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A BILL
22-1065

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



To amend, on a temporary basis, the Electric Company Infrastructure Improvement Financing Act of 2014 to clarify the requirements related to the utilization of certified business enterprises and procurements for certain architectural and engineering services.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Power Line Undergrounding Program Certified Business Enterprise Utilization Temporary Act of 2018”.

Sec. 2. The Electric Company Infrastructure Improvement Financing Act of 2014, effective May 3, 2014 (D.C. Law 20-102; D.C. Official Code § 34-1311.01 *et seq.*), is amended as follows:

(a) The section heading of Title I is amended to read as follows:

“TITLE I. DEFINITIONS AND FINDINGS; PROCUREMENT”.

(b) Section 102(7) (D.C. Official Code § 34-1311.02(7)) is amended by striking the phrase “100% of the construction contracts are awarded to District businesses” and inserting the phrase “100% of the construction contracts are awarded to certified business enterprises or certified joint ventures” in its place.

(c) A new section 103 is added to read as follows:

“Sec. 103. Procurements.

28 “Section 604 of the Procurement Practices Reform Act of 2010 (“PPRA”), effective April
29 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-356.04), shall apply to procurements for
30 architectural and engineering services, as defined in section 104(3) of the PPRA (D.C. Official
31 Code § 2-351.04(3)), to carry out the purposes of this act; provided, that the District may:

32 “(a) Set aside contracts for such services for certified business enterprises and certified
33 joint ventures, as such terms are defined in section 2302(1D) and (1E) of the Small, Local, and
34 Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October
35 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.02(1D) and (1E)); or

36 “(b) Award preferences to certified business enterprises as provided in section 2343 of
37 the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of
38 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.43), as part of
39 the evaluation of statements of qualifications submitted in response to a request for
40 qualifications.”.

41 Sec. 3. Fiscal impact statement.

42 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
43 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
44 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

45 Sec. 4. Effective date.

46 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
47 the Mayor, action by the Council to override the veto), a 30-day period of Congressional review
48 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

ENGROSSED ORIGINAL

49 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
50 Columbia Register.

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