

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency, basis due to congressional review, the District of Columbia Nonresident Tuition Act to allow District of Columbia students enrolled at District of Columbia Public Schools or public charter schools, who attend non-public schools or programs, to continue their education for the remainder of the school year in which legal permanency is achieved and through the end of the following school year, without payment of nonresident tuition, if the child ceases to be in the care and custody of the District as a result of being placed in the permanent care and custody of a parent, guardian, or custodian who resides outside the District of Columbia; and An Act To authorize the District of Columbia government to establish an Office of Civil Defense, and for other purposes to formalize the establishment of the District’s intelligence fusion center within the Homeland Security and Emergency Management Agency, to set forth the primary mission of the fusion center, and to designate the fusion center as a law enforcement unit for the purpose of carrying out its mission.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Non-Public Student Educational Continuity and Homeland Security Fusion Center and Law Enforcement Authority Congressional Review Emergency Amendment Act of 2021”.

Sec. 2. Section 2(e) of the District of Columbia Nonresident Tuition Act, approved September 8, 1960 (74 Stat. 853; D.C. Official Code § 38-302(e)), is amended as follows:

(a) Strike the phrase “school, ceases” and insert the phrase “school, or while enrolled in a DCPS or public charter school and attending a non-public school or program pursuant to section 103 of the Placement of Students with Disabilities in Nonpublic Schools Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-269; D.C. Official Code § 38-2561.03) (“Placement Act”), ceases” in its place.

(b) Strike the phrase “currently attends.” and insert the phrase “currently attends, if the child attends a DCPS or public charter school, or the remainder of the school year in which the change in care and custody occurs and through the end of the following school year, if the child

is currently enrolled in a DCPS or public charter school and attending a non-public school or program pursuant to section 103 of the Placement Act.” in its place.

Sec. 3. An Act To authorize the District of Columbia government to establish an Office of Civil Defense, and for other purposes, approved August 11, 1950 (64 Stat. 438; D.C. Official Code § 7-2201 *et seq.*), is amended by adding a new section 3a to read as follows:

“Sec. 3a. Fusion center.

“(a) The Director of the Homeland Security and Emergency Management Agency (“HSEMA”) shall, subject to the direction and control of the Mayor, establish and direct the administration and operations of an intelligence fusion center for the District within HSEMA. The fusion center shall, at the discretion of the Mayor and the Director of HSEMA, also serve as the primary fusion center in the National Capital Region.

“(b) The primary mission of the fusion center is to receive, coordinate, and share resources, expertise, and information, including criminal history record information and law enforcement intelligence information, from and among law enforcement, first responder, and criminal justice agencies; to facilitate and coordinate the receipt and sharing of such resources, expertise, and information from and among such agencies; and to analyze, handle, coordinate, and integrate such resources, expertise, and information from and among such agencies, with the goal of detecting and preventing terrorist and other criminal activity, such as criminal conspiracy, bomb threats, possession of illegal firearms and explosives, identity theft, money laundering, hate crimes, and organized crime, and for the purpose of investigating and responding to such activity. The fusion center shall collect, coordinate, and share information with law enforcement agencies only if a reasonable suspicion exists that the subject is involved in specific criminal acts or possible terrorist activity.

“(c) The District’s intelligence fusion center, which shall be a division of HSEMA, is designated a law enforcement unit for the purposes of carrying out the functions set forth in subsection (b) of this section.

“(d) The fusion center shall work in partnership with other state, local, regional, and federal fusion centers and other state, local, regional, and federal law enforcement, criminal justice, and intelligence agencies.

“(e) The fusion center shall represent the District’s interests in the national network of fusion centers.”.

Sec. 4. Applicability.

This act shall apply as of April 14, 2021.

ENROLLED ORIGINAL

Sec. 5. Fiscal impact statement.

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

Sec. 6. 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), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

Chairman
Council of the District of Columbia

Mayor
District of Columbia