

# ENROLLMENT(S)



(5)

AN ACT

D.C. ACT 11-279

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 28, 1996

Codification  
District of  
Columbia  
Code  
1997 Supp.

To amend the District of Columbia Public Assistance Act of 1982 to reduce the payment level for AFDC and GPA recipients by 1%; to amend the Emergency Assistance Program Act of 1988 to eliminate the Emergency Assistance Program; to amend the District of Columbia Fire Department Operations Act of 1976 to authorize the Fire and Emergency Medical Services Department to rotate up to 8 fire companies on a daily basis; to effect the merger of the University of the District of Columbia and the District of Columbia School of Law; to make conforming amendments to the District of Columbia Government Comprehensive Merit Personnel Act of 1978; to amend the District of Columbia Economic Development Finance Corporation Act of 1984 to change the audit review from an annual to a biennial basis; to amend the Boxing and Wrestling Commission Act to change the audit review for the commission from an annual to a biennial basis; to amend An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes to change the audit review for the Office of Peoples Counsel and the Public Service Commission from an annual to a biennial basis.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 1996 Budget Support Act of 1996".

TITLE I. HUMAN SERVICES.

Sec. 101. The District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Code § 3-201.1 *et seq.*), is amended as follows:

(a) Section 552 (D.C. Code § 3-205.52) is amended as follows:

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

"(c) The standards of assistance are set forth in the following table and include basic costs of food, clothing, shelter, household and personal items, certain transportation costs, and life insurance when paid by the Mayor:

Section  
3-205.52

**ENROLLED ORIGINAL**

**"STANDARDS OF ASSISTANCE**

Family Size	Standard of Assistance	Payment Level
1	\$ 450.00	262.00
2	560.00	326.00
3	712.00	415.00
4	870.00	507.00
5	1,002.00	585.00
6	1,178.00	688.00
7	1,352.00	789.00
8	1,494.00	872.00
9	1,642.00	958.00
10	1,786.00	1,042.00
11	1,884.00	1,099.00
12	2,024.00	1,182.00
13	2,116.00	1,235.00
14	2,232.00	1,302.00
15	2,316.00	1,352.00
16	2,432.00	1,419.00
17	2,668.00	1,558.00
18	2,730.00	1,593.00
19	2,786.00	1,626.00".

(2) Subsection (d) is amended by striking the date "December 1, 1994" and inserting the date "May 31, 1996" in its place.

(b) Section 1402 (D.C. Code § 3-214.2) is repealed.

Section  
3-214.2

(c) Section 1403 (D.C. Code § 3-214.3) is amended to read as follows:

Section  
3-214.3

"Sec. 1403. Funeral expenses - payment permitted.

"The Mayor, pursuant to section 1404, may provide for the payment of federal and burial expenses of children in foster care and persons committed to the Youth Services Administration, Department of Human Services."

(d) Section 1404 (D.C. Code § 3-214.4) is amended to read as follows:

Section  
3-214.4

"Sec. 1404. Funeral allowance.

"The family of the deceased may choose a funeral director or establishment to provide a funeral service from a list of forms that have signed agreements with the Mayor to provide such services. The Mayor shall pay a maximum of \$450.00 for a complete funeral service including the burial plot."

**ENROLLED ORIGINAL**

Sec. 102. The Emergency Assistance Program Act of 1988, effective March 16, 1989 (D.C. Law 7-221; D.C. Code § 3-1001 *et seq.*), is amended by adding a new section 31a to read as follows:

**New Section  
3-1030.1**

"Sec. 31a. No creation of an entitlement.

"(a) Nothing in this act shall be construed to create an entitlement in any person seeking emergency assistance service.

"(b) The provision of emergency assistance in accordance with this act shall be limited to funding appropriated for the emergency assistance program."

**TITLE II. FIRE COMPANY ROTATIONS.**

Sec. 201 Pursuant to the District of Columbia Fire Department Operations Act of 1976, effective April 6, 1977 (D.C. Law 1-111; D.C. Code § 4-301), the Council approves the change in the Fire and Emergency Medical Services Department to allow it to rotate the closing of no more than 8 companies on a daily basis.

**Note, Section  
4-301**

**TITLE III. MERGER OF UDC AND SCHOOL OF LAW.**

Sec. 301. The District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1423; D.C. Code § 31-1501 *et seq.*) ("Act"), is amended as follows:

(a) Section 103 (D.C. Code § 31-1502) is amended by adding new paragraphs (12) and (13) to read as follows:

**Section  
31-1502**

"(12) The term "University of the District of Columbia School of Law" ("School of Law") means the institution that had been established under section 503(b) as the District of Columbia School of Law. Any reference to a degree holder of the School of Law shall include any person who received a degree from the Antioch School of Law during the period when it was operated as a part of the Antioch University, as well as any person who received a degree after the establishment of the public School of Law under section 503 and persons who receive a degree from the University of the District of Columbia School of Law.

"(13) "State" means any of the 50 states of the United States in addition to the District of Columbia, Puerto Rico, and the Virgin Islands of the United States."

(b) Section 201(k) (D.C. Code § 31-1511(k)) is amended by striking the phrase "or a member of the Board of Governors of the District of Columbia School of Law" from the first sentence.

**Section  
31-1511**

(c) Section 206 (D.C. Code § 31-1516) is amended as follows:

**Section  
31-1516**

(1) Paragraph (6) is amended to read as follows:

"(6) Enter into negotiations and binding contracts pursuant to regulations adopted by the Trustees; provided, that such rules and regulations are not inconsistent with policies embodied in District-wide contracting and procurement rules and regulations; provided, further, that all such rules and regulations are adopted by the Board in accordance with section 6(a) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat.

**ENROLLED ORIGINAL**

1206; D.C. Code §1-1506(a));".

(2) Paragraph (9) is amended to read as follows:

"(9) Deposit all revenues and receipts of any nature whatsoever derived from tuition and fees received from students with the District of Columbia Treasurer under regulations established by the Mayor, which revenues shall be accounted for in the Municipal University Fund as a separate revenue source allocated to provide authority for such University purposes as the Board of Trustees may approve.

(d) A new section 211 is added to read as follows:

"Sec. 211. Transfer of powers of Board of Governors.

"(a) All functions, powers, and duties of the Board of Governors of the District of Columbia School of Law established by section 503(a) shall be vested in and exercised by the Trustees. The District of Columbia School of Law shall be merged with and become a component of the University of the District of Columbia, as a single independent agency of the District of Columbia under the authority and jurisdiction of the Trustees.

"(b) All employees, property (real and personal), and unexpended balances (available or to be made available) of appropriations, allocations, and all other funds and assets and liabilities of the Board of Governors are transferred to the Trustees. All rules, orders, obligations, determinations, and any other understandings of the Board of Governors shall remain in effect until such time as they may be lawfully amended, modified, or repealed by the Trustees. Thereafter, any reference in any law, rule, regulation, or other document of the United States or the District of Columbia to the Board of Governors shall be deemed to be a reference to the Trustees, and any reference in any law, rule, regulation, or other document of the United States or the District of Columbia to the District of Columbia School of Law shall be deemed to be a reference to the University of the District of Columbia School of Law.

"(c) The Trustees shall be bound by the terms of the Merger Agreement between the University of the District of Columbia and the District of Columbia School of Law, signed November 6, 1995."

(e) Section 403 (D.C. Code § 31-1533) is amended as follows:

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

"(b-1) The Trustees shall establish in 1 or more financial institutions in the District of Columbia a District of Columbia School of Law Fund ("Fund"). There shall be deposited in the Fund all gifts and contributions in whatever form, funds received for services rendered by the School of Law, other than tuition, and all monies dedicated to the support of the School of Law not included in the annual operating and capital improvement funds appropriated for the University by Congress. Subject to the applicable laws relating to the appropriation of District funds, the Trustees are authorized to administer the Fund in whatever manner the Trustees may deem wise and prudent, provided that the administration is lawful, in accordance with the fiduciary responsibilities of the Trustees, and does not impose any financial burden on the District of Columbia."

**New Section  
31-1520**

**Section  
31-1533**

ENROLLED ORIGINAL

(2) Subsection (c) is amended by striking the word "fund" in the first sentence and inserting in the word "funds" in its place.

(f) A new section 407 is added to read as follows:

New Section  
31-1537

"Sec. 407. Within 90 days of the effective date of the Fiscal Year 1996 Budget Support Act of 1996, the Trustees will consider and adopt uniform rules applicable to students of the University, including the School of Law, setting forth the requirements for preferential tuition rates for bona fide residents of the District of Columbia and requirements for recognition of changes in residency status."

(g) Section 502 (D.C. Code § 31-1542) is repealed.

Sections  
31-1542,  
31-1543,

(h) Section 503 (D.C. Code § 31-1543) is repealed.

(i) Section 504 (D.C. Code § 31-1544) is repealed.

31-1544,  
31-1545,

(j) Section 505 (D.C. Code § 31-1545) is repealed.

(k) Section 506 (D.C. Code § 31-1546) is repealed.

31-1546,  
31-1547,

(l) Section 507 (D.C. Code § 31-1547) is repealed.

(m) Section 508 (D.C. Code § 31-1548) is repealed.

31-1548,

(n) Section 510 (D.C. Code § 31-1550) is amended by striking the phrase "Board of Governors" wherever it appears and inserting the phrase "Board of Trustees" in its place.

31-1550,

(o) Section 513 (D.C. Code § 31-1553) is repealed.

31-1553

Sec. 302. Conforming amendments.

The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 2, 1979 (D.C. Law 2-139; D.C. Code § 1-601.1 *et seq.*), is amended as follows:

(a) Section 202(4) (D.C. Code § 1-602.2(4)) is amended as follows:

Section  
1-602.2

(1) By striking the phrase "the Board of Governors of the School of Law,"; and

(2) By striking the comma after the word "Education".

(b) Section 203 (D.C. Code § 1-602.3) is amended as follows:

Section  
1-602.3

(1) The heading is amended as follows:

Law," and  
(A) By striking the phrase "the Board of Governors of the School of

(B) By striking the comma after the word "Education".

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

Law," and  
(A) By striking the phrase "the Board of Governors of the School of

(B) By striking the comma after the word "Education".

(3) Subsection (b) is amended by striking the phrase "the Board of Governors of the School of Law and" wherever it occurs.

(c) Section 301 (D.C. Code § 1-603.1) is amended as follows:

Section  
1-603.1

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

Law,";  
(A) By striking the phrase "the Board of Governors of the School of

ENROLLED ORIGINAL

- (B) By striking the comma after the word "Education".
- (2) Paragraph (13) is amended by striking the phrase "the Board of Governors of the School of Law,".
- (d) Section 403 (D.C. Code § 1-604.3) is amended as follows: Section 1-604.3
  - (1) The heading is amended as follows:
    - (A) By striking the phrase "the Board of Governors of the School of Law,"; and
    - (B) By striking the comma after the word "Education"; and
  - (2) The existing language is amended as follows:
    - (A) By striking the phrase "Board of Governors of the School of Law, the"; and
    - (B) By striking the comma after the word "Education".
- (e) Section 404 (D.C. Code § 1-604.4) is amended as follows: Section 1-604.4
  - (1) Subsection (b) is amended as follows:
    - (A) By striking the phrase "Board of Governors of the School of Law, the"; and
    - (B) By striking the comma after the word "Education".
  - (2) Subsection (c)(3) is repealed.
  - (3) Subsection (d) is amended as follows:
    - (A) By striking the phrase "Board of Governors of the School of Law, the"; and
    - (B) By striking the comma after the word "Education".
- (f) Section 406(b)(13) (D.C. Code § 1-604.6(b)(13)) is repealed. Section 1-604.6
- (g) Section 801A (D.C. Code § 1-609.1) is amended as follows: Section 1-609.1
  - (1) Subsection (a) is amended by striking the phrase "the Board of Governors of the School of Law shall, for educational employees of the School of Law,".
  - (2) Subsection (b)(3) is repealed. Section 1-610.3
- (h) Section 903(a)(8) (D.C. Code § 1-610.3(a)(8)) is repealed. Section 1-610.4
- (i) Section 904(d) (D.C. Code § 1-610.4(4)) is amended as follows:
  - (1) By striking the phrase "of the Board of Governors of the School of Law,"; and
  - (2) By striking the comma after the word "Education".
- (j) Section 1101(c) (D.C. Code § 1-612.1(c)) is amended as follows: Section 1-612.1
  - (1) By striking the phrase "the Board of Governors of the School of Law,"; and
  - (2) By striking the comma after the word "Education". Section 1-612.2
- (k) Section 1102(b) (D.C. Code § 1-612.2(b)) is amended as follows:
  - (1) By striking the phrase "the Board of Governors of the School of Law,"; and
  - (2) By striking the comma after the word "Education".
- (l) Section 1104(a) (D.C. Code § 1-612.4(a)) is amended as follows: Section 1-612.4
  - (1) By striking the phrase "the Board of Governors of the School of Law,";
  - (2) By striking the comma after the word "Education" in the first sentence;

**ENROLLED ORIGINAL**

(3) By striking the phrase "the Board of Governors of the District of Columbia School of Law,"; and

(4) By striking the comma after the word "Education".

(m) Section 1105(a) (D.C. Code § 1-612.5(a)) is amended as follows:

**Section  
1-612.5**

(1) By striking the phrase "the Board of Governors of the School of Law,"; and

(2) By striking the comma after the word "Education".

(n) Section 1111 (D.C. Code § 1-612.11) is amended as follows:

**Section  
1-612.11**

(1) Subsection (b) is amended by striking the phrase "the Board of Governors of the School of Law shall, for educational employees of the School of Law,".

(2) Subsection (i)(10) and (11) is repealed.

(o) Section 1201(a) (D.C. Code § 1-613.1(a)(2)) is amended by striking the phrase "the Board of Governors of the School of Law,".

**Section  
1-613.1**

(p) Section 1202(f) (D.C. Code § 1-613.2(f)) is amended by striking the phrase "and the Board of Governors of the School of Law".

**Section  
1-613.2**

(q) Section 1203(a)(1) (D.C. Code § 1-613.3(a)(1)) is amended as follows:

**Section  
1-613.3**

(1) By striking the comma after the word "Education" and inserting the word "or" in its place; and

(2) By striking the phrase "or Board of Governors of the School of Law".

(r) Section 1401(D.C. Code § 1-615.1) is amended by striking the phrase ", Board of Governors of the School of Law,".

**Section  
1-615.1**

(s) Section 1601(a) (D.C. Code § 1-617.1(a)) is amended by striking the phrase ", the Board of Governors of the School of Law,".

**Section  
1-617.1**

(t) Section 1602(a) (D.C. Code § 1-617.2(a)) is amended by striking the phrase ", the Board of Governors of the School of Law,".

**Section  
1-617.2**

(u) Section 1715(a) (D.C. Code § 1-618.15(a)) is amended as follows:

**Section  
1-618.15**

(1) By striking the comma after the word "Education" and inserting the word "or" in its place; and

(2) By striking the phrase "or the Board of Governors of the School of Law".

(v) Section 1716(a) (D.C. Code § 1-618.16(a)) is amended by striking the phrase "the Board of Governors of the School of Law for its educational employees,".

**Section  
1-618.16**

(w) Section 1113 (D.C. Code § 1-618.17) is amended by striking the phrase "the Board of Governors of the School of Law, " wherever it occurs.

**Section  
1-618.17**

(x) Section 1801(b) (D.C. Code § 1-619.1(b)) is amended by striking the phrase "the Board of Governors of the School of Law,".

**Section  
1-619.1**

(y) Section 1803(a) (D.C. Code § 1-619.3(a)) is amended by striking the phrase "the Board of Governors of the School of Law,".

**Section  
1-619.3**

(z) Section 2801 (D.C. Code § 1-629.1) is amended by striking the phrase "the Board of Governors of the School of Law,".

**Section  
1-629.1**



**ENROLLED ORIGINAL**

**TITLE IV. BIENNIAL AUDITS.**

Sec. 401. Section 11(a) of the District of Columbia Economic Development Finance Corporation Act of 1984, effective June 29, 1984 (D.C. Law 5-89; D.C. Code § 1-2220(a)), is amended by striking the word "annually" and inserting the phrase "on a biennial basis" in its place.

**Section  
1-2220**

Sec. 402. Section 8(f) of the Boxing and Wrestling Commission Act, effective October 8, 1975 (D.C. Law 1-20; D.C. Code § 2-607(f)), is amended by striking the phrase "an annual" and inserting the phrase "a biennial" in its place.

**Section  
2-607**

Sec. 403. Paragraph 42(a)(6) of section 8 of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes, approved March 4, 1913 (37 Stat. 984; D.C. Code § 43-612(a)(6)), is amended as follows:

**Section  
43-612**

- (a) By striking the phrase "for the previous fiscal year"; and
- (b) By striking the phrase "by January 1 of the succeeding fiscal year" and inserting the phrase "on a biennial basis" in its place.

**TITLE V. MODIFIED REDUCTION IN FORCE TECHNICAL AMENDMENT.**

Sec. 501. Section 2406(l) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 5, 1996 (D.C. Law 11-198; D.C. Code § 1-625.1(l)), is amended by striking the phrase "September 1, 1996" and inserting the phrase "August 30, 1996" in its place.

**Section  
1-625.1**

**TITLE VI. FISCAL IMPACT.**

Sec. 601. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(3)).


**TITLE VII. EFFECTIVE DATE.**

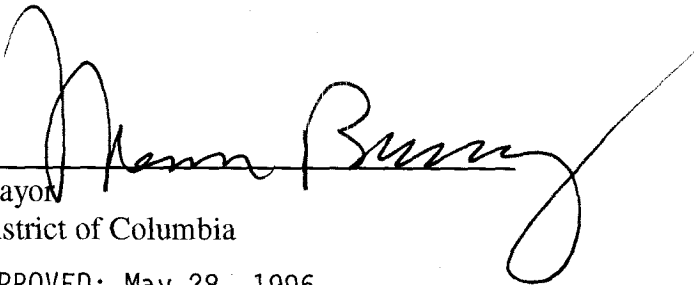
Sec. 701. Effective date.

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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Authority Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), and a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and

**ENROLLED ORIGINAL**

publication in the District of Columbia Register.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED: May 28, 1996



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD ELEVEN

RECORD OF OFFICIAL COUNCIL VOTE

B11-655

Docket No. \_\_\_\_\_

ITEM ON CONSENT CALENDAR

ACTION & DATE ADOPTED FIRST READING, 4-2-96

VOICE VOTE APPROVED  
 RECORDED VOTE ON REQUEST

ABSENT ALL PRESENT

ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

May 10, 1996  
Date

ITEM ON CONSENT CALENDAR

ACTION & DATE ADOPTED FINAL READING, 5-7-96

VOICE VOTE APPROVED, THOMAS VOTED NO  
 RECORDED VOTE ON REQUEST

ABSENT LIGHTFOOT AND BRAZIL

ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X indicates no

AB-Absent

NV-Present not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

May 10, 1996  
Date

ITEM ON CONSENT CALENDAR

ACTION & DATE \_\_\_\_\_

VOICE VOTE \_\_\_\_\_  
 RECORDED VOTE ON REQUEST

ABSENT \_\_\_\_\_

ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

\_\_\_\_\_  
Secretary to the Council

\_\_\_\_\_  
Date