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COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 9-136

"District of Columbia Procurement Practices Act of 1985 Council Contract Approval Procedures Amendment Act of 1992".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 9-312 on first and second readings, April 7, 1992 and May 6, 1992, respectively. On May 22, 1992, Bill No. 9-312 was vetoed by the Mayor. The Council overrode the Mayor's veto on June 2, 1992. As a result of the Council's override, Bill No. 9-312 was re-enacted and assigned Act No. 9-222. The Act was published in the June 12 1992, edition of the D.C. Register, (Vol. 39 page 4083) and transmitted to Congress on June 4, 1992 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 9-136, effective July 28, 1992.



JOHN A. WILSON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

June 4,5,8,9,10,11,12,15,16,17,18,19,22,23,24,25,26,29,30
July 1,2,7,8,9,20,21,22,23,24,27

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 2, 1992

To amend the District of Columbia Procurement Practices Act of 1985, to clarify provisions for Council review and approval prior to the award of contracts for goods or services worth more than \$1,000,000.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Procurement Practices Act of 1985 Council Contract Approval Procedures Amendment Act of 1992".

Sec. 2. Section 105A of the District of Columbia Procurement Practices Act of 1985, effective March 8, 1991 (D.C. Law 8-257; D.C. Code §1-1181.5a), is amended to read as follows:

Section
1-1181.5a

"Sec. 105A. Council approval of contracts prior to award.

"(a)(1) After the effective date of the District of Columbia Procurement Practices Act of 1985 Council Contract Approval Procedures Amendment Act of 1992, no contract for goods or services worth over \$1,000,000 may be awarded until after the Council has approved the proposed contract award as provided in this section.

"(2) Prior to the award of a contract covered by this section, the Mayor shall submit a proposed contract award to the Council. The proposed contract award shall be deemed approved 7 calendar days, excluding days of Council recess, after the proposal has been officially introduced in the Council according to its rules, unless during that time, an objection to the proposed award is filed in the Office of the Secretary to the Council. An objection to a proposed contract award shall be signed by at least 3 members of the Council.

"(3) If an objection to the proposed contract award is filed, the proposed award shall be deemed approved 21 calendar days, excluding days of Council recess, after the proposed award was officially introduced in the Council, unless during that time, the Council adopts a resolution or passes an act disapproving the proposed award. If the Council disapproves a proposed contract award by an act, the proposed contract award shall be deemed disapproved unless the act disapproving the proposed contract award fails to become law pursuant to section 404(e) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 787; D.C. Code §1-227(e)).

"(4) The Council may approve or disapprove a proposed contract award by resolution or an act prior to the expiration of the time periods provided in this section.

"(b) The approval required by this section shall be a condition precedent to the existence of a District of Columbia contract for goods or services worth over \$1,000,000. No contractor may undertake any work, and no District officer or employee may obligate or expend funds, with respect to the performance of a proposed contract prior to Council approval under this section.

"(c) This section shall not apply to contracts awarded under the 'competitive sealed bidding' provisions pursuant to section 303 of this act.

"(d) This section shall not apply to contracts to implement a federal program where federal law governs contracting procedures as a condition for the receipt of federal assistance."

Sec. 3. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) 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 publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman
Council of the District of Columbia

VETOED

Mayor
District of Columbia

May 22, 1992

COUNCIL OVERRIDE JUNE 2, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B9-312

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 4-7-92

VOICE VOTE: Approved

Recorded vote on request all present

Absent: _____

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Stephine Jones Secretary to the Council May 12, 1992 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 5-6-92

VOICE VOTE: Approved

Recorded vote on request all present

Absent: _____

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Stephine Jones Secretary to the Council May 12, 1992 Date

Item on Consent Calendar

ACTION & DATE: Council Override, 6-2-92

VOICE VOTE: Approved

Recorded vote on request all present

Absent: _____

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Stephine Jones Secretary to the Council June 3, 1992 Date