appropriation for Public Education System is decreased by ($4,249,656) in local funds to be allocated as follows:

(1) Office of the State Superintendent of Education. – $1,292,189 is added in local funds;

(2) Non-Public Tuition. – ($500,000) is removed from local funds;

(3) State Board of Education. – ($41,845) is removed from local funds; and

(4) District of Columbia Public Charter Schools. – ($5,000,000) is removed from local funds.

**Human Support Services**

The appropriation for Human Support Services is decreased by ($19,417,752) in local funds and a decrease of ($236,175) in Medicaid payments to be allocated as follows:

(1) Office on Aging. – $2,250,000 is added in local funds;

(2) Department of Parks and Recreation. – $1,743,916 is added in local funds;

(3) Department of Health Care Finance. –($10,295,594) is removed from local funds and ($236,175) is removed from Medicaid payments;

(4) Department of Youth Rehabilitation Services. – ($7,945,000) is removed from local funds;

(5) Child and Family Services Agency. – ($3,293,350) is removed from local funds;

(6) Department of Health. – ($9,525) is removed from local funds;

(7) Department of Human Services. – ($314,778) is removed from local funds;

(8) Deputy Mayor for Health and Human Services. – ($230,609) is removed from local funds;

(9) Department of Disability Services. – ($381,637) is removed from local funds;

(10) Department of Behavioral Health. – ($205,000) is removed from local funds; and

(11) Unemployment Compensation Fund. – ($500,000) is removed from local funds.

**Public Works**

The appropriation for Public Works is increased by $9,586,000 (including an increase of $6,284,000 in local funds and an increase of $3,301,000 in other funds, to be allocated as follows:

(1) Washington Metropolitan Area Transit Authority. – $13,578,000 is added in local funds;

(2) District Department of Transportation. – ($965,000) is removed from local funds and $3,301,000 is added in other funds;

(3) Department of Public Works. – ($4,947,000) is removed from local funds; and

(4) Department of Motor Vehicles. – ($1,382,000) is removed from local funds.

**Financing and Other**

The appropriation for Financing and Other is increased by $53,439,000 in local funds to be allocated as follows:

(1) Emergency and Contingency Reserve Funds. – $47,598,000 is added in local funds; and

(2) Workforce Investments Account. - $5,841,000 is added in local funds.

Sec. 3. Remaining Fiscal Year 2019 unexpended revenue of $23,996,340 shall be carried over into Fiscal Year 2020 as fund balance and shall be available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

Sec. 4. Capital adjustments.

In Fiscal Year 2019, the Chief Financial Officer shall rescind or adjust capital project allotments as set forth in the following tabular array, with the savings to be used in accordance with the Fiscal Year 2020 Local Budget Act of 2019:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Owner Agency** | **Project No** | **Project Title** | **Fund Detail** | **Total** |
| AM0 | BRM05C | DALY BUILDING CRITICAL SYSTEMS | 300 | (40.00) |
|  | N1403C | ONE JUDICIARY SQUARE | 300 | (107,395.82) |
|  | PL102C | ELEVATOR POOL | 300 | (50,413.97) |
|  | PL104C | ADA COMPLIANCE POOL | 300 | (100,000.00) |
|  | PL106C | GOVERNMENT CENTERS POOL | 300 | (312,944.51) |
|  | PL107C | MISCELLANEOUS BUILDINGS POOL | 300 | (232,721.13) |
|  | PL108C | BIG 3 BUILDINGS POOL | 300 | (450,000.00) |
|  | PL402C | ENHANCEMENT COMMUNICATIONS INFRASTRUCTUR | 300 | (72,000.00) |
|  | PL601C | HVAC REPAIR RENOVATION POOL | 300 | (322,468.38) |
|  | PL603C | WINDOW REPAIR AND RENOVATION POOL | 300 | (84,612.16) |
|  | PL901C | ENERGY RETROFITTING OF DISTRICT BUILDING | 300 | (900,000.00) |
|  | PL905C | MUNICIPAL LABOR PROGRAM MANAGEMENT | 300 | (200,804.00) |
| BA0 | AB102C | ARCHIVES | 300 | (1,000,000.00) |
| CE0 | ASF18C | SHARED TECHNICAL SERVICES CENTER | 304 | (2,400,000.00) |
| CF0 | UIM02C | UI MODERNIZATION PROJECT-FEDERAL | 300 | (3,095,653.23) |
| CR0 | ISM07C | IT SYSTEMS MODERNIZATION - DCRA | 300 | (2,500.00) |
| EB0 | SC216C | CONSTRUCTION- REDEVELOPMENT | 300 | (2,250,000.00) |
|  | STH01C | STRAND THEATER | 301 | (94,408.68) |
| FA0 | ATE01C | 2850 NY AVE BUILDING | 300 | (2,940,657.62) |
| GA0 | MO337C | MOTEN ES MODERNIZATION/RENOVATION | 300 | (1,407.50) |
|  | TB137C | BRENT ES MODERNIZATION | 300 | (9,840.00) |
|  | YY101C | BANNEKER HS MODERNIZATION/RENOVATION | 300 | 2,251,535.58 |
|  | YY120C | SHAW MODERNIZATION | 300 | 721,302.93 |
|  |  |  | 301 | 278,697.07 |
| HA0 | AW304C | MARVIN GAYE RECREATION CENTER | 300 | (747.18) |
|  | QD738C | FORT DUPONT ICE ARENA REPLACEMENT | 306 | (5,000,000.00) |
|  | QJ801C | FRIENDSHIP PARK | 300 | (32,018.59) |
|  | QK338C | FORT STANTON RECREATION CENTER | 300 | (235,327.66) |
|  |  |  | 301 | (167,424.30) |
|  | QN7MMC | METRO MEMORIAL PARK | 300 | (25,772.95) |
|  | RG001C | GENERAL IMPROVEMENTS - DPR | 300 | (1,064,351.70) |
|  | RR007C | FACILITY RENOVATION | 301 | (16,864.09) |
|  | RR015C | PARK LIGHTING | 300 | (0.90) |
|  | SET38C | SOUTHEAST TENNIS AND LEARNING CENTER | 300 | (489,511.22) |
|  | YDPKIC | YARDS PARK AND CANAL PARK IMPROVEMENTS | 300 | (3,723,655.00) |
| JA0 | CMSHSC | CASE MANAGEMENT SYSTEM | 302 | (15,474.82) |
|  | HSW04C | WARD 4 TEMPORARY HOUSING FOR FAMILIES | 300 | (1,662,000.00) |
|  | JB237C | MODERNIZATION/RENOVATIONS | 300 | (287,216.00) |
|  | THK17C | EMERGENCY AND TEMPORARY HOUSING UPGRADES | 301 | (1,165,000.00) |
|  | THK19C | EMERGENCY & TEMPORARY HOUSING FOR MEN | 300 | 22,000,000.00 |
| KA0 | TRL50C | TRAILS | 300 | (500,000.00) |
| KE0 | SA311C | WMATA FUND - PRIIA | 300 | (832,074.00) |
| TO0 | N1601B | DCWAN | 300 | (71,230.17) |
|  | N2518C | DATA CENTER RELOCATION | 304 | (1,500,000.00) |
| **Total rescission** | |  |  | **(6,165,000.00)** |

Sec. 5.  Designated fund transfers.

(a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year 2019 the following amounts from certified fund balances and other revenue in the identified accounts to the General Fund of the District of Columbia:



|  |  |  |  |
| --- | --- | --- | --- |
| **Agency** | **Fund Detail** | **Fund Detail Title** | **Total** |
| AT0 | 606 | Recorder of Deeds Surcharge | 500,000 |
| CB0 | 616 | Litigation Support Fund | 1,601,990 |
| CF0 | 619 | DC Jobs Trust Fund | 61,280 |
| CR0 | 6006 | Nuisance Abatement | 27,669 |
| CR0 | 6013 | Basic Business License Fund | 815,000 |
| CR0 | 6040 | Corporate Recordation Fund | 2,855,190 |
| CR0 | 6050 | Expedited Permit Review Fund | 2,000,000 |
| DB0 | 602 | HPAP Repay | 849,194 |
| EB0 | 419 | H Street NE Retail Priority Area Grant Fund | 2,120,000 |
| EB0 | 609 | Industrial Revenue Bond Program | 475,287 |
| EB0 | 632 | AWC &NCRC Development (ED Special Account) | 2,890,000 |
| EN0 | 6160 | Streetscape Loan Relief Fund | 268,121 |
| FO0 | 100 | Community Based Violence Reduction Fund | 1,200,000 |
| GD0 | 100 | Student Enrollment Fund | 2,896,188 |
| GD0 | 100 | Special Education Enhancement Fund | 8,000,000 |
| GD0 | 111 | Healthy Schools Fund | 700,000 |
| HT0 | 115 | DC Provider Fee | 69,577 |
| HC0 | 605 | SHPDA Fees | 286,702 |
| HC0 | 632 | Pharmacy Protection | 7,967 |
| HC0 | 643 | Board of Medicine Fund | 15,192 |
| HC0 | 644 | Spay and Neutering Fund | 29,419 |
| HC0 | 655 | SHPDA Admission Fee | 33,691 |
| HC0 | 661 | ICF/MR Fees and Fines Fund | 108,241 |
| HT0 | 631 | Medicaid Collections-3rd Party Liability | 467,924 |
| HT0 | 632 | Bill of Rights (Grievance and Appeals) | 9,079 |
| JA0 | 0 | Escheatment Fund | 935,507 |
| KA0 | 6031 | DC Circulator Bus System - NPS Mall Route | 1,650,000 |
| KE0 | 110 | Dedicated Taxes | 468,000 |
| KT0 | 6052 | Solid Waste Diversion Fund | 50,000 |
| KT0 | 6591 | Clean City Fund | 200,000 |
| KV0 | 6100 | Fee-Out-Of-State Vehicle Registration | 97,500 |
| KV0 | 6258 | Motor Vehicle Inspection Program | 200,000 |
| LQ0 | 6017 | ABC - Import and Class License Fees | 76,613 |
| LQ0 | 110 | Reimbursable Detail Subsidy Program | 122,000 |
| RM0 | 640 | DMH Medicare and 3rd Party Reimbursement | 250,000 |
| SR0 | 2200 | Insurance Assessment Fund | 571,130 |
| TC0 | 2400 | Public Vehicles for Hire Customer Service | 302,277 |
| TO0 | 602 | DCNet Services Support | 353,000 |
| **Total sweep** |  |  | **34,395,956** |

(b) The total amount identified in subsection (a) of this section shall be made available as set forth in the approved Fiscal Year 2020 Budget and Financial Plan.

Sec. 6. Section 47-812(b-9)(2)(D)(ii) of the District of Columbia Official Code is amended to read as follows:

“(ii) IST revenue collected during the period beginning on January 1, 2019, through September 30, 2019, shall be directed to the unassigned balance of the General Fund for purposes consistent with the Fiscal Year 2019 Revised Local Budget Emergency Act of 2019, passed on May 28, 2019 (Enrolled version of Bill 23-205).”.

Sec. 7. Fiscal impact statement.

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

Sec. 8. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).