

  
Councilmember Kenyan R. McDuffie

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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the District of Columbia Act on the Aging to establish an outdoor work program, and to establish the Managing Outdoor Work for Seniors Fund.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Managing Outdoor Work for Seniors Amendment Act of 2019”.

Sec. 2. The District of Columbia Act on the Aging, effective Oct. 29, 1975 (D.C. Law 1-24; D.C. Official Code § 7-501.01 *et seq.*), is amended as follows:

(a) Section 201(4) (D.C. Official Code § 7-502.01(4)) is amended by striking the term ““Aged” means” and inserting the term ““Aged” or “senior” means” in its place.

(b) New sections 303a and 303b are added to read as follows:

“Sec. 303a. Managing Outdoor Work for Seniors program.

“(a) There is established within the Office a Managing Outdoor Work for Seniors program (“MOWS”) to be administered by the Office, which shall provide garden services to the aged, including:

“(1) Lawn fertilization, aeration, seeding, and mowing;

“(2) Yard cleanup, including weed control and leaf removal;

“(3) Gutter cleaning; and

“(3) Snow removal.

34           “(b) To be eligible for the MOWS program, a senior shall:

35                   “(1) Beginning after September 22, 2018, register with the Office;

36                   “(2) Submit a request in accordance with rules promulgated pursuant to this section;

37    and

38                   “(3) Meet all requirements and criteria provided for in rules promulgated pursuant

39    to this section.

40           “(c)(1) Upon approval of the request for services to the aged provided by this section,

41    MOWS shall provide the garden services described in this section and as specified in rules

42    promulgated pursuant to this section.

43           “(d) The Office may contract with landscaping companies domiciled in the District that

44    provide the garden services described by this section and rules promulgated to implement this

45    section.

46           “(e) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure

47    Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall issue

48    rules to implement the provisions of this section, including:

49                   “(1) Requirements for proof residency and age;

50                   “(2) Procedures for registering with the office; and

51                   “(3) Identification of priority areas for MOWS eligibility; provided, that the

52    priority areas include at least one area in each ward.

53           “Sec. 303b. Managing Outdoor Work for Seniors Fund.

54           “(a) There is established as a special fund the Managing Outdoor Work for Seniors Fund

55    (“Fund”), which shall be administered by the Mayor in accordance with subsections (c) and (d)

56    of this section.

57 “(b) Revenue from the following sources shall be deposited in the Fund:

58 “(1) Funds appropriated by the District;

59 “(2) Grants;

60 “(3) Donations from the public; and

61 “(4) Donations from private entities.

62 “(c) Money in the Fund shall be solely used to implement the Managing Outdoor Work  
63 for Seniors program (“MOWS”) established by section 303a; provided, that a percentage of the  
64 Fund, as determined by rules, may be used by the Office for overhead and administrative  
65 expenses related to MOWS and the Fund.

66 “(d)(1) The money deposited into the Fund, and interest earned, shall not revert to the  
67 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal  
68 year, or at any other time.

69 “(2) Subject to authorization in an approved budget and financial plan, any funds  
70 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

71 Sec. 3. Fiscal impact statement.

72 The Council adopts the fiscal impact statement in the committee report as the fiscal  
73 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
74 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

75 Sec. 4. Effective date.

76 This act shall take effect following approval by the Mayor (or in the event of veto by the  
77 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as

78 provided in section 602( c )(I) of the District of Columbia Home Rule Act, approved December  
79 24, 1973 (87 Stat. 813; D.C. Official Code§ 1-206.02(c)(I)), and publication in the District of  
80 Columbia Register.