

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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District of
Columbia
Official Code

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To amend the District of Columbia Housing Authority Act of 1999 to clarify the original intent of the tax exemption provisions of the District of Columbia Housing Authority authorizing legislation to assure that the exemption is limited to affordable housing activities and ensure no interruption in the District of Columbia Housing Authority's revitalization and redevelopment projects involving critical affordable housing, to allow Board members to serve as Advisory Neighborhood Commissioners, to change the way the Board members' stipend is set, to alter the Board meeting requirement to one where the Board would have to meet regularly at least 10 times each calendar year; and to amend An Act To regulate the manufacturing, dispensing, selling, and possession of narcotic drugs in the District of Columbia to authorize the District of Columbia Housing Authority Police Department to obtain and act on search warrants for controlled substances.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Housing Authority Amendment Act of 2004".

Sec. 2. The District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 6-201) is amended by adding a new paragraph (19A) to read as follows: Amend § 6-201

"(19A) "For-profit activities" means ancillary activities to the main activities of the District of Columbia Housing Authority, such as retail, commercial office, manufacturing, or recreational real property development activities undertaken by for-profit entities intended to support or contribute to the financial viability of Housing Properties, but does not include residential real property development activities."

(b) Section 5 (D.C. Official Code § 6-204) is amended as follows:

Amend § 6-204

(1) Subsection (a) is amended by striking the phrase "for-profit activities involving Housing Properties" and inserting the phrase "for-profit activities" in its place.

(2) Subsection (b) is amended by striking the phrase "for-profit activities involving Housing Properties" and inserting the phrase "for-profit activities" in its place.

(c) Section 12 (D.C. Official Code § 6-211) is amended as follows:

Amend § 6-211

(1) Subsection (q) is amended by striking the phrase "(including those that are purely advisory)" and inserting the phrase "(including those that are purely advisory, except for Advisory Neighborhood Commissions)" in its place.

(2) Subsection (s) is amended to read as follows:

"Each Commissioner, other than the *ex officio* Commissioner and the Chairperson, shall

be entitled to a stipend of \$3,000 per year for their service on the Board; the Chairperson shall be entitled to a stipend of \$5,000 per year. Each Commissioner also shall be entitled to reimbursement of actual travel and other expenses reasonably related to attendance at Board meetings and fulfillment of official duties. Stipends and reimbursements shall be made at least quarterly."

(3) The first 3 sentences of subsection (w) are amended to read as follows:

"The Board shall meet regularly at least 10 times each calendar year. All meetings of the Board shall be conducted in public after publication of notice of the date, time, and location of the meeting, at least one week prior thereto, in the District of Columbia Register. Each meeting shall provide for a period for public comments, which shall not be limited in time, except that the time allowed each individual speaker may be reasonably limited."

Sec. 3. Section 14 of An Act To regulate the manufacturing, dispensing, selling, and possession of narcotic drugs in the District of Columbia, approved June 20, 1938 (52 Stat. 792; D.C. Official Code § 48-921.02), is amended as follows:

Amend
§ 48-921.02

(a) Subsection (e) is amended to read as follows:

"(e) If the judge or Magistrate is thereupon satisfied of the existence of the grounds of the application or that there is probable cause to believe their existence, he shall issue a search warrant, signed by him, to the Chief of Police of the District of Columbia or any member of the Metropolitan Police Department, the Chief or any member of the District of Columbia Housing Authority Police Department, or the Chief or any member of the United States Park Police, stating the particular grounds or probable cause for its issue and the names of the persons whose affidavits have been taken in support thereof, and commanding the Chief of Police or member of the Metropolitan Police Department, the Chief or member of the District of Columbia Housing Authority Police Department, or the Chief or member of the United States Park Police forthwith to search the place named for the property specified and to bring it before the judge or Magistrate."

(b) Subsection (j) is amended by striking the phrase "Metropolitan Police Department" and inserting the phrase "Metropolitan Police Department, the District of Columbia Housing Authority Police Department, or the United States Park Police" in its place.

(c) Subsection (k) is amended by striking the phrase "Metropolitan Police Department" and inserting the phrase "Metropolitan Police Department, the District of Columbia Housing Authority Police Department, or the United States Park Police" in its place.

Sec. 4. 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. 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

ENROLLED ORIGINAL

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