
Chairman Vincent C. Gray
Amendment in the Nature of a Substitute

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the District of Columbia Appropriations Act, 1955, to direct that lease income from certain former school buildings shall be deposited into the District of Columbia Leasing Fees Working Fund; ~~to impose a freeze on within-grade salary increases and cost-of-living adjustments for employees of agencies and instrumentalities of the District of Columbia government and to maintain the fiscal year 2010 salary schedules and benefits levels in fiscal year 2011; to amend An Act To establish a code of law for the District of Columbia, the Construction Codes Approval and Amendments Act of 1986, the District of Columbia Business Corporation Act, the District of Columbia Nonprofit Corporation Act, the District of Columbia Cooperative Association Act, the Limited Liability Company Act of 1940, the Uniform Partnership Act of 1996, the Uniform Limited Partnership Act of 1987, and section 47-2851.04 of the District of Columbia Official Code to authorize the Mayor to establish fees and surcharges for the issuance of building permits, certificates of occupancy, and business licenses, and for the filing of corporation and other entity documents; and to amend Titles 12 and 17 of the District of Columbia Municipal Regulations to establish the rate of certain fees and surcharges for the issuance of building permits, business licenses, and for the filing of corporation and other entity documents; to amend An Act To provide for the abatement of nuisances in the District of Columbia by the Commissioners of said District, and for other purposes to modify the vacant property registration requirements and to establish a graduated vacant property registration fee scale; to amend the Housing Production Trust Fund Act of 1988 to modify the limit on the percentage of funds in the Housing Production Trust Fund that may be used for administrative costs; to authorize the Mayor to issue grants in furtherance of the Mayor's planning authority; to amend the Emergency and Non-Emergency Telephone Calling Systems Fund Act of 2000 to reauthorize the payment of personnel costs from certain funds within the Emergency and Non-Emergency Number Telephone Calling Systems Fund; to amend the Health Maintenance Organization Act of 1996 to require publicly funded health maintenance organizations and prepaid health plans to comply with the prevailing premium assessment~~

~~on commercial health maintenance organizations, and to direct associated revenues to enhance and expand publicly funded health coverage in the District of Columbia; to amend the Hospital and Medical Services Corporation Regulatory Act of 1996 to rename the Health DC Fund as the Healthy DC and Health Care Expansion Fund and to expand the purpose of the fund to provide increased funding to all public health care programs administered by the Department of Health Care Finance; and to amend the Insurance Regulatory Trust Fund Act of 1993 to exclude policy or membership fees, net premium receipts, and consideration received from or paid by the District of Columbia's Department of Health Care Finance from the definition of the term "direct gross receipts"; to amend Title 18 of the District of Columbia Municipal Regulations to increase civil fines for specified motor vehicle moving infractions; to amend the Department of Transportation Establishment Act of 2002 to modify the amount of funds that will be transferred from the District Department of Transportation Unified Fund to the General Fund and to provide conformity with section 203 of the Fiscal Year 2009 Balanced Budget Support Temporary Amendment Act of 2008; to transfer certain special purpose account balances and revenue to Local funds; to modify the allocations of funding to certain existing and new capital projects; to amend the Anacostia River Clean Up and Protection Act of 2009 to clarify the permissible uses of the Anacostia River Clean Up and Protection Fund; to amend the District Department of the Environment Establishment Act of 2005 to clarify the permissible uses of the Storm Water Permit Compliance Enterprise Fund; to amend the Medicaid Benefits Protection Act of 1994 consistent with the requirements of the Deficit Reduction Act of 2005 to require health insurers that are legally responsible for the payment of a claim for a health care item or service to provide, as a condition of doing business in the District, information about individuals who were eligible for or received medical assistance and to amend the requirements for health insurers to reimburse the District for medical assistance it provided; to impose an assessment on hospitals, to establish a non-lapsing account into which the assessments shall be deposited, and to establish the authorized uses of funds in the account; to amend the District of Columbia Municipal Regulations to increase the fee associated with the filing of pharmaceutical marketing cost reports; to require that no fiscal year 2010 funds may be expended on any indefinite-delivery indefinite-quantity option contract for construction services that has task orders over \$1 million that have not been submitted to and approved by the Council; to amend section 16-1059 of the District of Columbia Official Code to extend the sunset date for the Domestic Violence Fatality Review Board; and to allow the University of the District of Columbia to have exclusive use of the closed Patricia R. Harris Educational Center School building.~~

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2010 Balanced Budget Support Emergency Act of 2010".

TITLE I. WASHINGTON CENTER ON AGING LEASE INCOME

Sec. 101. Short title.

This subtitle may be cited as the "Washington Center on Aging Lease Income Emergency Amendment Act of 2010".

Sec. 102. Section 5(a) of the District of Columbia Appropriations Act, 1955, approved July 1, 1954 (68 Stat. 393; D.C. Official Code § 10-701(a)), is amended by striking the period at the end and inserting the phrase "; provided, that the income received from the lease of the Washington Center for Aging Service building and property (located at 2601 18th Street, N.E.) shall be deposited in, and credited to the unrestricted fund balance, of the General Fund of the District of Columbia." in its place.

~~TITLE II. SALARIES AND BENEFITS~~

~~Sec. 201. Short title.~~

~~This subtitle may be cited as the "Within-Grade Salary Increases, Cost of Living Adjustments, and Salary and Benefits Schedules Emergency Act of 2010".~~

~~Sec. 202. Definitions.~~

~~For the purposes of this subtitle, the term:~~

~~(1) "Agency" means an agency, office, or instrumentality of the District government, including independent agencies and subordinate agencies, as such terms are defined in section 301(13) and (17) of the CMPA.~~

~~(2) "CMPA" means 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.*).~~

~~(3) "Negotiated salary, wage, and benefits provision" means the salary and~~

benefits provided in a collective bargaining agreement.

~~(4) "Negotiated salary schedule" means a salary schedule specified in a collective bargaining agreement.~~

~~(5) "Personnel authority" means an individual with the authority to administer all or part of a personnel management program as provided in sections 301(14) and 406 of the CMPA.~~

~~(6) "Within grade salary increase" means the advancement of an employee's basic rate of pay to the next higher step or other increment within the same grade, class, or pay level based on quality or length of service, or both, without regard to whether the term "within grade salary increase" or another term is used to describe the advancement within the applicable compensation law or rule.~~

~~Sec. 203. Freeze of within grade salary increases and cost of living adjustments.~~

~~(a) Notwithstanding any other provision of law or rule, except as provided by subsection (c) of this section, an employee of an agency shall not receive a within grade salary increase or a cost of living adjustment during the period from June 1, 2010, through September 30, 2011.~~

~~(b) Time in a pay or non pay status during the period from June 1, 2010, through September 30, 2011, shall not be considered creditable service for the purpose of computing an employee's length of service or waiting period for a within grade salary increase under title XI of the CMPA or other applicable law or rule.~~

~~Sec. 204. Maintenance of Fiscal Year 2010 salary schedules and benefits in Fiscal Year 2011.~~

~~(a) Notwithstanding any other provision of law, all Fiscal Year 2010 salary schedules~~

~~shall be maintained during Fiscal Year 2011, and no increase in salary or benefits, including increases in negotiated salary, wage, and benefits provisions and negotiated salary schedules, shall be provided in Fiscal Year 2011 from the Fiscal Year 2010 salary and benefits levels.~~

~~Sec. 205. Application to certain employees of the District of Columbia Public Schools.~~

~~(a) Sections 1023 and 1024 shall not apply to employees of the District of Columbia Public Schools who are based at a local school or provide direct services to individual students if the Council approves a collective bargaining agreement between The Washington Teachers' Union, Local #6 of the American Federation of Teachers, and the District of Columbia Public Schools for the period October 1, 2007 through September 30, 2012.~~

~~(b) Notwithstanding any other provision of law, no restriction 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 2010 or Fiscal Year 2011 to employees of the District of Columbia Public Schools who are based at a local school or who provide direct services to individual students if the Council approves a collective bargaining agreement between The Washington Teachers' Union, Local #6 of the American Federation of Teachers, and the District of Columbia Public Schools for the period October 1, 2007 through September 30, 2012.~~

~~(c) This section shall apply subject to the certification of the availability of funding by the Chief Financial Officer.~~

~~Sec. 206. Rules.~~

~~To the extent authorized by the CMPA or other applicable law or rule, each personnel authority may issue rules to implement this subtitle.~~

TITLE II. LICENSING, PERMITTING, AND CORPORATE FILINGS

Sec. 201. Short title.

This subtitle may be cited as the "Licensing, Permitting, and Corporate Filings Emergency Amendment Act of 2010".

~~Sec. 302. Section 1593 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1426; D.C. Official Code § 1-1329), is amended as follows:~~

~~(a) Subsection (a) is amended to read as follows:~~

~~"(a)(1) The Mayor may, 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.*), establish and revise the fees and additional charges for services rendered by the Surveyor of the District of Columbia. The fees shall be established by the Mayor in such amounts as, in the Mayor's judgment, will be commensurate with the cost to the District of Columbia for providing the services rendered by the Office of the Surveyor. The schedule of fees established by the Mayor shall be available for inspection in the Office of the Surveyor."~~

~~"(2) The proposed rules pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved."~~

~~(b) Subsection (a-1) is repealed.~~

~~Sec. 303. Section 6a of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1405.01), is amended by~~

adding a new subsection (e) to read as follows:

~~"(e) To the extent not authorized by paragraph 7 of the General Expenses titles of An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirteenth, nineteen hundred and ten, and for other purposes, approved March 3, 1909 (35 Stat. 689; D.C. Official Code § 6-661.01), and notwithstanding section 10(a), the Mayor may, from time to time, 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.*), establish and revise fees and additional charges regarding the Construction Codes, building permits, and certificates of occupancy, without submission of the proposed rules to the Council for its prior review and approval."~~

~~Sec. 304. Section 121(b) of the District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 228; D.C. Official Code § 29-101.121(b)), is amended to read as follows:~~

~~(a) Subsection (a) is amended to read as follows:~~

~~"(a) The Mayor shall impose on every corporation organized under the laws of the District fees and charges for the following:~~

~~"(1) Fees for filing, furnishing, or issuing any document or certificate;~~

~~"(2) Licenses fees; and~~

~~"(3) Miscellaneous fees and charges."~~

~~"(b)(1) The Mayor may, 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.*), establish and revise the fees and additional charges described in subsection (a) of this section.~~

~~“(2) The proposed rules pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved.”~~

~~Sec. 305. Section 92 of the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 300; D.C. Official Code § 29-301.92), is amended to read as follows:~~

~~“Sec. 92. Fees and charges.~~

~~“(a) The Mayor shall, 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.*), establish, and may revise, the following fees and charges:~~

~~“(1) Fees for filing, issuing, or furnishing any document or certificate;~~

~~“(2) Licenses fees; and~~

~~“(3) Miscellaneous fees and charges.~~

~~“(b) The proposed rules pursuant to subsection (a) of this section shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved.”~~

~~Sec. 306. Section 44(a) of the District of Columbia Cooperative Association Act, approved June 19, 1940 (54 Stat. 490; D.C. Official Code § 29-944(a)), is amended by striking the phrase “of \$10.” and inserting the phrase “in an amount established by the Mayor by rule.”~~

~~The proposed rules pursuant to this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved.” in its place.~~

~~Sec. 307. Section 64 of the Limited Liability Company Act of 1940, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1063), is amended to read as follows:~~

~~"Sec. 64. Fees and charges.~~

~~"(a) The Mayor may, 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.*), establish and revise the following fees and charges:~~

~~"(1) Fees for filing, issuing, or furnishing any document or certificate;~~

~~"(2) Licenses fees; and~~

~~"(3) Miscellaneous fees and charges.~~

~~"(b) The proposed rules pursuant to subsection (a) of this section shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved.”.~~

~~Sec. 308. The Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.01 *et seq.*), is amended as follows:~~

~~(a) Section 105(f) (D.C. Official Code § 33-101.05(f)) is amended to read as follows:~~

~~"(f)(1) The Mayor may, 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.*), establish and revise fees and charges for the filing of documents and issuance of certificates and other documents, providing certified copies of statements, recording statements, and for taking other actions under this act.~~

~~“(2) The proposed rules pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved.”~~

~~(b) Section 1004 (D.C. Official Code § 33-110.04) is amended as follows:~~

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

~~“(a) The Mayor may require that a limited liability partnership file a statement of qualification or statement of foreign qualification, or cancellation thereof or amendment thereto, a biennial report, and other relevant statements or documents, on forms provided by the Mayor.”~~

~~(2) Subsection (b) is amended to read as follows:~~

~~“(b)(1) The Mayor may, 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.*), establish and revise fees and charges for the filing of documents and issuance of certificates and other documents, providing certified copies of statements, recording statements, and for taking other actions under this act.~~

~~“(2) The proposed rules pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and~~

~~days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved."~~

Sec. 309. ~~Section 1102(b) of the Uniform Limited Partnership Act of 1987, effective December 10, 1987 (D.C. Law 7-49; D.C. Official Code § 33-211.02(b)), is amended as follows:~~

~~"(b) — The Mayor may, pursuant to Title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.), establish fees and additional charges as necessary for the implementation of this act."~~

Sec. 310. ~~Section 47-2851.04(e)(1) of the District of Columbia Official Code is amended as follows:~~

~~(a) — Section 47-2851.04(e)(1) is amended by striking the phrase "Except for such fees as are established by this subchapter, the Director" and inserting the phrase "The Director" in its place.~~

~~(b) — Section 47-2851.08 is amended by adding a new subsection (e) is added to read as follows:~~

~~"(e) — The Mayor may adjust, by rule, the fees established by subsections (a) and (b) of this section."~~

~~(a) The existing text is designated as subparagraph (A)~~

~~(b) A new subparagraph (B) is added to read as follows:~~

~~—————"(B) The Director may, pursuant to subchapter I of Chapter 5 of Title 2, revise such fees as are established by this subchapter. The proposed rules pursuant to this subparagraph shall be submitted to the Council for a 90-day period of review, excluding~~

~~Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part by resolution, within this 90-day review period, the proposed rules shall be deemed disapproved."~~

Sec. 311. Title 12 of the District of Columbia Municipal Regulations is amended by adding a new Subtitle K to read as follows:

"SUBTITLE K

"CHAPTER 1 DCRA PERMITS DIVISION SCHEDULE OF FEES

"Sec.

"100—General Provisions

"101—Building Permit Fees

"100—GENERAL PROVISIONS

~~"100.1 This chapter establishes the fees for building permits, certificates of occupancy, and other permits required by the District of Columbia Construction Codes or code official. To the extent any other provision of Title 12 is inconsistent herewith, the provisions of this chapter shall prevail.~~

~~"100.2 Beginning on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of each permit issued, or document furnished, pursuant to this chapter to cover the costs of enhanced technological capabilities of the Permits Division. The additional fee required by this subsection shall expire on October 1, 2013.~~

"101—BUILDING PERMIT FEES

"101.1 The Director shall charge the following fees:

"(a)—Building structures and equipment:

| <u>Description</u> | <u>Fee Description</u> | <u>Fee Amount</u> |
|---------------------------------------------|------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------|
| New construction and alterations | Filing deposit | 50% of the assessed permit fee based on the estimated cost of construction not to exceed \$20,000. |
| New construction and additions | Permit fee | \$0.03 per cubic foot of construction |
| | Green Building Fee— New construction | \$0.002 per square foot of construction |
| Alteration and repair | Permit Fee: construction valued less than \$500 | \$33 |
| | Permit Fee: construction valued between \$501-\$1,000 | \$65 |
| | Permit Fee: construction valued between \$1,001-\$1 million | \$30 + 2% of construction value-\$1001-\$1 million |
| | Permit Fee: construction valued over \$1 million | \$10,030 + 1% of total construction cost |
| | Green Building Fee: construction | 0.13% of |

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|----------------------------------------------------|----------------------------------------------------------|----------------------------------------------------------|
| | valued between \$1,001-\$1 million | construction value |
| | Green Building Fee: construction valued over \$1 million | \$1,300 + 0.0065% of construction value over \$1 million |
| Asbestos removal | | Same as alteration/repair |
| Awning | | \$65 each |
| Capacity placard review | | \$20/hour |
| Contamination testing | | \$33 |
| Demolition | | \$30 + 2% of construction cost |
| Excavation only | Less than 50,000 cubic feet | \$130 |
| | 50,000 cubic feet or more | \$650 |
| Fire retardant painting | Less than 200 square feet | \$26 |
| | 200 square feet or more | \$46 |
| Fence on private property (installation or repair) | | \$33 |
| Foundation only | Less than 50,000 cubic feet | \$130 |
| | 50,000 cubic feet or more | \$650 |
| Garage (new) or shed (new) | | \$65 |
| Grandstand | 100 or fewer seats | \$33 |

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| | 101-500 seats | \$65 |
| | 501-1,000 seats | \$100 |
| | Each additional 1,000 seats | \$33 |
| Projection into public space | Residential | \$65 each |
| | Commercial | \$130 each |
| | Modification (variance) | \$130 each |
| Raze | | \$0.02/cubic foot |
| Retaining wall, tank, tower | | \$46/\$1000 of construction cost |
| Sheeting and shoring | Less than 50,000 cubic feet | \$130 |
| | 50,000 cubic feet or more | \$650 |
| Sign | New up to 25 square feet | \$65 |
| | New between 25-100 square feet | \$130 |
| | More than 100 sq. ft. | \$130 + \$2 for each square foot over 100 square feet |
| | Billboard repair | \$33 each |
| | Special Sign artwork change | \$500 each |
| Swimming Pool | Up to 15,000 gallons | \$260 |
| | More than 15,000 gallons | \$260 + \$33/1000 |

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| | | gallon |
| Test boring for gas/soil/water | | \$7/bore |
| Miscellaneous (antenna, kiosk, pole, satellite dish, temporary barricade/fence/trailer/sidewalk-shed/bridge, tent, tower crane) | | \$33 each |
| Permit renewal or change of permit ownership | | \$33 each |
| Postcard Permit | | \$33 each |

“(b) — Special permits and reviews:

| <u>Description</u> | | <u>Fee Amount</u> |
|-----------------------------------|---------------------------------------------------------------------|-------------------|
| | Commission for Fine Arts review filing (first time, non-refundable) | \$33 |
| | Processing | \$325 |
| Covenant | Requiring Mayor’s signature | \$130 additional |
| | Single family | \$65 |
| | Commercial: less than 10,000 sq. ft. (1 hour maximum) | \$130 |
| Preliminary Design Review Meeting | Commercial: between 10,000-100,000 sq. ft. (2 hour maximum) | \$390 |
| | Commercial: 100,001 square feet | \$650 |

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| | and greater (3 hour maximum) | |
| | Additional: per full or fraction of hour | \$150 |
| Repeat | Single family | \$65 |
| Technical Review | Commercial: less than 10,000 square feet | \$130/discipline |
| (rejected, revised, re-reviewed plans) | Commercial: between 10,000 100,000 square feet | \$390/discipline |
| | Commercial: 100,001 square feet and greater | \$650/discipline |
| Tenant layout | | \$20/hour |
| Home Occupation | Non-refundable permit filing fee | \$33 |
| | Permit issuance fee | \$33 |
| Certificate of Occupancy | Copy | \$7 for regular copy; \$20 for certified copy/affidavit |
| | 5,000 square feet or less | \$42 + \$33 filing fee |
| | 5,001-50,000 square feet | \$42 + \$0.004/square foot + \$33 filing fee |
| | 50,001-100,000 square feet | \$276 + \$0.003/square foot + |

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|--------------------|-------------------------|-------------------------------------------------------|
| | | \$33 filing fee |
| | 100,001 sq. ft. or more | \$471 + \$0.0013/square foot. + \$33 filing fee |
| Certificate of Use | Enclosed sidewalk café | \$260 + \$0.03/cubic foot |
| | Unenclosed | \$260 |
| | Certificate of use | \$260 per year |

“(c) Supplemental permits:

| <u>Description</u> | | <u>Fee</u> |
|------------------------------|----------------------------------------|------------|
| | Annual inspection certification-BBPV | \$33 each |
| | Boiler furnace change or rebuilding | \$52 each |
| | Boiler — MB | \$46 each |
| | Fired object (misc.) | \$46 each |
| Incinerator and trash chutes | 0-100 lbs/hour or domestic incinerator | \$33 each |
| | 101-300 lbs/hour | \$52 |
| | 301-500 lbs/hour | \$65 |
| | Over 500 lbs/hour | \$100 |
| H/W boiler | 0-500 gals/hour | \$46 each |

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|---------------------------------------------------|------------------------------|------------|
| | Over 500 gals/hour | \$52 each |
| Incinerator | 0-300 lbs | \$33 each |
| alterations | Over 300 lbs | \$52 each |
| | 0-1200 MBH | \$33 each |
| | 1201-6000 MBH | \$52 each |
| | Over 6000 MBH | \$65 each |
| | 0-8,500 sq. ft. | \$52 each |
| Heating boiler | Over 8,500 sq. ft. | \$100 each |
| Miniature boiler | Up to 500 gallons/hour | \$46 each |
| | 500 gallons/hour and over | \$52 each |
| Oil fired furnace | 0-100 MBH | \$26 each |
| | Over 100 MBH | \$33 each |
| | 0-10 HP; or 1675-8369 MBH | \$52 each |
| | 11-50 HP; or 8370-16,739 MBH | \$65 each |
| | 51-150 HP | \$100 each |
| | Over 150 HP; over 33,479 MBH | \$195 each |
| | 0-1674 MBH | \$33 each |
| Power boiler | 16,740-33,479 MBH | \$111 each |
| Trash chute: No incinerator installation or misc. | | \$46 each |
| Unfired pressure vessel | | \$33 each |

~~“(d) Additional supplemental permits:~~

| Group 1. Outlet (receptacle, switch, or fixture) wiring only | |
|---------------------------------------------------------------------------------|----------------------------------------------------|
| Outlets (receptacles, switches, fixtures) | \$20 for each 10, or fraction of 10 |
| Group 2. Fixture and Lamp Holder | |
| Lights fixtures and lamp holders | \$8 for each 10, or fraction of 10 |
| Group 3. Electrical Discharge Sign | |
| Up to | \$26 |

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|---------------------------------------------|-------------------------------------------------|
| 500 VA | |
| Each additional whole or fraction of 500 VA | \$20 |
| Group 4. Heating Equipment | |
| Baseboard or space heater | \$10/KW up to 10 KW; \$6 for each additional KW |
| Furnace or heater | \$36 for first one; \$16, each additional |
| Furnace | \$24 each |

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| control s- wiring/r eplace ment- only | |
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Group 5. Commercial Heating and Cooking

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|-----------------------------------|----------------------------------------------|
| Applia nce, 1-8 kW range | \$26 for first one; \$16, each additional |
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|-----------------------------------------|----------------------------------------------|
| Applia nce, over 8 kW range | \$36 for first one; \$16, each additional |
|-----------------------------------------|----------------------------------------------|

Group 6. Motors and Generators

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| Less than 1/4 | \$20 for each 10 or fraction of 10 |
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|---------------------------------------------------------------|---------------------------------------------------------------------------------------|
| HP range | |
| 1/4-1 HP range | \$33 for first motor; \$16 for each additional |
| 1-5 HP range | \$46 for first motor; \$16 for each additional |
| Over 5-10 HP range | \$60 for first motor; \$20 for each additional |
| Over 10-20 HP range | \$72 for first motor; \$26 for each additional |
| Over 20-30 HP range | \$91 for first motor; \$39 for each additional |
| Over | \$117 for first motor; |

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|---------------------------------------|------------------------------------------------------------------------|
| 30-50 HP range | \$47 for each additional |
| Over 50-75 HP range | \$130 for first motor; \$52 for each additional |
| Over 75 HP range | \$143 for first motor; \$65 for each additional |
| Group 7. Service | |
| Service conductors and poles | \$26 for first service/pole; \$8 each additional service/pole |
| Service e- | \$20 each |

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**Group 8. Service and Meter
Equipment**

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| Up to 20— Amp— range | \$39 for first; \$16 for each additional |
| 201-40 0— Amp— range | \$52 for first; \$24 for each additional |
| 401-80 0— Amp— range | \$78 for first; \$39 for each additional |
| Over | \$124 for first; \$52 for |

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| 800- Amp- range | each additional |
| Group 9. Transformers | |
| 1-10- kVA- range | \$33 for first; \$16 for- each additional |
| 11-75- kVA- range | \$46 for first; \$20 for- each additional— |
| 76-200- kVA- range | \$55 for first; \$23 for- each additional— |
| Over- 200- kVA- range- (vault) | \$117 for first; \$52 for- each additional |
| Group 10. Theater or Other Places of Public Assembly | |

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|------------------------|---------------------------------------------------------------------------------------------------------------------|
| Spotlight | \$33 for first arc; \$16- each additional |
| | \$26 for first- portable/temporary- arc; \$16 each- additional |
| | \$20 for first- portable/incandescent; \$8 each additional |
| Motion picture machine | \$65 for first- permanent; \$33 for- each additional |
| | \$39 for first portable; \$20 for each- additional- |
| Slide project or | \$36 for first; \$20- each additional |
| Amplifier or portable | \$33 for first; \$16- each additional |

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| e-switch board | |
| Switch board or dimmer over 1kW | \$26 for first; \$16 each additional |
| Portable TV installation | \$26 for first receiver; \$13 each additional |
| Portable or temporary | \$26 for 1-25 lights; \$33 for 26-50 lights; \$39 for 51-100 lights |
| ary incandescent light (no spotlig | \$13 for each additional 100 lights or fraction of 100 |

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| nts) | |
| Group 11. Temporary Installations, Decorations, Lawn Fetes, etc | |
| 1-25 lights | \$33 for the first 90 days; \$16 for each additional 90 days or more |
| 26-50 lights | \$39 for the first 90 days; \$20 for each additional 90 days or more |
| 51-100 lights | \$55 for the first 90 days; \$28 for each additional 90 days or more |
| Each additional 100 lights | \$20 for the first 90 days; \$8 for each additional 90 days or more |
| Use of | \$55 for the first 90 |

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| <p>current on- wiring, appara tus, and fixtures , for use pendin g installa tion comple tion</p> | <p>days; \$28 for each additional 90 days</p> |
| <p>Circus/ carniva l</p> | <p>\$125 for up to 50 kW; \$125 for each additional 100 kW</p> |
| <p>Exhibition</p> | <p>\$60 for up to 3000 square feet; \$33 for each additional 1000 square feet</p> |

| Group 12. Radio and Television | |
|------------------------------------------------------------------------------|----------------------------------------------------------------|
| Centralized receiver amplifier | \$33 for the first amplifier; \$25 for each additional |
| Centralized speaker station | \$20 for the first station; \$20 for each 10 or fraction of 10 |
| Closed circuit television camera | \$26 for the first camera; \$20 for each additional |
| Receiving station (including antenna/ground connection device for receivers) | \$20 for the first station; \$15 for each additional |
| Transmitting station | \$65 for the first station; \$33 for each additional |
| Group 13. Miscellaneous (R=Residential) | |
| ARC vapor lamp | \$26 for the first; \$16 for each additional |
| Battery charger | \$33 for the first; \$16 for each additional |

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| Crane, electric, for construction work | \$125 |
| Central air conditioning system, up to 5 T (R)- | \$65 for the first; \$26 each for 2-25 systems; and \$16 each for more than 25 |
| Clothes dryer (R) or range (R) | \$20 for the first; \$7 for each additional |
| Conduits empty | \$20 per floor |
| Electric furnace (R) | \$39 for the first; \$29 each for 2-25 systems; and \$16 each for more than 25 |
| Electric sign incandescent | \$8 for each 10 or fraction of 10 |
| Fire alarm system devices | \$20 for each 10 or fraction of 10 |
| Panel board replacement/feeder-conductor replacement | \$20 for the first panel board/feeder; \$8 for each additional |

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|
| Preventive maintenance | \$130 per switchboard |
| Rectifier or welder | \$39 for the first; \$16 for each additional |
| X-ray machine | \$33 for the first; \$16 for each additional |
| Postcard Permit: Electrical General | \$20 each |
| Postcard Permit: Electrical Heavy-Up | \$59 each |
| Fire alarm/smoke/heat detectors; or LV-telephone/data/voice outlets; or LV-security alarm devices/data/voice devices; or sprinkler flow/tamper switches | \$20 each 10 or fraction of 10 |
| Minimum permit fee | \$20 |
| Appliances installation each type | \$26 for the first; \$20 for each additional |
| Gas conversion burner installation | \$46 each |
| Postcard Permit | \$26 per fixture or appliance |
| Gas appliances include boilers, cookers, ranges, furnaces, heaters, ironers (commercial or residential), kettles, mangles, radiators, refrigerators, stills, water heaters, grills, fireplaces, | |

| dryers, ovens, broilers, and fryers. | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|--------------------------------------------------|
| Refrige ration Air- Conditi oning | Class E - 0-120,000 BTU/h | \$46 each |
| | Class D - 120,000-600,000- BTU/h | \$78 each |
| | Class C - 600,001-1,200,000- BTU/h | \$195 each |
| | Class B - 1,200,001-2,400,000- BTU/h | \$260 each |
| | Class A - over 2,400,000 BTU/h | \$390 each |
| Postcard Permit (up to 10 Ton) | | \$46 each |
| Line cap (includes sewer, water); line cut (includes gas, sewer, soil waste, vent, and water lines); line test (gas lines); or meter relocation (gas or water) | | \$26 each |
| Plumbing fixture | | \$26 for the first; \$20- for each additional |
| Postcard Permit | | \$26 per fixture or appliance |
| Sprinkl er- system | NFPA 13 system, up to 50 heads | \$4 per head |
| | Each additional head over 50 | \$2 per head |
| | NFPA 13R or 13D system, up to | \$3 per head |

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| (alter, install, repair, and check valve) | 20 heads | |
|----------------------------------------------------------|----------|--|

Plumbing fixtures including
backflow preventers, basins,
bath tubs, bidets,
dishwashers, down spouts,
drains (area/floor/roof),
drinking fountains, garbage
disposals, grease
interceptors, hose bibs,
laundry tubs, sewage
ejectors, showers, sinks,
slop sinks, sump pumps,
urinals, washer boxes, and
water closets.

| Boundary Surveys | |
|-------------------------|------|
| Field work | \$93 |

| | |
|----------------------------------------------------------------------------------------------------------|--------------------|
| Drafting | \$25 |
| Computing | \$38 |
| Wall Examination | |
| Wall examination | \$182 + \$117/hour |
| Survey s: all types except wall exams (minimum um of 2 hours charged) | \$255 + \$117/hour |
| Wall | \$60 per building |

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| compilation | |
| Building Plats | |
| Up to 3 usual shaped lots | \$50 |
| More than 3 usual shaped lots | \$50 |
| Each additional lot | \$15 |
| Unusual shaped lots/large size tracts | \$30/hour |
| Option | \$75 |

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|-------------------------------------------------------|------------|
| Option al- electro nic- buildin g plat | \$5- |
| Certifie d- copies- of- record s | \$20 |
| Optional Preliminary— Review Meetings | |
| With- Survey or | \$50/hour- |
| With- Survey or's- office- | \$30/hour |

| | |
|------------------------------------------------|--------|
| staff | |
| Computation Plat | |
| Resear | \$200 |
| More- than 3- usual-s haped- sites | \$200 |
| Each- additio nal site | \$60 |
| Correct ion of plat or plans | \$100 |
| Registration of Land- Surveyors | |
| Applica tion | \$125- |
| Exami nation | \$72 |

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|---------------------------------------------------|---------|
| Retake of examin ation | \$40 |
| Renew al of certific ation | \$75 |
| Late renewa l of certific ation | \$100 |
| Reinst ateme nt of certific ation | \$137 |
| Street and Alley Closings or Revisions | |
| Closin | \$2,500 |

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|-----------------------------------------------------------------------|------------|
| g- applica tion- initial- proces sing- stage- | |
| Final- proces sing- stage | \$1,170 |
| Application Revision | |
| Prior to comple tion of agency review- applica tion | \$130 each |
| After- initial- agency | \$130 |

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| review | |
| Dedication only of street and alley | \$72 |
| Changing application basis after legislative package prepared | \$72 each |
| Changing application | \$101 each |

| | |
|---------------------------------------------------------------|--------------|
| tion- basis- after- record ation | |
| Public Hearing and Recording | |
| Public- hearin g-and- recordi ng | \$1,170 each |
| Change of Highway Plan | |
| Resear ch,- comput ation,- and prepar ation | \$1,870 |
| Public- | \$1,170 |

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| hearin g and recordi ng | |
| Transf er of jurisdie tion plat | \$420 |
| Subdivision of Land Plats | |
| for: | |
| Up to 3 usual-s haped lots | \$400 |
| More than 3 usual-s haped lots | \$400 |
| Each | \$60 |

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|--------------------------------------------------------------------------------------------|-----------|
| additio nal lot | |
| Irregul ar- shaped sites- (minim um fee for usual-s haped- lot) | \$60/hour |
| Record ation | \$26 |
| Redra wing- plat of subdivi sion | \$65 |
| Correct ing/am ending | \$24 |

| | |
|-------------------------------------------------------------------------|------|
| plat- prior to record ation | |
| Analysi s of deed- descrip tion | \$8 |
| Prepari ng written- metes- and bounds descrip tion | \$65 |
| Correct ing/am ending plat- prior to | \$24 |

| | |
|----------------------------------------------------------|-------|
| record ation | |
| Property Line Analysis- Statement | |
| Issuan ce of written statem ent | \$104 |
| Site visit (no written statem ent) | \$65 |
| Establishment or Abandonment of Easements | |
| Miscell aneous plat | \$232 |

| | |
|-----------------------------------------------|-----------|
| Field work | \$95/hour |
| Drafting | \$25/hour |
| Computing | \$38/hour |
| Recordation of Private Surveyors Plats | |
| Recording | \$100 |
| Filing-wall examination report | \$50 |
| Condo Plats | |
| Initial recording of plats and plans | \$390 |

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|--------------------------------------------------------|-------------------------|
| Plus | \$20 per recorded sheet |
| Recording amended plan and/or plan | \$195 |
| Plus | \$20 per amended sheet |
| Cancellation of private surveyor's recorded condo plat | \$100 |
| Survey Copy Fees | |

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|---------------------------------------------------------------------------------------|------|
| Prints- from- docum ent or- from- microfil m- normal- service | \$4 |
| Plat- obtaine d from- archiva t- storag e | \$39 |
| Plus- print | \$4 |
| Unusu ally- large- prints | \$8 |

Fire Suppression Systems:

Hoods and

| | |
|-----------------------------------------|---------------------|
| 1-50 nozzle s | \$6 each |
| Each nozzle thereaf ter | \$3 each |
| Minimu m project review fee | \$33 |

Shop Drawing Review

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|----------------------------------------|-----------|
| Shop- drawin g review fees | \$20/hour |
|----------------------------------------|-----------|

Elevator

| | |
|-------------------------------------------|-------------------------|
| Elevator repair fee | 1% of construction cost |
| New elevator fee | \$85 |
| Designation of a New Address | |
| New addresses | \$25 each |
| Modification and Variance Requests | |
| Modification and variance requests | \$175 |

Sec. 202. Title 17 of the District of Columbia Municipal Regulations is amended as follows:

(a) ~~A new Chapter 5 is added to read as follows:~~

~~"CHAPTER 5 BASIC BUSINESS LICENSE SCHEDULE OF FEES~~

~~"Sec.~~

~~"500 General Provisions~~

~~"501 Entertainment License Endorsements~~

~~"502 Environmental Materials Endorsements~~

~~"503 Housing: Transient Endorsements~~

~~"504 Housing: Residential Endorsements~~

~~"505—Inspected Sales and Services Endorsements~~

~~"506—Manufacturing Endorsements~~

~~"507—Motor Vehicle Sales, Service and Repair Endorsements~~

~~"508—Public Health: Food Establishment Retail Endorsements~~

~~"509—Public Health: Food Wholesale~~

~~"510—Public Health: Public Accommodation Endorsements~~

~~"511—Public Health: Pharmacy and Pharmaceuticals Endorsements~~

~~"512—Public Health: Funeral Establishment Endorsements~~

~~"513—Employment Services Endorsements~~

~~"514—General Sales Endorsements~~

~~"515—General Service and Repair Endorsements~~

~~"516—General Business Endorsements~~

~~"500—GENERAL PROVISIONS~~

~~"500.1 This chapter establishes the fees and charges for licenses issued pursuant to the basic business license system (D.C. Official Code § 47-2851.01 *et seq.*).~~

~~"500.2 The Director shall charge a fee of seventy dollars (\$70) for each basic business license, plus a fee of twenty five dollars (\$25) for each endorsement added to the basic business license. Each basic business license and endorsement shall be valid for two (2) years from the date of issuance, unless earlier revoked or voluntarily relinquished.~~

~~"500.3 The Director shall charge a fee of seventy dollars (\$70) for the renewal of each basic business license, plus a fee of twenty five dollars (\$25) for each renewal endorsement added to the basic business license.~~

~~"500.4 Beginning on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of each basic business license to cover the costs of enhanced technological capabilities of the basic business licensing system. The additional fee required by this subsection shall expire on October 1, 2013.~~

~~"501 ENTERTAINMENT LICENSE ENDORSEMENTS~~

~~"501.1 The Director shall charge fees for business license categories with an Entertainment endorsement as follows:~~

~~"(a) Amusement park: \$416;~~

~~"(b) Athletic exhibition: \$34;~~

~~"(c) Billiard parlor: \$102 per table;~~

~~"(d) Bowling alley: \$102 per lane;~~

~~"(e) Carnivals and street festivals: \$158 per day;~~

~~"(f) Circus: \$14 per car; \$19 per truck; with a maximum fee of \$875;~~

~~"(g) Game table: \$102 per table;~~

~~"(h) Mechanical Amusements Machines: \$50 for every three (3) machines;~~

~~"(i) Moving picture theater: \$1,079;~~

~~"(j) Public hall: \$1,300;~~

~~"(k) Skating rink: \$1,300;~~

~~"(l) Special events:~~

~~"(1) If the application for the license is submitted thirty (30) days or more before the event: \$205 per day of event;~~

~~"(2) — If the application for the license is submitted between fifteen (15) and twenty-nine (29) days before the event: \$205 per day of event, plus \$100 expediting fee;~~

~~"(3) — If the application for the license is submitted fourteen (14) or fewer days before the event: \$205 per day of event, plus \$200 expediting fee;~~

~~"(m) — Theater (live): \$2,392.~~

~~"502 — ENVIRONMENTAL MATERIALS ENDORSEMENT~~

~~"502.1 The Director shall charge fees for business license categories with an Environmental Materials endorsement as follows:~~

~~"(a) — Asbestos abatement business: \$780;~~

~~"(b) — Bulk fuel metering: \$160;~~

~~"(c) — Bulk fuel storage: \$208;~~

~~"(d) — Bulk fuel above ground tank: \$245 per tank;~~

~~"(e) — Bulk fuel below ground tank: \$160;~~

~~"(f) — Dry cleaner: \$289;~~

~~"(g) — Explosives: \$122;~~

~~"(h) — Fireworks sales: \$130;~~

~~"(i) — Fireworks sales (temporary): \$130;~~

~~"(j) — Fireworks sales (wholesale): \$1,976;~~

~~"(k) — Gasoline dealer: \$21 per pump;~~

~~"(l) — Kerosene sales: \$78;~~

~~"(m) — Pesticide applicator: \$130;~~

~~"(n) — Pesticide operator: \$260;~~

~~"(o) Pesticide dealer: \$200;~~

~~"(p) — Pyroxlin: \$130;~~

~~"(q) — Solid waste collector: \$1,235;~~

~~"(r) — Solid waste vehicle: \$252 per truck;~~

~~"(s) — Solvent sales: \$50; and~~

~~"(t) — Varsol sales: \$50.~~

~~"503 — HOUSING: TRANSIENT ENDORSEMENT~~

~~"503.1 The Director shall charge fees for business license categories with a Housing:~~

~~Transient endorsement as follows:~~

~~"(a) — Boarding house or Rooming house:~~

~~"(1) — With one to four units: \$0;~~

~~"(2) — With five to 10 units: \$208;~~

~~"(3) — With 11 or more units: \$208, plus \$45 per each additional 10 units or fraction thereof;~~

~~"(b) — Hotel:~~

~~"(1) — With one to 29 rooms: \$190;~~

~~"(2) — With 30 to 50 rooms: \$619;~~

~~"(3) — With 51 or more rooms: \$619, plus \$45 for each additional 10 rooms or fraction thereof;~~

~~"(4) — Hotel kitchen:~~

~~"(A) — One kitchen: \$0;~~

~~"(B) — Two or more kitchens: \$190 per kitchen;~~

~~"(c) — Inn and motel:~~

~~"(1) — With one to 29 rooms: \$45;~~

~~"(2) — With 30 to 50 rooms: \$411;~~

~~"(3) — With 51 or more rooms: \$411, plus \$45 for each additional 10 rooms or fractions thereof;~~

~~"(d) — Bed and breakfast:~~

~~"(1) — With one to four rooms: \$0;~~

~~"(2) — With five to 10 rooms: \$208; and~~

~~"(3) — With 26 or more rooms: \$208, plus \$45 for each additional 10 rooms or fractions thereof.~~

~~"504 — HOUSING: RESIDENTIAL ENDORSEMENT~~

~~"504.1 The Director shall charge fees for business license categories with a Housing: Residential endorsement as follows:~~

~~"(a) — Apartment house:~~

~~"(1) — With three to five units: \$167;~~

~~"(2) — With six to 25 units: \$208;~~

~~"(3) — With 26 or more units: \$208, plus \$130 for each additional 25 units or fraction thereof;~~

~~"(b) — One family rental: \$35; and~~

~~"(c) — Two family rental: \$63.~~

~~"504.2 Each license in this section shall be charged a per unit Rental Accommodations Division fee, pursuant to D.C. Official Code § 42-3504.01.~~

~~"505 — INSPECTED SALES AND SERVICES ENDORSEMENT~~

~~"505.1 The Director shall charge fees for business license categories with an Inspected Sales and Services endorsement as follows:~~

- ~~"(a) — Ambulance: \$91 per ambulance;~~
- ~~"(b) — Auctioneer: \$578;~~
- ~~"(c) — Auction sales: \$237;~~
- ~~"(d) — Auction sales (temporary): \$91;~~
- ~~"(e) — Auctioneer (temporary): \$100;~~
- ~~"(f) — Elevator (passenger): \$141;~~
- ~~"(g) — Elevator (freight powered): \$141;~~
- ~~"(h) — Elevator (freight hand-driven): \$71;~~
- ~~"(i) — Elevator (sidewalk powered): \$71;~~
- ~~"(j) — Elevator (sidewalk hand-driven): \$47;~~
- ~~"(k) — Escalator: \$117 per floor;~~
- ~~"(l) — Man lifts: \$117;~~
- ~~"(m) — Sidewalk elevators: \$166;~~
- ~~"(n) — Dumbwaiters (powered): \$91;~~
- ~~"(o) — Dumbwaiters (hand-driven): \$50;~~
- ~~"(p) — Horse-drawn carriage: \$60;~~
- ~~"(q) — Pawnbroker: \$1,430;~~
- ~~"(r) — Pet shop: \$346;~~
- ~~"(s) — Secondhand dealer (Class A): \$497;~~
- ~~"(t) — Secondhand dealer (Class C): \$497;~~

~~"(u) — Security alarm dealer: \$26;~~

~~"(v) — Security alarm agent: \$26;~~

~~"(w) — Security agency (firm): \$1,000; and~~

~~"(x) — Security agency (person): \$500 per person.~~

~~"506 — MANUFACTURING ENDORSEMENT~~

~~"506.1 The Director shall charge fees for business license categories with a~~

~~Manufacturing endorsement as follows:~~

~~"(a) — Mattress manufacturing: \$619; and~~

~~"(b) — Mattress sales: \$45.~~

~~"507 — MOTOR VEHICLE SALES, SERVICE AND REPAIR ENDORSEMENT~~

~~"507.1 The Director shall charge fees for business license categories with a Motor~~

~~Vehicle Sales, Service, and Repair endorsement as follows:~~

~~"(a) — Auto reposessor: \$45;~~

~~"(b) — Auto rental: \$780;~~

~~"(c) — Auto wash: \$78;~~

~~"(d) — Consumer goods (auto repair): \$406;~~

~~"(e) — Driving school: \$289;~~

~~"(f) — Motor vehicle dealer: \$411;~~

~~"(g) — Motor vehicle salesperson: \$45;~~

~~"(h) — Used car lot: \$1,000;~~

~~"(i) — Used car buyer-seller: \$45;~~

~~"(j) — Used car seller only: \$45;~~

~~"(k) — Tow truck business: \$1,550;~~

~~"(l) — Tow truck: \$326 per truck; and~~

~~"(m) — Tow truck storage lot: \$300.~~

~~"508 — PUBLIC HEALTH: FOOD ESTABLISHMENT RETAIL ENDORSEMENT~~

~~"508.1 The Director shall charge fees for business license categories with a Public~~

~~Health: Food Establishment Retail endorsement as follows:~~

~~"(a) — Candy manufacturer: \$289;~~

~~"(b) — Commission merchant: \$1,560;~~

~~"(c) — Ice cream manufacturer: \$2,730;~~

~~"(d) — Marine food product (retail): \$289;~~

~~"(e) — Bakery: \$375;~~

~~"(f) — Caterer: \$222;~~

~~"(g) — Delicatessen: \$450;~~

~~"(h) — Food products: \$400;~~

~~"(i) — Food vending machine: \$21 per machine;~~

~~"(j) — Grocery store: \$289;~~

~~"(k) — Restaurant:~~

~~"(1) — With one to 10 seats: \$450;~~

~~"(2) — With 11 to 50 seats: \$562;~~

~~"(3) — With 51 to 100 seats: \$673;~~

~~"(4) — With more than 100 seats: \$785;~~

~~"(l) — Street vendor (Class A): \$338; and~~

~~"(m) — Mobile delicatessen: \$346.~~

~~"509 — PUBLIC HEALTH: FOOD WHOLESAL~~

~~"509.1 The Director shall charge fees for business license categories with a Public Health: Food Wholesale endorsement as follows: Marine food product (wholesale): \$1,116.~~

~~"510 — PUBLIC HEALTH: PUBLIC ACCOMMODATIONS ENDORSEMENT~~

~~"510.1 The Director shall charge fees for business license categories with a Public Health: Public Accommodations endorsement as follows:~~

~~"(a) — Barber shop: \$78;~~

~~"(b) — Beauty shops: \$78;~~

~~"(c) — Massage establishment: \$780;~~

~~"(d) — Mattress storage: \$45; and~~

~~"(e) — Swimming pool: \$1,659.~~

~~"511 — PUBLIC HEALTH: PHARMACY AND PHARMACEUTICALS-
ENDORSEMENT~~

~~"511.1 The Director shall charge fees for business license categories with a Public Health: Pharmacy and Pharmaceuticals endorsement as follows: Patent medicine: \$136.~~

~~"512 — PUBLIC HEALTH: FUNERAL ESTABLISHMENT ENDORSEMENT~~

~~"512.1 The Director shall charge fees for business license categories with a Public Health: Funeral Establishment endorsement as follows: Funeral establishment: \$228.~~

~~"513 — EMPLOYMENT SERVICES ENDORSEMENT~~

~~"513.1 The Director shall charge fees for business license categories with an Employment Services endorsement as follows:~~

~~"(a) — Employment agency: \$1,300;~~

~~"(b) — Employment paid personnel service: \$1,300; and~~

~~"(c) — Employment counseling: \$1,300.~~

~~"514 — GENERAL SALES ENDORSEMENT~~

~~"514.1 The Director shall charge fees for business license categories with a General Sales endorsement as follows:~~

~~"(a) — Barber chair: \$78;~~

~~"(b) — Beauty booth: \$78;~~

~~"(c) — Cigarette (retail): \$39;~~

~~"(d) — Cigarette (wholesale): \$130;~~

~~"(e) — General contractor: \$500;~~

~~"(f) — Mattress sales: \$45;~~

~~"(g) — Secondhand dealer (Class B): \$497;~~

~~"(h) — Parking facility attendant: \$45;~~

~~"(i) — Solicitor: \$411;~~

~~"(j) — Street vendor (Class B): \$276; and~~

~~"(k) — Street vendor (Class D): \$212.~~

~~"515 — GENERAL SERVICE AND REPAIR ENDORSEMENT~~

~~"515.1 The Director shall charge fees for business license categories with a General Service and Repair endorsement as follows:~~

~~"(a) — Consumer goods repair (electronic): \$406;~~

~~"(b) — Home improvement contractor: \$167;~~

~~"(e) Home improvement salesperson: \$45;~~

~~"(d) Motor vehicle reinspection station: \$130;~~

~~"(e) Motor vehicle reinspector: \$65;~~

~~"(f) Parking facility:~~

~~"(1) Up to 4,000 square feet: \$94;~~

~~"(2) 4,001 to 16,000 square feet: \$128;~~

~~"(3) More than 16,000 square feet: \$222;~~

~~"(g) Power laundry: \$245;~~

~~"(h) Tour guide: \$73; and~~

~~"(i) Valet parking company: \$222.~~

~~"516 GENERAL BUSINESS ENDORSEMENT~~

~~"516.1 The Director shall charge fees for business license categories with a General Business endorsement as follows:~~

~~"(a) Charitable solicitation: \$208;~~

~~"(b) Cooperative association: \$37; and~~

~~"(c) General business: \$200."~~

(b) A new Chapter 6 is added to read as follows:

"CHAPTER 6 DCRA CORPORATIONS DIVISION SCHEDULE OF FEES

"Sec.

"600 General Provisions

"601 Corporations Filing Fees

"602 Non-profit Corporations Filing Fees

- "603 Limited Liability Company Filing Fees
- "604 General Partnership Filing Fees
- "605 Limited Liability Partnership Filing Fees
- "606 Limited Partnership Filing Fees
- "607 Cooperative Association Filing Fees
- "608 Trade Name Filing Fees
- "600 GENERAL PROVISIONS

"600.1 This chapter establishes the fees and charges for filings, certifications, and reports submitted to or requested of the Corporation Division of the Department of Consumer and Regulatory Affairs.

"600.2 For each of the filings required by the Corporations Division, the Director shall offer the following optional services:

"(a) Expedited same-day service: \$100, in addition to all other fees required by statute or regulation; and

"(b) Expedited 3-day service: \$50, in addition to all other fees required by statute or regulation.

"600.3 Beginning on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of any filing or document that is submitted to, or requested from, the Corporations Division to cover the costs of enhanced technological capabilities of the Corporations Division. The additional fee required by this subsection shall expire on October 1, 2013.

- "601 CORPORATIONS FILING FEES

"601.1 The Director shall charge the following fees pursuant to section 121 of the District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 228; D.C. Official Code § 29-101.121):

"(a) Filing articles of incorporation:

"(1) For a corporation with authorized shares of capital up to 100,000 shares: \$185;

"(2) For a corporation with authorized shares of capital more than 100,000 shares and up to 500,000 shares: \$500;

"(3) For a corporation with authorized shares of capital more than 500,000 shares and up to 1,000,000 shares: \$1,000; and

"(4) For a corporation with authorized shares of capital more than 1,000,000 shares: \$1,500;

"(b) Amendment to articles of incorporation or restated articles of incorporation: \$185; provided, that if the amendment will increase the number of shares, the fee shall be as follows:

"(1) For a corporation with authorized shares of capital up to 100,000 shares: \$185;

"(2) For a corporation with authorized shares of capital more than 100,000 shares and up to 500,000 shares: \$500;

"(3) For a corporation with authorized shares of capital more than 500,000 shares and up to 1,000,000 shares: \$1,000; and

"(4) For a corporation with authorized shares of capital more than 1,000,000 shares: \$1,500;

"(c) Filing articles of merger or consolidation: \$150;

"(d) Filing articles of domestication: \$185;

- "(e) Filing a statement of intent to dissolve: \$35;
- "(f) Filing articles of reincorporation: \$185;
- "(g) Filing articles of dissolution: \$75;
- "(h) Filing a statement of change of address of registered office or change of registered agent, or both: \$35;
- "(i) Filing a statement of the establishment of a series of shares: \$35;
- "(j) Filing an application of a foreign corporation for a certificate of authority to transact business in the District and issuing a certificate of authority: \$200;
- "(k) Filing an application for reservation of a corporate name or for a renewal of reservation: \$35;
- "(l) Filing a notice of transfer of a reserved corporate name: \$35;
- "(m) Filing an application of a foreign corporation for an amended certificate of authority to transact business in the District and issuing an amended certificate of authority: \$150;
- "(n) Filing a copy of articles of merger of a foreign corporation holding a certificate of authority to transact business in the District: \$150;
- "(o) Filing an application for withdrawal of a foreign corporation and issuing a certificate of withdrawal: \$35;
- "(p) Filing an application for reinstatement of a domestic or foreign corporation and issuing a certificate of reinstatement: \$250;
- "(r) Furnishing a certified copy of any document, instrument, report, or paper relating to a corporation: \$35;

"(s) Filing by a registered agent of a corporation of a statement of change of address of the registered agent: \$35, plus \$15 for each corporation, domestic or foreign, listed in the statement;

"(t) Furnishing a certificate as to the status of a corporation, domestic or foreign: \$15;

"(u) Furnishing a certificate as to the existence or nonexistence of facts or filings relating to corporations, domestic or foreign: \$30;

"(v) Filing two-year report for foreign and domestic corporations: \$250;

"(w) Filing two-year report for foreign and domestic corporations after deadline:

"(1) Foreign corporation late fee: \$75;

"(2) Domestic corporation late fee: \$35, plus interest that shall accrue on the 2-year report fee at the rate of 5% per month until the report fee is paid;

"(x) Filing service of process: \$15; and

"(y) Filing articles of dissolution by incorporators: \$75.

"602 NONPROFIT CORPORATIONS FILING FEES

"602.1 The Director shall charge the following fees pursuant to section 92 of the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 300; D.C. Official Code § 29-301.92):

"(a) Filing articles of incorporation and issuing certificates of incorporation: \$70;

"(b) Filing articles of amendment and issuing a certificate of amendment: \$65;

"(c) Filing articles of merger or consolidation and issuing a certificate of merger or consolidation: \$65;

- "(d) Filing a statement of change of address or registered officer or change or registered agent, or both: \$60;
- "(e) Filing articles of dissolution: \$70;
- "(f) Filing an application for reservation of a corporate name or for a renewal of reservation: \$65;
- "(g) Filing a notice of transfer of a reserved corporate name: \$65;
- "(h) Filing a statement of election to accept the District of Columbia Nonprofit Corporation Act and issuing a certificate of acceptance: \$70;
- "(i) Filing an application of a foreign corporation for a certificate of authority to conduct affairs in the District and issuing a certificate of authority: \$70;
- "(j) Filing an application of a foreign corporation for an amended certificate of authority to conduct affairs in the District and issuing an amended certificate of authority: \$65;
- "(k) Filing a copy of an amendment to the articles of incorporation of a foreign corporation holding a certificate of authority to conduct affairs in the District: \$65;
- "(l) Filing a copy of articles of merger of a foreign corporation holding a certificate of authority to conduct affairs in the District: \$65;
- "(m) Filing an application for withdrawal of a foreign corporation and issuing a certificate of withdrawal: \$65;
- "(n) Filing an application for reinstatement of a domestic or foreign corporation and issuing a certificate of reinstatement: \$70;
- "(o) Filing any other statement or report, excluding a 2-year report: \$30;

"(p) Furnishing a certified copy of any document, instrument, or paper relating to a corporation: \$35;

"(q) Furnishing a certificate as to the existence or nonexistence of a fact relating to a corporation, except a certificate of good standing: \$30;

"(r) Filing a 2-year report of domestic or foreign corporation: \$75;

"(s) Furnishing a certificate of good standing: \$30;

"(t) Filing an amended report: \$75;

"(u) Filing a 2-year report of domestic or foreign corporation after deadline: \$40;

"(v) Filing an election of trustees: \$3;

"(w) Filing an amendment to articles of incorporation of an Old Act Corporation: \$3;

"(x) Furnishing a certified copy of any document, instrument, or paper relating to an Old Act Corporation or a corporation incorporated pursuant to act of Congress: \$5; and

"(y) Furnishing a certificate of good standing to an Old Act Corporation or a corporation incorporated pursuant to an act of Congress: \$1.

"603 LIMITED LIABILITY COMPANY FILING FEES

"603.1 The Director shall charge the following fees, pursuant to section 64 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1063):

"(a) Filing an application for registration as a foreign limited liability company: \$200;

"(b) Filing articles of organization: \$150;

"(c) Filing articles of merger: \$150;

"(d) Filing articles of amendment: \$150;

"(e) Filing articles of correction: \$150;

"(f) Filing articles of dissolution: \$150;

- "(g) Filing articles of cancellation: \$150;
- "(h) Filing a certificate of correction referred to in section 57 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1056): \$150;
- "(i) Filing a copy of the document effecting a merger referred to in section 63 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1062): \$150;
- "(j) Filing a petition for reinstatement: \$150;
- "(k) Filing a statement of change of registered agent: \$35;
- "(l) Filing a statement of change of address of the registered office: \$35;
- "(m) Filing an application to reserve or to renew the reservation of a name for use by a domestic or foreign limited liability company: \$35;
- "(n) Filing a notice of transfer of a name reserved for use by a domestic or foreign limited liability company: \$35;
- "(o) Filing a statement of fictitious name by a foreign limited liability company: \$35;
- "(p) Furnishing a certified copy of any document filed under the Limited Liability Company Act of 1940, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1001 *et seq.*): \$35;
- "(q) Filing a 2-year report for foreign and domestic limited liability companies: \$150;
- "(r) Filing a 2-year report for foreign and domestic limited liability company after deadline: \$75; and
- "(s) Filing restated articles of organization (domestic): \$150.

"604 GENERAL PARTNERSHIP FILING FEES

"604.1 The Director shall charge the following fees pursuant to the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.01 *et seq.*):

- "(a) Filing a partnership authority form: \$150;
- "(b) Filing a partnership disassociation form: \$150;
- "(c) Filing a partnership cancellation form: \$150;
- "(d) Furnishing a certificate of good standing: \$25; and
- "(e) Filing a partnership conversion form: \$150.

"605 LIMITED LIABILITY PARTNERSHIP FILING FEES

"605.1 The Director shall charge the following fees pursuant to section 1004 of the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-110.04):

- "(a) Filing an application of registration (domestic and foreign): \$150;
- "(b) Filing a 2-year report (foreign and domestic): \$200
- "(c) Filing an application of cancellation (foreign): \$150;
- "(d) Filing an application of dissolution (domestic): \$150;
- "(e) Filing an application to change registered agent: \$25;
- "(f) Filing an application for certificate of amended authority: \$150;
- "(g) Filing an application for certificate of amendment: \$150;
- "(h) Filing an application for reservation of name: \$35;
- "(i) Furnishing certified copies of documents: \$25;
- "(j) Furnishing a certificate of good standing: \$25;

"(k) Furnishing a certificate of no record: \$25;

"(l) Filing a 2-year report after deadline: \$25.

"606 LIMITED PARTNERSHIP FILING FEES

"606.1 The Director shall charge the following fees pursuant to section 105 of the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.05):

"(a) Furnishing a certificate of good standing: \$18;

"(b) Furnishing a certified copy of a limited partnership filing: \$20;

"(c) Filing a change of registered agent: \$25;

"(d) Filing a transfer of reserved name of the limited partnership: \$25;

"(e) Filing an application of authority (foreign): \$70;

"(f) Filing an application of certificate of limited partnership (domestic): \$70;

"(g) Filing articles of amendment (domestic): \$70;

"(h) Filing an application for amended authority (foreign): \$70;

"(i) Filing articles of merger: \$70;

"(j) Filing articles of cancellation (domestic): \$70; and

"(k) Filing an application for withdrawal (foreign): \$70.

"607 COOPERATIVE ASSOCIATION FILING FEES

"607.1 The Director shall charge the following fees for cooperative associations:

"(a) Filing articles of incorporation (domestic): \$6;

"(b) Filing an application for authority (foreign): \$6;

"(c) Filing an application for withdrawal: \$6;

- "(d) Filing articles of dissolution: \$6;
- "(e) Furnishing a certificate of good standing: \$1;
- "(f) Filing an annual report (domestic and foreign): \$0.50;
- "(g) Filing articles of amendment (domestic): \$6; and
- "(h) Filing an application for amended authority (foreign): \$6.

"608 TRADE NAME FILING FEES

"608.1 The Director shall charge the following fees for trade names:

- "(a) Filing a trade name registration application: \$50;
- "(b) Filing a trade name renewal: \$50;
- "(c) Filing a trade name amendment application: \$25;
- "(d) Furnishing a trade name certificate copy: \$25; and
- "(e) Filing a trade name cancellation: \$25.

"699 DEFINITIONS

"When used in this chapter, the following term shall have the meaning ascribed:

"Old Act Corporation - a corporation that:

"(a) Was incorporated in the District of Columbia prior to August 6, 1962, under any of the following provisions:

"(1) Sections 574 through 586 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1280; D.C. Official Code § 29-601 *et seq.*);

"(2) Sections 587 through 598 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1282; D.C. Official Code § 29-701 *et seq.*); or

"(3) Sections 599 through 604 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1283; D.C. Official Code § 29-801 *et seq.*); and

"(b) Has not elected to be subject to the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 265; D.C. Official Code § 29-301.01 *et seq.*)."

(c) Chapter 35 is amended as follows:

(1) Section 3502 is repealed.

(2) Section 3503 is repealed.

(d) Chapter 89 is amended as follows:

(1) Section 8911 is repealed.

(2) Section 8912 is repealed.

~~TITLE IV. VACANT PROPERTY REGISTRATION~~

~~Sec. 401. Short title:~~

~~This subtitle may be cited as the "Vacant Property Disincentivization Emergency Amendment Act of 2010".~~

~~Sec. 402. An Act To provide for the abatement of nuisances in the District of Columbia by the Commissioners of said District, and for other purposes, approved April 14, 1906 (D.C. Law 13-281; D.C. Official Code § 42-3131.01 *et seq.*), is amended as follows:~~

~~(a) Section 6 (D.C. Official Code § 42-3131.06) is amended as follows:~~

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

~~(A) Paragraphs (3), (3A), and (4) are repealed.~~

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

~~"(B) The exemption may be granted for a period of up to 24 months from the required registration date, subject to renewal on the basis of continuing extraordinary circumstances and substantial undue economic hardship. The Mayor may withdraw the exemption at any time. Any exemption shall be published in the District of Columbia Register."~~

~~(B) Paragraphs (6), (7), and (8) are repealed.~~

~~(2) Subsections (f) and (g) repealed.~~

~~(3) Subsection (h) is amended to read as follows:~~

~~"(h)(1) The Mayor may issue rules to implement the provisions of this act. The rules may include a schedule of fines for violations of this act.~~

~~(b) Section 9 (D.C. Official Code § 42-3131.09) is amended as follows:~~

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

~~"(c) The initial registration fee shall be \$250."~~

~~(2) Subsection (d) is amended to read as follows:~~

~~"(d) The renewal registration fee shall be:~~

~~"(1) For the 1st renewal year, \$500;~~

~~"(2) For the 2nd renewal year, \$1,000;~~

~~"(3) For the 3rd renewal year, \$2,500;~~

~~"(4) For the 4th and each subsequent renewal year, \$5,000."~~

TITLE III. HOUSING PRODUCTION TRUST FUND ADMINISTRATIVE COSTS

Sec. 301. Short title.

This subtitle may be cited as the "Housing Production Trust Fund Amendment Act of 2010".

Sec. 302. Housing Production Trust Fund administrative costs.

Section 3(b)(10) of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(b)(10)), is amended to read as follows:

“(10) Beginning on October 1, 2009, funds for the administration of the Fund deposited into the fund pursuant to subsection (c) of this section:

“(A) Not to exceed 10% in fiscal year 2009 or earlier;

“(B) Not to exceed 15% in fiscal year 2010;

“(C) Not to exceed 15% in fiscal year 2011; and

“(B) Not to exceed 10% in fiscal year 2012 or later; and”.

TITLE IV. GRANTMAKING AUTHORITY FOR PLANNING

Sec. 401. Short title.

This subtitle may be cited as the "Planning Grantmaking Authority Emergency Act of 2010".

Sec. 402. Grants for planning and planning implementation purposes.

The Mayor may issue grants to individuals and organizations from local revenue, dedicated tax revenue, special purpose revenue, and capital funds in furtherance of the Mayor's planning mission under section 423 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 792; D.C. Official Code § 1-204.23), subject to available appropriations, and subject to the provisions of D.C Official Code § 47-368.06.

~~Notwithstanding D.C. Official Code § 47-368.06, grants that may be issued pursuant to this section include grants made with funds the Mayor or an agency receives through an intra-District transfer, a memorandum of understanding, or a reprogramming from an agency that does not have grantmaking authority.~~

Sec. 403. Rulemaking authority.

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.

~~TITLE VII. AUTHORIZATION OF PAYMENTS OF PERSONNEL COSTS FROM A PORTION OF THE EMERGENCY AND NON-EMERGENCY NUMBER TELEPHONE CALLING SYSTEMS FUND~~

~~Sec. 701. Short title.~~

~~This subtitle may be cited as the "Emergency Communications Personnel and Nonpersonnel Funding Amendment Act of 2010".~~

~~Sec. 702. Section 603(b-1) of the Emergency and Non-Emergency Telephone Calling Systems Fund Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 34-1802(b-1)), is amended by striking the word "costs" and inserting the phrase "costs; except that, beginning in October 1, 2009, revenues deposited into the Fund pursuant to section 604a may be used to defray personnel costs" in its place."~~

~~TITLE VIII. MEDICAID RESOURCE MAXIMIZATION~~

~~Sec. 801. Short title.~~

~~This subtitle may be cited as the "Medicaid Resource Maximization Emergency Amendment Act of 2010".~~

~~Sec. 802. Section 4a of the Health Maintenance Organization Act of 1996, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 31-3403.01), is amended as follows:~~

~~(a) Subsection (a) (D.C. Official Code § 31-3403.01(a)) is amended by striking the phrase "the District Medicaid Program, the Healthy DC Program, the DC HealthCare Alliance,".~~

~~(b) Subsection (d) (D.C. Official Code § 31-3403.01(d)) is amended to read as follows:~~

~~"(d) Revenues generated from this section arising from contracts for services under the District's Medicaid program, DC HealthCare Alliance program, or Healthy DC program shall be deposited in the Healthy DC and Health Care Expansion Fund, established by section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02)."~~

~~(c) A new subsection (e) is added to read as follows:~~

~~"(e) Of all other revenues generated from this section, 75% shall be deposited in the Healthy DC and Health Care Expansion Fund, established by section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02), and 25% shall be deposited in the unrestricted fund balance of the General Fund of the District of Columbia."~~

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

~~"(f) For the purposes of this section only, the term "health maintenance organization" shall include prepaid health plans."~~

~~Sec. 803. Section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02), is amended as follows:~~

~~(a) The section heading is amended to read as follows:~~

~~"Sec. 15b. Establishment of Healthy DC and Health Care Expansion Fund."~~

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

(1) ~~Strike the phrase "Healthy DC Fund" and insert the phrase "Healthy DC and Health Care Expansion Fund" in its place.~~

(2) ~~Insert the phrase "and other medical assistance programs administered by the Department of Health Care Finance" before the phrase "without regard".~~

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

(1) ~~Strike the phrase "a portion of".~~

(2) ~~Strike the phrase "as required by the Health Maintenance Organization Act of 1996, effective April 9, 1997 (D.C. Law 11-235; D.C. Official Code § 31-3401 et seq.)" and insert the phrase "as required by section 4a of the Health Maintenance Organization Act of 1996, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 31-3403.01)" in its place.~~

~~Sec. 804. Section 2(2) of the Insurance Regulatory Trust Fund Act of 1993, effective October 21, 1993 (D.C. Law 10-40; D.C. Official Code § 31-1201(2)) is amended to read as follows:~~

~~"(2) "Direct gross receipts" means all policy and membership fees and net premium receipts or consideration received in a calendar year on all insurance risks and annuity contracts originating in or from the District of Columbia, except for policy or membership fees, net premium receipts, or consideration received from or paid by the Department of Health Care Finance."—~~

~~TITLE IX. MOTOR VEHICLE MOVING INFRACTIONS~~

~~Sec. 901. Short title.~~

~~This subtitle may be cited as the "Motor Vehicle Moving Infractions Civil Fine Increase Emergency Amendment Act of 2010".~~

~~Sec. 902. Section 2600.1 of Title 18 of the District of Columbia Municipal Regulations is amended as follows:~~

~~(a) The infraction "Improper riding on [§ 2213.6]" under the caption "Automobile" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(b) The infraction "Without caution [§ 2206.3]" under the caption "Backing" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(c) The infraction "Driving Through [§ 2217.2]" under the caption "Barricaded or closed street" is amended by striking the figure "25.00" and inserting the figure "500.00" in its place.~~

~~(d) The infraction "Bad foot brakes [§ 720]" under the caption "Brakes" is amended by striking the figure "50.00" and inserting the figure "75.00" in its place.~~

~~(e) The infraction "Bad hand brakes [§ 720]" under the caption "Brakes" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(f) The infraction "Unsafe Bumper [§§ 733.5, 733.6]" under the caption "Bumper" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(g) The infraction "Gears unmeshed or in neutral [§ 2212]" under the caption "Coasting" is amended by striking the figure "15.00" and inserting the figure "75.00" in its place.~~

~~(h) The infraction "Failure to Control Speed [§ 2200.4]" under the caption "Colliding" is amended by striking the figure "50.00" and inserting the figure "150.00" in its place.~~

~~(i) The infraction "Spilling Load [§ 2503.2]" under the caption "Commercial Vehicle" is amended by striking the figure "75.00" and inserting the figure "150.00" in its place.~~

~~(j) The infraction "Interfere with moving traffic when pulling from [§ 2206.1]" under the caption "Curb" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(k) The infraction "Following within 500 feet of [§ 2210.4]" under the caption "Fire apparatus" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(l) The infraction "Passing or approaching within prohibited distance of [§ 2210.4]" under the caption "Fire apparatus" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(m) The infraction "Following another vehicle too closely [§ 2201.4]" under the caption "Fire hose" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(n) The infraction "Failure to slow down for [§ 2200.5]" under the caption "Intersection" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(o) The infraction "Failure to clear (including crosswalks) [§ 2201.7]" under the caption "Intersection" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(p) The infraction "Changing without caution [§ 2201.8 (a)]" under the caption "Lane or course" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(q) The infraction "Failure to stay in proper [§ 2201.8, .9, .10]" under the caption "Lane or course" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(r) The infraction "Address, failure to change [§ 109.3, 109.4]" under the caption "License or permit" is amended by striking the figure "10.00" and inserting the figure "50.00" in its place.~~

~~(s) The infraction "Allowing unauthorized person to drive [§ 100.12]" under the caption "License or permit" is amended by striking the figure "50.00" and inserting the figure "150.00" in its place.~~

~~(t) The infraction "Failure to display upon demand [D.C. Code § 50-1401.01(c)]" under the caption "License or permit" is amended by striking the figure "10.00" and inserting the figure "50.00" in its place.~~

~~(u) The infraction "Learner's permit; allowing more than one passenger [§ 102.9]" under the caption "License or permit" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(v) The infraction "Restriction, driving in violation of [§ 1100.9]" under the caption "License or permit" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(w) The infraction "Illegal headlight device [§ 718]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(x) The infraction "Improper lights [§§ 703-711]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(y) The infraction "No lights running [§ 703.1]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(z) The infraction "No rear light(s) [§ 705.1]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(aa) The infraction "No stop light(s) [§ 706.1]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(bb) The infraction "One light running [§ 704.1]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(cc) The infraction "Operating with high beams [§ 715.4]" under the caption "Lights" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(dd) The infraction "Failure to secure load [§ 2503.4]" under the caption "Loads" is amended by striking the figure "50.00" and inserting the figure "150.00" in its place.~~

~~(ee) The infraction "Operating or permitting operation while [§ 600.2]" under the caption "Mechanical condition unsafe" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(ff) The infraction "No rear view mirror [§ 731.6]" under the caption "Mirror" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(gg) The infraction "Failure to wear protective helmet, goggles, safety glasses, or have windshield [§ 2215]" under the caption "Motorcycles (see also violations for other vehicles)" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(hh) The infraction "Driving through [§ 2217.8]" under the caption "No bus streets" is amended by striking the figure "75.00" and inserting the figure "150.00" in its place.~~

~~(ii) The infraction "One way street violation [§ 2201.5]" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(jj) The infraction "Improper [§ 2202]" under the caption "Passing" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(kk) The infraction "Failure to exhibit on demand [§ 421]" under the caption "Registration certificate" is amended by striking the figure "10.00" and inserting the figure "50.00" in its place.~~

~~(ll) The infraction "Failure to come to a complete stop before turning [§ 2103.7]" under the caption "Right turn on red" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(mm) The infraction "Violation of 'No Turn on Red' sign [§ 4013]" under the caption "Right turn on red" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(nn) The infraction "Failure to yield to another vehicle [§ 2207, 2208]" under the caption "Right-of-way" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(oo) The infraction "Driving through [§ 2211.6]" under the caption "Safety zone" is amended by striking the figure "35.00" and inserting the figure "75.00" in its place.~~

~~(pp) The infraction "Passing a stopped bus when light flashing [§ 2209]" under the caption "School Bus" is amended by striking the figure "50.00" and inserting the figure "500.00" in its place.~~

~~(qq) The infraction "Failure to give either hand or mechanical signal [§ 2204.3]" under the caption "Signal for turn or stop" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(rr) The infraction "Disobeying official signal [§ 2000.4]" under the caption "Signal Device" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(ss) The infraction "Passing red light [§ 2103]" under the caption "Signal Device" is amended by striking the figure "75.00" and inserting the figure "150.00" in its place.~~

~~(tt) The infraction "11 to 15 mph in excess of Limit [§ 2200]" under the caption "Speeding" is amended by striking the figure "50.00" and inserting the figure "125.00" in its place.~~

~~(uu) The infraction "16 to 20 mph in excess of limit [§ 2200]" under the caption "Speeding" is amended by striking the figure "100.00" and inserting the figure "150.00" in its place.~~

~~(vv) The infraction "21 to 25 mph in excess of limit [§ 2200]" under the caption "Speeding" is amended by striking the figure "150.00" and inserting the figure "200.00" in its place.~~

~~(ww) The infraction "Minimum; driving too slowly [§ 2200.10]" under the caption "Speeding" is amended by striking the figure "15.00" and inserting the figure "50.00" in its place.~~

~~(xx) The infraction "Over 25 mph in excess of limit [§ 2200]" under the caption "Speeding" is amended by striking the figure "200.00" and inserting the figure "250.00" in its place.~~

~~(yy) The infraction "Unreasonable [§ 2200.3]" under the caption "Speeding" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(zz) The infraction "Up to 10 mph in excess of limit [§ 2200]" under the caption "Speeding" is amended by striking the figure "30.00" and inserting the figure "75.00" in its place.~~

~~(aaa) The infraction "Defective [§ 735]" under the caption "Speedometer" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(bbb) The infraction "Failure to have on vehicle [§ 735]" under the caption "Speedometer" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(ccc) The infraction "Fail to turn in tags when required [§§ 415, 2706]" under the caption "Tags" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(ddd) The infraction "Unsafe or other violation [§ 732]" under the caption "Tires" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(eee) The infraction "Interference with [§ 2101.1]" under the caption "Traffic control device" is amended by striking the figure "50.00" and inserting the figure "100.00" in its place.~~

~~(fff) The infraction "Driving through restricted street [§ 2505.6]" under the caption "Truck restriction or route" is amended by striking the figure "75.00" and inserting the figure "150.00" in its place.~~

~~(ggg) The infraction "From wrong lane [§ 2203, 2204]" under the caption "Turn" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(hhh) The infraction "Improper [§ 2203, 2204]" under the caption "Turn" is amended by striking the figure "25.00" and inserting the figure "100.00" in its place.~~

~~(iii) The infraction "Front or side; obstructed [§ 2213]" under the caption "Vision" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(jjj) The infraction "Objects hanging so as to obstruct [§ 2213]" under the caption "Vision" is amended by striking the figure "15.00" and inserting the figure "75.00" in its place.~~

~~(kkk) The infraction "Defective or obstructed [§ 731]" under the caption "Windshield" is amended by striking the figure "25.00" and inserting the figure "75.00 (two separate offenses)" in its place.~~

~~(lll) The infraction "Failure to have [§ 731]" under the caption "Windshield wipers" is amended by striking the figure "25.00" and inserting the figure "75.00" in its place.~~

~~(mmm) The infraction "Operating vehicle of greater height than permitted [§§ 2500, 2501, 2511]" under the caption "Height" is amended by striking the figure "\$50.00" and inserting the figure "\$250.00" in its place.~~

~~(nnn) The infraction "Operating vehicle of greater length than permitted by law [§ 2502]" under the caption "Length" is amended by striking the figure "50.00" and inserting the figure "\$250.00" in its place.~~

~~(ooo) The infraction "More than eight feet (8 ft.) wide [§ 2501.1]" under the caption "Loads" is amended by striking the figure "\$50.00" and inserting the figure "\$250.00" in its place.~~

~~(ppp) The infraction "Extended beyond body of vehicle [§2503.1]" under the caption "Loads" is amended by striking the figure "\$50.00" and inserting the figure "\$250.00" in its place.~~

~~(qqq) The infraction "Failure to keep open load tightly covered [§2503.4]" under the caption "Loads" is amended by striking the figure "\$50.00" and inserting the figure "\$250.00" in its place.~~

~~(rrr) The infraction "No red flag on end of long load, or other load violation; [§§ 703, 2503]" under the caption "Loads" is amended by striking the figure "\$50.00" and inserting the figure "\$250.00" in its place.~~

~~(sss) The infraction "Violation of tunnel restrictions [§ 2509]" under the caption "Truck restriction or route" is amended by striking the figure "\$100.00" and inserting the figure "\$250.00" in its place.~~

TITLE V. DISTRICT DEPARTMENT OF TRANSPORTATION UNIFIED FUND

Sec. 501. Short title.

This subtitle may be cited as the "District Department of Transportation Unified Fund Emergency Amendment Act of 2010".

Sec. 502. Section 9c(c)(2) of the Department of Transportation Establishment Act of 2002, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 50-921.11(c)(2)), is amended by striking the phrase "100% of the sales and use taxes collected by the District for parking and storing; provided, that any such revenues in excess of \$30 million shall be deposited into the Highway Trust Fund." and inserting the phrase "all revenue derived from the sales and use taxes collected by the District for parking and storing; provided, that of the first \$30 million collected each year, \$12.7 million in fiscal year 2009, \$12.2 million in fiscal year 2010, and \$10.2 million in all subsequent years, shall remain in the General Fund and that any revenue in excess of \$30 million shall be deposited into the Highway Trust Fund." in its place.

TITLE VI. SPECIAL PURPOSE FUND TRANSFERS

Sec. 601. Short title.

This subtitle may be cited as the "Fiscal Year 2010 Transfer of Special Purpose Funds Emergency Act of 2010".

Sec. 602. Fiscal year 2010 transfer of special purpose account balances and revenue to Local funds.

(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 from the certified fund balances in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia, and recognize as fiscal year 2010 revenue, the dollar amounts specified in the following chart:

| AGENCY NAME (AGENCY CODE) | | |
|----------------------------------------------------------|-----------------------------|----------------------|
| FUND DETAIL | FUND DETAIL NAME | DOLLAR AMOUNT |
| District Department of Real Estate Services (AM0) | | |
| 1459 | Rent | 4,537,055 |
| Office of the Chief Financial Officer (AT0) | | |
| 0606 | Recorder of Deeds Surcharge | 1,000,000 |

(b) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from the certified revenues deposited in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia, and recognize as fiscal year 2010 revenue, the dollar amounts specified in the following chart:

| AGENCY NAME (AGENCY CODE) | | |
|------------------------------------------------------------|-----------------------------------------|---------------|
| FUND DETAIL | FUND DETAIL TITLE | FY2010 |
| Office of the Tenant Advocate (CQ0) | | |
| 6005 | Condominium Conversion | 793,000 |
| Department of Consumer and Regulatory Affairs (CR0) | | |
| 6006 | Nuisance Abatement | 1,206,775 |
| 6008 | Real Estate Guaranty and Education Fund | 53,655 |
| 6010 | OPLA - Special Account | 180,388 |
| 6013 | Basic Business License Fund | 559,196 |

| | | |
|-------------------------------------------------------------------------------|------------------------------------------------|--------------------|
| 6025 | Construction/Zoning Compliance Management Fund | 41,955 |
| Office of Cable Television (CT0) | | |
| 0600 | Cable Franchise Fees | 851,096 |
| Office of the Deputy Mayor for Planning and Economic Development (EB0) | | |
| 0609 | Industrial Revenue Bond Program | 442,803 |
| 0632 | Economic Development Special Account | 199,000 |
| Motor Vehicle Theft Prevention Commission (FW0) | | |
| 0601 | Insurance Violation Fines | 775,000 |
| Department of Health (HC0) | | |
| 0605 | SHPDA Fees | 43,165 |
| 0606 | Vital Records Revenue | 25,725 |
| 0633 | Radiation Protection | 31,006 |
| 0638 | Animal Control Dog License Fees | 12,558 |
| 0643 | Board of Medicine | 131,775 |
| 0649 | Health Facility Fee | 11,661 |
| 0655 | SHPDA Admission Fee | 21,000 |
| Department of Disabilities Services (JM0) | | |
| 0610 | Vocation Rehabilitation Service Reimbursement | 231,951 |
| District Department of the Environment (KG0) | | |
| 0600 | General Enforcement Fines and Fees | 264,354 20,000 |
| 0634 | Soil Erosion/Sediment Control | 937,957 |
| 0645 | Pesticide Product Registration | 323,000 |
| 0662 | Renewable Energy Development Fund | 19,280 |
| 0663 | Brownfield Revitalization | 131,849 |
| 0665 | Adjudication Hearings (Water Quality) | 64,578 |
| 0666 | Wells Fund | 4,181 |
| 0674 | Hazardous Generator Fees | 84,000 |
| 6101 | Stripperwell | 41,040 |
| 6201 | Economy II | 9,500 20,000 |
| 6700 | Sustainable Energy Trust Fund | 712,173 905,527 |
| 6800 | Energy Assistance Trust Fund | 306,949 311,949 |
| 6202 | Residential Aid Discount (RAD) | 5,000 |
| | | |

| | | |
|---------------------------------------------------------------|--------------------------------------------|---------|
| <u>6203</u> | Residential Essential Services (RES) | |
| <u>6204</u> | WASA Utility Discount Program | 9,500 |
| | | 21,000 |
| Department of Public Works (KT0) | | |
| 6000 | General O-Type Revenue Sources | 318,326 |
| 6258 | Motor Vehicle Inspection Station | 723,660 |
| Department of Mental Health (RM0) | | |
| 0640 | DMH Medicare and Third Party Reimbursement | 109,864 |
| Department of Insurance, Securities, and Banking (SR0) | | |
| 2100 | HMO Assessment | 22,695 |
| 2200 | Insurance Assessment | 222,922 |
| 2300 | Securities Broker/Dealer Licenses | 117,792 |
| 2800 | Captive Insurance | 67,062 |
| 2900 | Banking Trust Fund | 115,847 |

(c) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from either the certified fund balances of those accounts or the certified revenues deposited in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia, and recognize as revenue in fiscal year 2010, the dollar amounts specified in the following chart:

| Fund Name | FY10 |
|----------------------------------------|-------------|
| Baseball Fund | 11,689,000 |
| NIF Fund | 1,413,727 |
| Office on Aging Client Reserve Account | 8,710,856 |

TITLE VII. CAPITAL BUDGET REALIGNMENTS

Sec. 701. Short title.

This subtitle may be cited as the "Capital Projects Modification Emergency Act of 2010".

Sec. 702. Realignment of capital project funding.

(a) The budget authority for each capital project in the following chart shall be realigned by rescinding the specified allotment of funding for each project in fiscal year 2010 and adding the specified allotment of funding (for the same project phases and from the same type of funding sources as the fiscal year 2010 rescinded amounts) to the same project in fiscal year 2011:

| Agency | Project # | Project Name | FY10 Rescission Amount (\$) | FY11 Addition Amount (\$) |
|--------|-----------|--------------|-----------------------------------|---------------------------------|
|--------|-----------|--------------|-----------------------------------|---------------------------------|

| | | | | |
|-----|--------|------------------------------------------|--------------|--------------|
| EB0 | EB013C | Barry Farm, Park Chester, Wade Road | 947,700 | 947,700 |
| EB0 | EB402C | Pennsylvania Avenue, SE, Properties | 3,400,000 | 3,400,000 |
| FB0 | LB637C | Engine 15 | 2,508,457.43 | 2,508,457.43 |
| FB0 | LC337C | Engine 21 | 479,096.89 | 479,096.89 |
| FB0 | LC437C | Engine 22 | 5,100,000 | 5,100,000 |
| | | | 3,000,000 | |
| FB0 | LC837C | Engine 26 | 2,051,000 | 2,051,000 |
| FB0 | LE337C | Engine 5 | 479,096.89 | 479,096.89 |
| FB0 | LE737C | Engine 27 | 1,533,743 | 1,533,743 |
| FB0 | LE937C | Special Operations Facility | 238,912 | 857,189.64 |
| FB0 | LI237C | Integrated Management Information System | 860,639 | 860,639 |
| CE0 | MCL03C | Martin Luther King Jr. Memorial Library | 901,351.60 | 901,351.60 |
| TO0 | EQ101C | Master Lease Wireless | 1,865,215 | 1,865,215 |
| TO0 | N2101C | Mainframe Relocation | 723,372 | 723,372 |

(b) ~~The budget authority for the capital projects in the following chart shall be realigned by: (1) rescinding the specified allotment of funding for the project in fiscal year 2011; and (2) adding the specified allotment of funding (for the same project phase and from the same funding source as the fiscal year 2011 rescinded amount) to the project in fiscal year 2010:~~

| Agency | Project # | Project Name | FY11 Rescission Amount (\$) | FY10 Addition Amount (\$) |
|-------------------|----------------------|-------------------------|--------------------------------------------|------------------------------------------|
| | | | | |

| | | | | |
|-----|-------|----------------------------------|-------------|-----------|
| HA0 | QB338 | Roper/Deanwood Recreation Center | 5,000,000 | 3,800,000 |
| CEO | FGR37 | Francis Gregory | \$3,000,000 | 3,000,000 |

(c) ~~The budget authority for the capital project in the following chart shall be realigned by: rescinding the specified allotment of funding in fiscal year 2010 designated as an "old project". and (2) adding the specified allotments of funding (for the same project phases and from the same type of funding sources as the fiscal year 2010 rescinded amounts) in fiscal year 2011 to "new project":~~

| Old Agency | Old Project # | Old Project Name | FY10-Rescission Amount (\$) | New Agency | New Project # | New Project Name | FY11-Addition Amount (\$) |
|------------|---------------|------------------|-----------------------------|------------|---------------|---------------------------|---------------------------|
| GA0 | NR638C | H.D. Woodson | 4,139,000 | GM0 | YY131 | High School Modernization | 4,139,000 |

| | | | | | | | |
|-----|--------|----------------------|------------|-----|--------|---------------|------------|
| GA0 | SG120C | General Improvement | 855,952.55 | GM0 | YY230C | Stabilization | 855,952.55 |
| GA0 | SG138C | General Improvements | 1,008,000 | GM0 | YY230C | Stabilization | 1,008,000 |
| GA0 | SG305C | Modernization | 2,721,939 | GM0 | YY230C | Stabilization | 2,721,939 |

(c) The capital budget authority for each of the capital projects listed in the following chart is rescinded in the amount set forth in the following chart:

| Agency | Project # | Project Name | FY10 Rescission Amount (\$) |
|--------|-----------|--------------|-----------------------------|
|--------|-----------|--------------|-----------------------------|

| | | | |
|----------------|-------------------|---------------------------------------------|-------------------------|
| KA0 | EDS01C | Georgia Avenue/7th Street | 4,825,286.30 |
| KA0 | EDS03C | Nannie Helen Burroughs | 4,851,023.91 |
| KA0 | EDS04C | Minnesota Avenue | 7,220,863.59 |
| KA0 | EDS06C | MLK Avenue/South Capitol Street | 3,102,826.20 |
| GA0 | NL937C | Complete Renovation and Modernization | 1,417,422 |
| GA0 | SG120C | General Improvement | 855,952.55 |
| GA0 | SG138C | General Improvements | 1,008,000 |
| GA0 | SG305C | Modernization | 2,721,939 |
| GA0 | NR638C | H.D. Woodson | 4,139,000 |
| ELC | FR102C | Move to Virginia Avenue | \$315,000 |
| HA0 | RG005C | Roof Replacement | \$300,000 |
| HA0 | RR007C | Facility Renovation | \$300,000 |
| ELC | N1901C | PC Refresh | \$13,730 |
| ELC | N1902C | OCTO Application Support Server Refresh | \$60,815 |
| ELC | EQ401C | Child Tracking System | \$28,070 |
| PBC | Various | Close-out of former PBC accounts | \$991,000 |
| DPR | QL201C | Off-Leash Dog Parks | \$300,000 |
| DRES | EA710B | Neighborhoods Revitalization | \$34,000 |
| DRES | N1401C | Government Centers | \$1,600,000 |
| DRES | N1412C | Government Centers Pool/Anacostia Gateway | \$29,000 |
| OCTO | N1601B | DC WAN | \$175,000 |
| OCTO | N1704C | IT Infrastructure Implementation | \$182,000 |
| OCTO | N1707C | Infrastructure Support Systems | \$457,000 |
| OCTO | N1710C | Data Center Consolidation | \$510,000 |
| OCTO | N1801C | Shared Facility Upgrade | \$511,000 |
| OCTO | N2701C | Applications Maintenance Transition Project | \$100,000 |
| OCTO | N3699C | SMP Pool (Paygo Budget 0301) | \$486,000 |

(d) The fiscal year 2010 allotments and associated budget authority for the capital projects in the following chart shall be increased by the dollar amounts set forth in the following chart, from the funding sources ~~and for the project phases~~ designated in the chart:

| Agency | Project # | Project Name | Funding Source | FY10 Addition Amount (\$) |
|--------|-----------|--------------|----------------|------------------------------|
|--------|-----------|--------------|----------------|------------------------------|

| | | | | |
|------|--------|-----------------------------------------|---------------------|-----------------|
| AM0 | A1005C | Energy Efficiency at Shelters | GO Bonds (0300) | 1,600,000 |
| HA0 | QI937C | Rosedale Recreation Center | GO Bonds (0300) | 2,042,343.81 |
| KA0 | 6EQ02C | Major Equipment Acquisition | Master Lease (0302) | 4,000,000 |
| KA0 | CA301C | Repair and Maintain Curbs and Sidewalks | GO Bonds (0300) | 1,000,000 |
| KA0 | CA302C | Repair/Maintain Curbs/Sidewalks/ Alleys | GO Bonds (0300) | 700,000 |
| KA0 | CE301C | Pavement Marking and Traffic Calming | GO Bonds (0300) | 300,000 |
| KA0 | SA306C | Streetcars | GO Bonds (0333) | 2,447,212.76 |
| KA0 | SA306C | Streetcars | GO Bonds (0300) | 500,000 |
| KA0 | SA306C | Streetcars | Pool Cash (0333) | 20,000,000 |
| KA0 | SR301C | Local Streets Ward 1 | GO Bonds (0300) | 375,000 |
| KA0 | SR302C | Local Streets Ward 2 | GO Bonds (0300) | 375,000 |
| KA0 | SR303C | Local Streets Ward 3 | GO Bonds (0300) | 375,000 |
| KA0 | SR304C | Local Streets Ward 4 | GO Bonds (0300) | 375,000 |
| KA0 | SR305C | Local Streets Ward 5 | GO Bonds (0300) | 375,000 |
| KA0 | SR306C | Local Streets Ward 6 | GO Bonds (0300) | 375,000 |
| KA0 | SR307C | Local Streets Ward 7 | GO Bonds (0300) | 375,000 |
| KA0 | SR308C | Local Streets Ward 8 | GO Bonds (0300) | 375,000 |
| RL0 | RL201C | Performance-Based Contracts | Master Lease (0302) | 124,000 |
| RM0 | HX403C | Mental Health Housing Initiatives | GO Bonds (0300) | \$779,553 |
| HA0 | NEW | Georgetown Park | GO Bonds (0300) | \$600,000 |
| CFSA | RL202C | Performance Based Contracts (Faces.Net) | GO Bonds (0333) | \$65,000 |
| FBO | NEW | Engine Company 28 | GO Bonds (0300) | \$1,900,000 |
| HA0 | QS339C | Edgewood Recreation | GO Bonds (0300) | \$1,000,000 |
| DPR | QJ901C | Boys & Girls Clubs | GO Bonds (0300) | \$ 3,343,000.00 |

| | | | | |
|-------|--------|---------------------------------------------|---------------------|-----------------|
| OPEFM | NR637C | Woodson Senior High School | GO Bonds (0300) | \$ 4,139,000.00 |
| OPEFM | NEW | Autism Suites | GO Bonds (0300) | \$1,200,000.00 |
| OPEFM | NEW | Ward 8 Playgrounds | GO Bonds (0300) | \$850,000.00 |
| OPEFM | YY230C | Stabilization | GO Bonds (0300) | \$650,262.00 |
| OPEFM | NEW | Murch Demountables | GO Bonds (0300) | 400,000.00 |
| MPD | CTV10C | MPD Tactical Village Training Facility | GO Bonds (0300) | \$ 3,200,000.00 |
| DMPED | EB404C | Lincoln Theater | GO Bonds (0300) | \$343,239.00 |
| OPEFM | NEW | Middle School IT/Arts & Sciences Initiative | Master Lease (0302) | \$ 3,873,202.00 |
| MPD | CTV10C | MPD Tactical Village Training Facility | GO Bonds (0333) | \$ 2,000,000.00 |
| OPEFM | NEW | Pre-K Classroom Conversions | GO Bonds (0333) | \$750,285.54 |
| OPEFM | NEW | Noyes & Hearst Demountables | GO Bonds (0333) | \$700,000.00 |
| OPEFM | NEW | Charter School support | GO Bonds (0333) | \$810,000.00 |
| DPW | NEW | Paygo swap to Street Sweeping | GO Bonds (0301) | \$ 486,000.00 |
| OPEFM | NEW | DC Schools Kitchen, (planning and Design) | GO Bonds (0300) | \$ 3,598,000.00 |
| DPR | QB338C | Roper-Deanwood | GO Bonds (0300) | \$ 300,000.00 |
| KE0 | SA311C | WMATA Reserve Fund | GO Bonds (0300) | \$2,300,000.00 |

(e) The fiscal year 2011 allotment and associated budget authority for the capital project in the following chart shall be increased by the dollar amounts set forth in the following chart, from the funding sources and for the project phases designated in the chart:

| Agency | Project # | Project Name | Project Phase | Funding | FY11 |
|--------|-----------|--------------|---------------|---------|------|
|--------|-----------|--------------|---------------|---------|------|

| | | | | Source | Addition Amount (\$) |
|-----|--------|-----------------|----------------------|--------------------|-------------------------------------|
| EB0 | EB014C | Fort Lincoln | Construction (04) | GO Bonds (0300) | 1,400,000 |
| EB0 | EB404C | Lincoln Theatre | Construction (04) | GO Bonds (0300) | 500,000 |

~~(g) In addition to uses previously authorized, monies in capital project SA202C (KE0), SA301C (KE0), and SA311C (KE0) may be used to fund streetcar projects of the District; provided, that monies in SA311C (KE0) may be used to fund streetcar projects only if such monies are not needed to meet federal matching fund requirements for the Washington Metropolitan Area Transit Authority.~~

(f) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall retain Appropriated Fund 0300 budget allotment and associated budget authority of \$12,500,000 currently accounted for in the Fund in order to transfer this subsidy in FY 2010 to the Washington Metropolitan Area Transit Authority as a match for federal funds appropriated by the Congress of the United States under authority of section 601 of division B of Public Law 110-432 to be used for capital improvements undertaken by the Authority.

(g) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$14,500,000 currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer in order to transfer up to this amount as a Paygo capital subsidy in FY 2010 to the Washington Metropolitan Area Transit Authority to be used as operating budget resources by the Authority.

(h) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall redirect Appropriated Fund 0300 budget allotment and associated budget authority of \$15,920,413 currently accounted for in the Fund to the capital projects that shall be increased by the dollar amounts set forth in the following chart, from the funding sources and for the project phases designated in the chart:

| Agency | Project # | Project Name | Project Phase | Funding Source | FY 2010 Addition Amount (\$) |
|--------|-----------|--------------|---------------|----------------|------------------------------|
|--------|-----------|--------------|---------------|----------------|------------------------------|

| | | | | | |
|-----|--------|---------------------------------------------------------------------|--|-----------------------|----------------|
| GM0 | | Bruce Monroe ES | | GO Bonds (0300) | \$1,500,000.00 |
| GM0 | | Middle Schools IT/Arts and Sciences Initiative | | GO Bonds (0300) | \$1,020,413.00 |
| HA0 | QI237C | Marvin Gaye Park/Rec. | | GO Bonds (0300) | \$1,200,000.00 |
| HA0 | QS339C | Edgewood Recreation Center | | GO Bonds (0300) | \$1,000,000.00 |
| CE0 | FGR37C | Francis Gregory Neighborhood Library | | GO Bonds (0300) | \$3,400,000.00 |
| HA0 | QB338 | Roper Deanwood Recreation | | GO Bonds (0300) | 4,300,000.00 |
| RL0 | MPM01C | Administrative Service Organization (Medicaid billing system) | | GO Bonds (0300) | \$2,200,000.00 |

(i) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$2,370,000 currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer in order to redirect this Paygo budget allotment and associated budget authority in FY 2010 to the capital project that shall be increased by the dollar amounts set forth in the following chart, from the funding sources and for the project phases designated in the chart:

| Agency | Project # | Project Name | Project Phase | Funding Source | FY 2010 Addition |
|--------|-----------|--------------|---------------|----------------|------------------|
|--------|-----------|--------------|---------------|----------------|------------------|

| | | | | | Amount (\$) |
|-----|--------|------------------------------------------------------|----------------------|-----------------|------------------------|
| GM0 | YY530C | Major School Maintenance | Construction (04) | Paygo (0301) | 1,600,000 |
| GM0 | NEW | Stuart Hobson MS IT/Arts & Sciences Demonstration | Construction (04) | Paygo (0301) | \$770,000 |

(j) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$3,000,000 currently accounted for in the Fund with an equal amount of Appropriated Fund 0332 budget in the Department of Transportation project KA0 CE310C, Street and Alley Maintenance and Repair, in order to redirect this Paygo budget allotment and associated budget authority in FY 2010 to the capital project that shall be increased by the dollar amounts set forth in the following chart, from the funding sources and for the project phases designated in the chart:

| Agency | Project # | Project Name | Project Phase | Funding Source | FY 2010 Addition Amount (\$) |
|---------------|------------------|----------------------------------------------------------------------------------------------|----------------------------|-----------------------|-------------------------------------|
| KA0 | NEW | Grants for Small Business Survival During Construction of Public Infrastructure Improvements | Project Management (03) | Paygo (0332) | 3,000,000 |

(k) For FY 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Authority Fund Amendment Act of 2009, shall exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$20,000,000 currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer. The resulting Paygo budget allotment and associated budget authority in the amount of \$20,000,000 shall be transferred to local funds and recognized as revenue for the fiscal year in which the Paygo funds are budgeted.

(l) The Fiscal Year 2010 Budget Support Act of 2009, Title 1, Government Direction and Support, Subtitle Q, Reallocation of Specific Capital Budget Funding, Sec. 1161, subsection (7) is amended by striking "An amount of \$991 million from project 20600C, entitled "Firefighting Apparatus Replacement" in the Fire and Emergency Medical Services Department" and replacing it with "An amount of \$550,000 from project HC104C, entitled "Immunization Program" in the Department of Health; an amount of \$411,000 from project HC103C, entitled "STD Clinic" in the Department of Health; and an amount of \$30,000 from project AH707C, entitled "Public Art Fund" in the Commission on the Arts and Humanities.

(m) The Fiscal Year 2010 Budget Support Act of 2009, Title 1, Government Direction and Support, Subtitle Q, Reallocation of Specific Capital Budget Funding, Sec. 1161, is amended by adding a new subsection (10) An amount of \$346,836.50 from project CE301C, entitled "Pavement Marking and Traffic Calming" in the District Department of Transportation, to project BF208C, entitled "Performance Based Budgeting" in the Office of the Chief Financial Officer, to support budgeting requirements of Title VI, Public Works, Subtitle I, Cost Driven Re-formulation of the District Department of Transportation Budget for Fiscal Year 2011.

Sec. 703. Rescission of Budget Authority for Capital Projects.

(a) The Fiscal Year 2010 Budget Support Act of 2009, Title VIII, O-Type Transfers and Capital Project Revisions, Subtitle B, Rescission and Modification of Fiscal Year 2009 Capital Project Funding, Sec. 801, Rescission of Capital Projects, Subsection (a) is amended to delete project FB0 20600C, entitled "Fire Apparatus Replacement" in the amount of \$354,556.

(b) The Fiscal Year 2010 Budget Support Act of 2009, Title VIII, O-Type Transfers and Capital Project Revisions, Subtitle B, Rescission and Modification of Fiscal Year 2009 Capital Project Funding, Sec. 801, Rescission of Capital Projects, Subsection (a) is amended to add project BX0 AH722C, entitled "Public Art Fund" in the Commission on the Arts and Humanities in the amount of \$40,000; project HA0 NTE01C, entitled "Technology Acquisition" in the Department of Parks and Recreation in the amount of \$59,000; project HA0 RR010C, entitled "Facility Renovation" in the Department of Parks and Recreation in the amount of \$51,000; project RR011C, entitled "Facility Renovation" in the Department of Parks and Recreation in the amount of \$145,000; project HA0 RR021C, entitled "Mitchell Park" in the Department of Parks and Recreation in the amount of \$38,000; project RM0 XA627C, entitled "Information Technology" in the Department of Mental Health in the amount of \$3,000; and project RMO HX401C, entitled "Construct New Hospital" in the Department of Mental Health in the amount of \$58,000.

(c) The Fiscal Year 2010 Budget Support Act of 2009, Title VIII, O-Type Transfers and Capital Project Revisions, Subtitle B, Rescission and Modification of Fiscal Year 2009 Capital Project Funding, Sec. 801, Rescission of Capital Projects, Subsection (b) is amended to revise the amount for project BJ0 JM102C, entitled "Rewriting of Zoning Regulations" from \$357,000 to \$394,000; and to add project AY0 AWC01C, entitled "Anacostia Waterfront Corporation Subsidy" in the amount of \$2,654,731.90.

Sec. 704. Appropriation of Budget Authority for Capital Projects.

(a) Fiscal Year 2010 capital budget authority is provided for project GF0 UG706C, entitled "Renovation of University Facilities" in the University of the District of Columbia, in the amount of \$3,800,000 backed by O-Type revenue received from student fees for use in design and construction of the new student center project; and \$2,200,000 backed by revenues received from the District Department of the Environment for design and construction of a "green" roof for Building 52.

Sec. 705. "Charles Young Site Library Act of 2010".

(a) "As funds become available, the amount of \$2,000,000 of capital or pay-go dollars shall be directed to the District of Columbia Public Library to expand library services at the site of the closed Charles Young Elementary School in Ward Five."

Sec. 706. Middle School Intelligent Technology, Arts and Science Initiative

(a) The fiscal year 2010 Capital Improvement Plan and Capital Projects, as approved by the US Congress, shall be adjusted to include a new project for improvement of internet access and technology in grades six, seven, and eight. Such project shall be targeted to public schools, which have not yet received full or Phase I modernizations, and, therefore, where such improvements have not been made. Funding for such project is as provided in Title XX. of the "Fiscal Year 2010 Balanced Budget support Emergency Act of 2010".

(b) The sub-projects within this category shall include:

(A) Stuart Hobson Middle School Intelligent Technology and Arts Demonstration at \$1.277 million;

(B) Middle School Intelligent Technology and Arts Improvements at \$3.8 million;

and

(C) Such other projects and funds as are provided in this or subsequent Acts.

Section 707. Modifications to Office of Public Education Facility Modernization Capital Projects

(a) Fiscal Year 2010 capital budget authority is realigned for the following public school facility projects to remain consistent with bond authorizations for the agency and to include new federal funds, changes to funding in the fiscal year 2010 capital budget, and estimate and other modifications:

| Project No | Project Title | Impl Agy | Budget Scenario | Fund Detail | FY 2010 Allotment | FY 2011 |
|-------------------|---------------------------------------------------|-----------------|-----------------------------------|--------------------|--------------------------|--------------------|
| YY131C | HIGH SCHOOL MODERNIZATION | GM0 | FY 2010 CIP | 0300 | 84,427,000 | 136,709,000 |
| | | | Mayor's Changes | | 0 | 4,139,000 |
| | | | Proposed Budget w/ Changes | | 89,398,000 | 122,630,000 |
| YY132C | ELEMENTARY/ MIDDLE SCHOOLS MODERNIZATION | GM0 | FY 2010 CIP | 0300 | 43,353,000 | 29,937,000 |
| | | | Mayor's Changes | | | 0 |
| | | | Proposed Budget w/ Changes | | 57,406,000 | 49,151,000 |
| YY133C | SELECTIVE ADDITIONS & NEW CONSTRUCTION | GM0 | FY 2010 CIP | 0300 | 35,098,000 | 20,238,000 |
| | | | Mayor's Changes | | | 0 |
| | | | Proposed Budget w/ Changes | | 35,058,000 | 23,144,000 |

TITLE VIII. ANACOSTIA RIVER CLEAN UP AND PROTECTION CLARIFICATION

Sec. 801. Short title.

This subtitle may be cited as the “Anacostia River Clean Up and Protection Clarification Amendment Act of 2010”.

Sec. 802. Section 6(c) of the Anacostia River Clean Up and Protection Act of 2009, effective September 23, 2009 (D.C. Law 18-55; D.C. Official Code § 8-102.05(c)), is amended to read as follows:

“(c)(1) The Fund shall not be used to supplant funds appropriated as part of an approved annual budget for Anacostia River cleaning activities.

“(2) The Fund shall not be used to fund street sweeping activities.”.

TITLE VIV. STORM WATER PERMIT COMPLIANCE FUND CLARIFICATION

Sec. 901. Short title.

This subtitle may be cited as the “Storm Water Permit Compliance Fund Clarification Amendment Act of 2010”.

Sec. 902. Section 152(e) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(e)), is amended to read as follows:

“(e) Monies shall not be disbursed from the Enterprise Fund for costs associated with:

“(1) Stormwater management activities carried out prior to April 20, 2000, including street sweeping, except to the extent those activities were enhanced, and their costs increased to comply with the terms of the Stormwater Permit; or

“(2) Stormwater management activities otherwise required by law or regulation, unless specifically permitted by the Director.”.

TITLE X. MEDICAID BENEFITS PROTECTION ACT

Sec. 1001. Short title.

This subtitle may be cited as the “Medicaid Benefits Protection Amendment Act of 2010”.

Sec. 1002. Section 2 of the Medicaid Benefits Protection Act of 1994, effective March 14, 1995 (D.C. Law 10-202; D.C. Official Code § 1-307.41), is amended to read as follows:

(a) Subsection (e) is amended to read as follows:

“(e) As a condition of doing business in the District:

“(1) An insurer shall not impose requirements on a District of Columbia agency that has been assigned the rights of an individual eligible for medical assistance under the District State Medicaid Plan and covered for health benefits from the insurer that are different from requirements applicable to an agent or assignee of any other individual so covered.

“(2) An insurer shall:

“(A) Accept the District’s right of recovery and the assignment to the District of any right of an individual or other entity to payment from the insurer for an item or service for which payment has been made under the District State Medicaid Plan;

“(B) Respond to any inquiry by the District, or its agent, regarding a claim for payment for a health care item or service that the District submits within 3 years after the date that the health care item or service was provided; and

“(C) Not deny a claim submitted by the District because of the date of submission of the claim, the type or format of the claim form, or for failure to present proper documentation at the point-of-sale that is the basis of the claim, provided that:

“(i) The District submits the claim within the 3-year period beginning on the date of which the item or service was furnished; and

“(ii) The District commences an action to enforce its right with respect to the claim within 6 years of submitting the claim; and

“(D) Upon the request of the Mayor, in a manner prescribed by the Mayor, provide coverage, eligibility, and paid claims data to the District, or its agent, to determine the period that individuals who received, or were eligible for, health care assistance were, or could have been, covered by an insurer and the nature of the coverage that is being, or was, provided by the health insurer. The data to be provided shall include:

“(i) Each individual’s:

“(I) Name;

“(II) Address; and

“(III) Plan identification number; and

“(ii) Any other information prescribed by the Mayor.”.

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

“(f) For the purposes of this section, the term “insurer” includes a self-insured plan, a group health plan, as defined in section 607(1) of the Employee Retirement Income Security Act of 1974, approved April 7, 1986 (100 Stat. 231; 29 U.S.C. 1167(1)), a service benefit plan, a managed care organization, a pharmacy benefit manager, or other party that is, by statute, contract, or agreement, legally responsible for payment of a claim for all or part of a health care item or service.”.

TITLE XI. HOSPITAL REVENUE ASSESSMENT

Sec. 1101. Short title.

This subtitle may be cited as the “Hospital Assessment Act of 2010”.

Sec. 1102. Definitions.

For the purposes of this act, the term:

(1) "Hospital" has the same meaning as set forth in section 2(a)(1) of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but excludes St. Elizabeths Hospital and any hospital operated by the federal government.

(2) "Medicaid" means the medical assistance programs authorized by title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 et seq.), and by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and administered by the Department of Health Care Finance.

Sec. 1103. Hospital Fund.

(a) There is established as a non-lapsing fund the Hospital Fund, which shall be used solely to fund District State Medicaid services.

(b) There shall be deposited into the Hospital Fund:

- (1) Assessments collected under this act;
- (2) Interest and penalties collected under this act;
- (3) Matching federal funds on assessments; and
- (4) Other amounts collected under this act.

(c) All funds deposited in the Hospital Fund, and any interest earned on those funds, 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, but shall be continually available for the purpose set forth in subsection (a) of this section without regard to fiscal year limitation, subject to authorization by Congress.

Sec. 1104. Assessments on hospitals.

(a) Each hospital in the District of Columbia shall pay to the Mayor an annual assessment as follows:

(1) For fiscal year 2010, \$500 per licensed bed, which shall be paid by September 1, 2010, and which shall be deposited in Medical Liability Captive Trust Fund, established by section 12 of 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 ' 1-307.91), to be used for the purposes of this fund; and

(2) For fiscal years 2011 through 2014, \$1,500 per licensed bed, which shall be paid based on a schedule determined by the Mayor and which shall be deposited in the Hospital Fund, established by section 5XXX to be used for the purpose of this fund.

(b) The Chief Financial Officer may determine the manner in which payments are to be made under this act, including whether payments owed by each hospital pursuant to subsection (a) of this section shall be paid electronically.

Sec. 1105. Interest and penalties.

(a) If a hospital fails to pay the full amount of an assessment by the date required by this act, or by rules issued pursuant to this act, the hospital shall pay, in addition to the required assessment:

(1) Interest at the rate of 1.5% of the assessment per month or any fraction thereof, which shall be added to the unpaid balance.

(2) An administrative penalty of 10% of the assessment.

(b) The District of Columbia shall have a lien upon a hospital's real and personal property located in the District of Columbia for any assessments, interest, or administrative penalties that are due under this act, or rules issued pursuant to this act.

(c) An action brought to enforce the provisions of this section shall be brought in the Superior Court of the District of Columbia by the Attorney General for the District of Columbia in the name of the District of Columbia.

Sec. 1106. Appeals.

(a) A hospital may contest the amount of an assessment, including any interest or administrative penalties, imposed under this act, or by rules issued pursuant to this act, by filing a notice of appeal with the Office of Administrative Hearings within 60 days after the date of the notice of a determination or redetermination of an assessment based on an audit of information.

(b) The Office of Administrative Hearings shall conduct a hearing on the appeal filed under subsection (a) of this section subject to the provisions of 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.), governing adjudication of contested cases, and pursuant to the rules of the Office of Administrative Hearings.

(c) Before filing an appeal pursuant to subsection (a) of this section, the hospital shall pay to the Mayor the assessment and any administrative penalties and interest due on the assessment. The filing of a notice of appeal shall not act as a stay on the requirement to pay payment of the assessment, interest, and administrative penalties.

Sec. 1107. Federal determinations; suspension and termination of assessment.

(a) If the federal government determines that an assessment imposed on a hospital pursuant to this act does not satisfy the requirements for federal financial participation set forth in section 1903(w) of the Social Security Act, approved July 30, 1965 (70 Stat. 349; 42 U.S.C. § 1396b(w)), the determination shall not affect the validity, amount, applicable rate, or any other terms of an assessment on other hospitals imposed by this act.

(b) If the federal government determines that an exclusion for hospitals specified under this act would prevent an assessment imposed by this act from qualifying as a broad-based health care related tax, as that term is defined in section 1903(w)(3)(B) of the Social Security Act, approved July 30, 1965 (79 Stat. 349; 42 U.S.C. § 1396b(w)(3)(B)), the exclusion shall not be made.

Sec. 1108. 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 act.

Sec. 1109.

This act shall expire no later than September 30, 2014.

TITLE XII. PHARMACEUTICAL MARKETING COSTS REPORT

Sec. 1201. Short title.

This subtitle may be cited as the "Prescription Drug Marketing Costs Amendment Act of 2010".

Sec. 1202. Section 1800.6 of Title 22 of the District of Columbia Municipal Regulations (22 DCMR ' 1800.6) is amended by striking the phrase "two thousand five hundred dollars (\$2,500)" and inserting the phrase "five thousand dollars (\$5,000)" in its place.

TITLE XIII. IDIQ CONTRACTS

Sec. 1301. Short title.

This subtitle may be cited as the "Unauthorized Option Contract Prohibition Emergency Act of 2010".

Sec. 1302. No fiscal year 2010 funds may be expended on any indefinite-delivery indefinite-quantity option contract for construction services that has task orders over \$1 million that have not been submitted to and approved by the Council.

TITLE XIV. DOMESTIC VIOLENCE FATALITY REVIEW BOARD

Sec. 1401. Short title.

This subtitle may be cited as the "Domestic Violence Fatality Review Board Sunset Emergency Act of 2010".

Sec. 1402. Section 16-1059 of the District of Columbia Official Code is amended by striking the number "7" and inserting the number "10" in its place.

TITLE XV. UNIVERSITY OF THE DISTRICT OF COLUMBIA EXPANSION

Sec. 1501. Short title.

This subtitle may be cited as the "University of the District of Columbia Expansion Act of 2010".

Sec. 1502. The University of the District of Columbia shall have exclusive use of the closed Patricia R. Harris Educational Center School building and site located at 4600 Livingston Road, Southeast, in Ward 8, to expand upon its collegiate mission and Workforce Development and Lifelong Learning Program by continuing to provide Vocational Education and Community College of the District of Columbia courses.

TITLE XVI. GENERAL PROVISIONS

Sec. 1601. Applicability date.

Except as otherwise provided in this act, this act shall apply as of June 1, 2010.

Sec. 1602. Fiscal impact statement.

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

Sec. 1603. 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. 813; D.C. Official Code § 1-204.12(a)).