AN ACT

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend the Workforce Housing Production Program Approval Act of 2006 to remove
the requirement that the Mayor issue rules to implement the act and provide that
the Mayor may issue rules to implement the act, to require the land trust to submit
annual reports on the status of the workforce housing pilot program, and to grant
authority to the Mayor to transfer moneys to the workforce housing pilot program
from the Housing Production Trust Fund and the industrial revenue bond special
account; and to amend the Housing Production Trust Fund Act of 1988 to
authorize the expenditure of $4 million in accordance with the Workforce Housing
Production Program Approval Act of 2006.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Workforce Housing Production Program Amendment
Act of 2008".

Sec. 2. The Workforce Housing Production Program Approval Act of 2006,
effective March 14, 2007 (D.C. Law 16-278; D.C. Official Code § 6-1061.01 *et seq.*), is
amended as follows:

(a) Section 102 (D.C. Official Code § 6-1061.02) is amended as follows:

*Amend
§ 6-1061.02*

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

"(g) 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 title.".

(2) Subsection (h) is amended by striking the sentence "Within one year after the effective
date of this title, the Mayor shall submit a report to the Council on the status of the
workforce housing pilot program." and inserting the sentence "Within 60 days after the
close of each fiscal year, as established by the land trust, the land trust shall submit a
report to the Mayor and the Council on the status of the workforce housing pilot program

and the Housing Production Trust Fund, established pursuant to section 3 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802) ." in its place.   (b) A new section 104 is added to read as follows:

"Sec. 104. Authority to transfer moneys from the Housing Production Trust Fund and the industrial revenue bond special account.

"(a) The Mayor may make a one-time transfer of $4 million from the Housing Production Trust Fund to such accounts or sub-accounts as may be established pursuant to the trust agreement to be entered into pursuant to section 102(e).

"(b)(1) The Mayor may make a one-time transfer of $1 million from the industrial revenue bond special account established under D.C. Official Code § 47-131(c)(4) to such accounts or sub-accounts as may be established pursuant to the trust agreement to be entered into pursuant to section 102(e). The funds transferred pursuant to this subsection may be used to assist eligible households whose annual incomes do not exceed 120% of the area median income.

"(2) For the purposes of this subsection, the terms "area median income" and "eligible households" shall have the same meanings as provided in section 2 of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801).".

Sec. 3 The Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*), is amended as follows:

> Amend
> § 42-2801

(a) Section 2 (D.C. Official Code § 42-2801) is amended as follows:

(1) A new paragraph (2A) is added to read as follows:

"(2A) "Eligible household" means a household that, at the time of its purchase of a qualified housing unit, had total annual income at or below 120% of the area median income; provided, that the annual incomes of eligible households assisted through an allocation of proceeds from the Housing Production Trust Fund shall not exceed 80% of the area median income.".

(2) A new paragraph (5A) is added to read as follows:

"(5A) "Land Trust Plan" means the District of Columbia Workforce Housing Land Trust Design and Implementation Plan, as amended and approved by the Workforce Housing Production Program Approval Act.".

(3) New paragraphs (11) and (12) are added to read as follows:

"(11) "Workforce Housing Land Trust" means the tax-exempt organization selected by the Deputy Mayor for Planning and Economic Development to administer the pilot program pursuant to section 102(b) of the Workforce Housing Production Program Approval Act.

> Amend
> § 42-2802

"(12) "Workforce Housing Production Program Approval Act" means the

Workforce Housing Production Program Approval Act of 2006, effective March 14, 2007 (D.C. Law 16-278; D.C. Official Code § 6-1061.01 *et seq*.).".

(b) Section 3 (D.C. Official Code § 42-2802) is amended by adding a new subsection (b-3) to read as follows:

"(b-3) Notwithstanding any other provision of this act or any other law to the contrary, $4 million of the funds deposited into the Fund may be made available by the Mayor to the Workforce Housing Land Trust. The uses of the funds shall be governed exclusively by the provisions of the Land Trust Plan and the requirements of the Workforce Housing Production Program Approval Act.".

Sec. 4. 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. 5. 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