

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

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To amend the District of Columbia School Reform Act of 1995 to require that an existing tenant that is a public charter school in good standing or an organization providing educational or youth services under contract with the District government that has been a tenant since 2004 and is in good standing be given the right of first offer with regard to the purchase, lease, transfer, or use of a facility or property, and to clarify that nothing in the legislation shall be construed to deem the subject facility or property surplus or to authorize the Mayor to dispose of the subject facility or property.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia School Reform Property Disposition Clarification Amendment Act of 2008".

Sec. 2. Section 2209(b)(1)(A) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.09(b)(1)(A)), is amended as follows:

Note,
§ 38-1802.09

(a) Designate the existing text as sub-subparagraph (i).

(b) The newly designated sub-subparagraph (i) is amended by striking the phrase "this paragraph." and inserting the phrase "this paragraph; provided, that the right of first offer shall be offered to an existing tenant that is:

"(I)(aa) A public charter school that has occupied all, or substantially all, of the facility or property; or

"(bb) An organization providing educational or youth services under contract with the District government that has been a tenant of the facility or property and has occupied all, or substantially all, of the facility or property since on or before December 1, 2004; and

"(II) In good standing on its existing lease agreement." in its place.

(c) A new sub-subparagraph (ii) is added to read as follows:

"(ii) Nothing in sub-subparagraph (i) of this subparagraph shall be construed to deem a facility or property to be surplus or to authorize the Mayor to dispose of

a facility or property.”.

Sec. 3. 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 Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. 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), 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.

Chairman
Council of the District of Columbia

Mayor
District of Columbia