

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 7-220

"Child Care Services Assistance Fund Act of 1988".

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. 7-405 on first and second readings November 29, 1988, and December 13, 1988, respectively. Following the signature of the Mayor on January 6, 1989, this legislation was assigned Act No. 7-295 published in the January 20, 1989, edition of the D.C. Register, (Vol. 36 page 550) and transmitted to Congress on January 23, 1989 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 7-220, effective March 16, 1989.

DAVID A. CLARKE
Chairman to the Council

Dates Counted During the 30-day Congressional Review Period:

January 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 21, 22, 23, 24, 27, 28
March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15

Codification,
New Chapter 33 of title 6
District of Columbia Code
(1989 Supp.)

AN ACT

D.C. ACT 7 - 295

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 06 1989

To establish a Child Care Services Assistance Fund.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Child Care Services
Assistance Fund Act of 1988".

Sec. 2. Definitions.

New, Sect
6-3301

(1) "Child" means "child" as defined in section 2(a) of the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Code, sec. 3-301(1)).

(2) "Child development center" means "child development center" as defined in section 2(b) of the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Code, sec. 3-301(2)).

(3) "Child development home" means "child development home" as defined in section 2(c) of the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Code, sec. 3-301(3)).

(4) "Fund" means the Child Care Services Assistance Fund established by section 3.

(5) "Person" means an individual, partnership, association, or corporation.

Sec. 3. Child Care Services Assistance Fund established.

New, Sect
6-3302

(a) There is established a revolving Child Care Services Assistance Fund, to be administered by the Mayor, for the purpose of providing loans and grants of up to \$10,000 to open new child care facilities or to expand, repair, or improve existing child care facilities in the District, including a child development center or a child development home.

(b) There is authorized to be appropriated out of the revenue of the District an amount necessary to carry out the purposes of this act.

Sec. 4. The fund shall consist of, but not be limited to, money from the following sources:

New, Section
6-3303

- (1) Appropriations;
- (2) Grants or gifts from public or private sources to the fund or to the District for the purposes of the fund;
- (3) Repayments of principal and interest on loans provided from the fund;
- (4) Proceeds realized from the liquidation of a security interest held by the District on loans made from the fund;
- (5) Interest earned on the deposit or investment of money from the fund; and
- (6) All other revenue, receipts, or fees derived from the operation of the fund.

Sec. 5. Eligibility.

New, Section
6-3304

(a) In order to be eligible for a loan or grant from the fund, the applicant shall:

(1) Be a District resident who is current in the payment of all taxes and other obligations owed to the District, except that a corporation, association, or partnership must be organized and doing business in the District;

(2) Obtain, from sources other than the fund, money to finance no less than 25% of the cost of the project; and

(3) Submit to the Mayor, for approval, a business plan, which shall include an estimated schedule for completion of the project, the estimated number of children to be served, and the designation of the proposed site in the District.

(b) Each project financed by the fund shall comply with the Construction Codes Approval and Amendment Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Code, sec. 5-1301 et seq.), and the Child Development Facilities Regulation, effective December 14, 1974 (Regulation No. 74-34; 21 DCR 1333).

(c) The applicant shall obtain insurance as required by the Mayor and indemnify the District from any liability arising out of the operation of the facility.

(d) In order to be eligible for a grant from the fund, the applicant must be a non-profit organization.

Sec. 6. Repayment.

New, Section
6-3305

(a) For each loan issued under this act, the Mayor shall arrange a repayment schedule.

(b) Each loan granted from the fund shall be recorded as a lien against the real and personal property of the applicant.

Sec. 7. Disclaimer of liability.

A person who receives a loan or grant from the fund shall not be considered an agent or instrumentality of the District as a result of the receipt of the loan.

New, Section
6-3306

Sec. 8. Rules.

Within 120 days of the effective date of this act, the Mayor shall, pursuant to title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code, sec. 1-1501 et seq.), issue proposed rules to implement the provisions of this act. The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed approved.

New, Section
6-3307

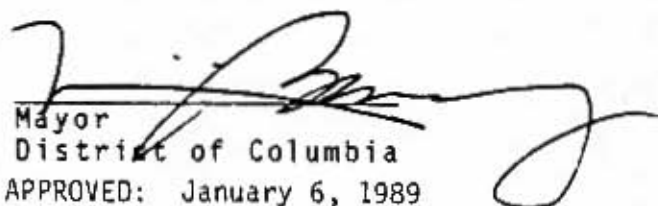
Sec. 9. The Mayor shall submit to the Council, no later than 6 months after the end of each fiscal year, a report on the financial condition of the fund and the results of the operation of the fund for the fiscal year.

New, Section
6-3308

Sec. 10. 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, sec. 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



Mayor
District of Columbia
APPROVED: January 6, 1989



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Seven

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B7-405

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-29-88

VOICE VOTE: Approved, Member Crawford voted present

Recorded vote on request

Absent: Rolark

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. CLARKE					NATHANSON					THOMAS SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

[Signature]
Secretary to the Council

11-29-88
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-13-88

VOICE VOTE: Approved

Recorded vote on request

Absent: Wilson and Smith

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. CLARKE					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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

CERTIFICATION RECORD

[Signature]
Secretary to the Council

12-13-88
Date

Item on Consent Calendar

ACTION & DATE: _____

VOICE VOTE: _____

Recorded vote on request

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. CLARKE					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

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