

ENROLLED ORIGINAL

AN ACT

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on a temporary basis, the Draft Master Plan for Public Reservation 13 Approval Act of 2002 to provide that Reservation 13 Benefit Area funds may be used to fund infrastructure improvements related to proposed developments within the Reservation 13 Benefit Area and to provide health care to the uninsured residents of the District.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Draft Master Plan for Public Reservation 13 Temporary Amendment Act of 2003".

Sec. 2. The Draft Master Plan for Public Reservation 13 Approval Act of 2002, vetoed by the Mayor on December 23, 2002, and overridden by the Council on January 7, 2003 (Enrolled version of Bill 14-648), is amended as follows:

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

"Sec. 4. Establishment of Reservation 13 Benefit Area.

**Note, New
§ 10-1503**

"There is established a Reservation 13 Benefit Area ("R13BA"), which shall be comprised of the 67 acres of land historically known as Reservation 13."

(b) Section 5 is amended to read as follows:

"Sec. 5. Establishment of special taxing district.

**Note, New
§ 10-1504**

"(a) The R13BA shall be a special taxing district.

"(b) All sales tax revenues generated from commercial enterprises within the R13BA, all taxes on any real property, except for the real property special tax set aside to pay debt service on general obligation bonds issued by the District of Columbia, and all payments made in lieu of taxes on any real property, which is exempt or immune from real property taxation that is leased, loaned, or otherwise made available to any person in connection with a commercial enterprise or as a residence in an amount equivalent to the tax that would be lawfully assessed if the real property were not exempt or immune from real property taxation, that are collected within the R13BA shall be applied in the following order:

"(1) To fund infrastructure improvements related to a proposed development;
and

"(2) To be deposited in the Tobacco Settlement Trust Fund, established by the

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Tobacco Settlement Trust Fund Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 7-1811.01) ("Tobacco Settlement Trust Fund") into a dedicated R13BA Health Care account to be used for the purpose of providing health care to the uninsured residents of the District."

(c) Section 6 is amended to read follows:

**Note, New
§ 10-1505**

"Sec. 6. Allocation of R13BA property sales and lease proceeds.

"The proceeds from the lease or sale of any property in the R13BA, which includes all structures of a permanent character erected on or affixed to, any natural resources located on or under, all riparian rights attached to, or any air space located above or below the property or any street or alley, owned, controlled, or administered by the District, shall be applied in the following order:

"(1) To fund infrastructure improvements related to a proposed development;
and

"(2) To be deposited in the Tobacco Settlement Trust Fund into a dedicated R13BA Health Care account to be used for the purpose of providing health care to the uninsured residents of the District."

(d) Section 7(b) is amended as follows:

**Note,
§ 7-1811.01**

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

(A) Strike the phrase "Hospital account or R13BA Health Care account (collectively, "R13BA funds")" and insert the phrase "Health Care account ("R13BA fund")", in its place.

(B) Strike the phrase "passed on 2nd reading on December 3, 2002" and insert the phrase "vetoed by the Mayor on December 23, 2002, and overridden by the Council on January 7, 2003" in its place.

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

"(2) Section 2302b (D. C. Law 13-172; D.C. Official Code §7 -1811.03) is amended by adding a subsection (c) to read as follows:

**Note,
§ 7-1811.03**

""(c) The R13BA fund, including all accrued interest, shall be used as follows:

" "(1) To fund infrastructure improvements related to a proposed development within the R13BA;

""(2) To provide health care to the uninsured residents of the District; and

""(3) For administrative support in the provision of health care to the uninsured."

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report for Bill 14-648 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)).

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Sec. 4. Effective date.

(a) 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia