

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

2001 Edition

**2008 Winter
Supp.**

**West Group
Publisher**

To require that all agencies and instrumentalities use a 100-point scale for evaluating potential employees and give qualified District resident applicants a 10-point preference over qualified non-District resident applicants; to require that all agency and instrumentality heads be District residents; and to amend the District of Columbia Statehood Delegation Fund Commission Establishment and Tax Check-Off Amendment Act of 2004, the Confirmation Act of 1978, the District of Columbia Government Comprehensive Merit Personnel Act of 1978, the District of Columbia Retirement Reform Act, the District of Columbia Election Act, the Law to Legalize Lotteries, Daily Numbers Games and Bingo and Raffles for Charitable Purposes in the District of Columbia, the Omnibus Sports Consolidation Act of 1994, the District of Columbia Housing Authority Act of 1999, the Office of Zoning Independence Act of 1990, the Washington Convention Center Authority Act of 1994, the Fiscal Year 2002 Budget Support Act of 2001, An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen and for other purposes, the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, the District of Columbia School Reform Act of 1996, the District of Columbia Housing Finance Agency Act, and the Public Parking Authority Establishment Act of 1994 to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Jobs for D.C. Residents Amendment Act of 2007”.

TITLE I. DISTRICT RESIDENCY PREFERENCES AND REQUIREMENT.

Sec. 101. District residency preference for employees; District residency requirement for agency heads.

(a) Notwithstanding any other provision of law, all District subordinate agencies, independent agencies, and instrumentalities shall use a ranking system based on a scale of 100 points for all employment decisions for positions equivalent to Career Service, educational employee, Legal Service, and Management Supervisory Service positions, as defined under section 301(3), (6), (13A), and (13B) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §

2-139; D.C. Official Code § 1-603.01(3), (6), (13A), and (13B)), and shall award each District resident applicant a preference of 10 points unless the resident declines the preference points. The 10 preference points shall be in addition to any points awarded on the 100-point scale.

(b) An applicant claiming a hiring preference shall submit no less than 8 proofs of bona fide residency in a manner determined by the Mayor. If hired, the employee shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the agency or instrumentality for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.

(c)(1) Each subordinate agency head shall submit to the Mayor and the Council quarterly reports detailing the names of all new employees and their pay schedules, titles, and place of residence. The report shall explain the reasons for employment of non-District residents. The Mayor shall integrate into each subordinate agency's annual performance objectives the rate of success in hiring District residents.

(2) Each independent agency and instrumentality shall submit to the Mayor and the Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence. The reports shall explain the reasons for employment of non-District residents.

(d) The Mayor shall conduct annual audits of each subordinate agency's personnel records to ensure that all persons claiming a residency preference at time of hiring complies with the provisions of subsection (b) of this section. Audit reports shall be submitted annually to the Council.

(e) Each subordinate agency, independent agency, and instrumentality head shall be a resident of the District of Columbia throughout his or her tenure and shall forfeit his or her position if he or she fails to remain a resident of the District of Columbia.

(f) The Mayor may issue rules to implement the provisions of this title.

TITLE II. CONFORMING AMENDMENTS

Sec. 201. Section 15 of the District of Columbia Statehood Delegation Fund Commission Establishment and Tax Check-Off Amendment Act of 2004, effective March 16, 2005 (D.C. Law 15-226; D.C. Official Code § 1-129.05), is amended as follows:

Amend
§ 1-129.05

(a) Subsection (a) is amended by striking the phrase "Commission." and inserting the phrase "Commission; provided, that the Executive Director of the Commission shall be a District resident and shall remain a District resident for the duration of his or her employment by the Commission. Failure to maintain District residency shall result in a forfeiture of the position." in its place.

(b) A new subsection (a-1) is added to read as follows:

"(a-1) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-

District resident applicant for all positions within the Commission unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Commission. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of bona fide residency annually to the director of personnel of the Commission for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”.

(c) Subsection (b) is amended by striking the phrase “Commission.” and inserting the phrase “Commission, a listing of the names of all new employees, their pay schedules, titles, and place of residence.” in its place.

Sec. 202. Section 2(a)(2) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(a)(2)), is amended by striking the phrase “section.” and inserting the phrase “section, or the provisions of section 1059(a) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective June 10, 1998 (D.C. Law 12-124; D.C. Official Code § 1-610.59(a)).” in its place.

**Amend
§ 1-523.01**

Sec. 203. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 203 (D.C. Official Code § 1-602.03) is amended by adding a new subsection (c) to read as follows:

**Amend
§ 1-602.03**

“(c) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant to fill all positions as non-educational employees of the District of Columbia Board of Education and Board of Trustees of the University of the District of Columbia unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the respective Boards. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of residency annually to the Director of Personnel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The District of Columbia Board of Education and Board of Trustees of the

ENROLLED ORIGINAL

University of the District of Columbia shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

(b) Section 501(k) (D.C. Official Code § 1-605.01(k)) is amended by adding 2 new sentences at the end to read as follows:

**Amend
§ 1-605.01**

“The Executive Director shall be a resident of the District and shall remain a District resident for the duration of his or her employment by the Board. Failure to maintain District residency shall result in a forfeiture of the position.”.

(c) Section 601 (D.C. Official Code § 1-606.01) is amended as follows:

**Amend
§ 1-606.01**

(1) Subsection (g)(1)(A) is amended to read as follows:

“(A)(i) An Executive Director;

“(ii) The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position;”.

(2) A new subsection (l) to read as follows:

“(l) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Office unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Office. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of residency annually to the Director of Personnel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Office of Employee Appeals shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

(d) Section 801 (D.C. Official Code § 1-608.01) is amended as follows:

**Amend
§ 1-608.01**

(1) Subsection (e) is amended as follows:

(A) Paragraphs (1) and (2) are amended to read as follows:

“(e)(1) Notwithstanding any provision of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), an applicant for District government employment in the Career Service who is a bona fide resident of the District at the time of application shall be given a 10-point hiring preference over a nonresident applicant unless the applicant declines the preference. This preference shall be in addition to, and not instead of, qualifications established for the position

“(2) An applicant claiming a hiring preference shall submit 8 proofs of bona fide residency in a manner determined by the Mayor. If hired, the employee shall agree in

writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of bona fide residency annually to the director of personnel for the agency or instrumentality for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”.

(B) Paragraph (7)(B) is amended by striking the phrase “5 consecutive years” and inserting the phrase “7 consecutive years” in its place.

(2) A new subsection (g) is added to read as follows:

“(g) Each subordinate agency head shall submit to the Mayor and the Council quarterly reports detailing the names of all new employees and their pay schedules, titles, and place of residence. The report shall explain the reasons for employment of non-District residents. The Mayor shall integrate into each subordinate agency’s yearly performance objectives the rate of success in hiring District residents. The Mayor shall conduct annual audits of each subordinate agency’s personnel records to ensure that all persons claiming a residency preference at time of hiring complies with the provisions of subsection (e)(2) of this section. Audit reports shall be submitted annually to the Council.”.

(e) Section 801A (D.C. Official Code § 1-608.01a) is amended as follows:

Amend
§ 1-608.01a

(1) Subsection (d) is amended as follows:

(A) Paragraphs (1) and (2) are amended to read as follows:

“(d)(1) Notwithstanding any provision of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), an applicant for District government employment in the Educational Service who is a bona fide resident of the District at the time of application shall be given a 10-point hiring preference over a nonresident applicant unless the applicant declines the preference. This preference shall be in addition to, and not instead of, qualifications established for the position.

“(2) An applicant claiming a hiring preference shall submit 8 proofs of bona fide residency in a manner determined by the Boards. If hired, the employee shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of bona fide residency annually to the director of personnel for the agency for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”.

(B) Paragraph (7)(B) is amended by striking the phrase “5 consecutive years” and inserting the phrase “7 consecutive years” in its place.

(2) A new subsection (f) is added to read as follows:

“(f) Each Board shall submit to the Council quarterly reports detailing the names of all new employees, their pay schedules, titles, and place of residence. The report shall explain the reasons for employment of non-District residents. The Board shall integrate into its yearly performance objectives the rate of success in hiring District residents. The Boards shall conduct annual audits of its personnel records to ensure that all persons claiming a residency preference at time of hiring complies with the provisions of subsection (d)(2) of this section. Audit reports shall be submitted annually to the Council.”.

ENROLLED ORIGINAL

(f) Section 1059(b) (D.C. Official Code § 1-610.59 (b)) is repealed.

**Amend
§ 1-610.59**

Sec. 204. Section 121(g)(2) of the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 866; D.C. Official Code § 1-711(g)(2)), is amended as follows:

**Amend
§ 1-711**

(a) The existing text is re-designated as subparagraph (A).

(b) New subparagraphs (B) and (C) are added to read as follows:

“(B) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant for a staff position shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Board unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of residency annually to the Director of Personnel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Board shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.

“(C) The Executive Director, who shall be appointed to manage the day-to-day operations of the Board, shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”

Sec. 205. Section 5(e)(1) of the District of Columbia Election Act, approved August 12, 1955 (69 Stat. 700; D.C. Official Code § 1-1001.05(e)(1)), is amended as follows:

**Amend
§ 1-1001.05**

(a) The existing text is designated subparagraph (A).

(b) New subparagraphs (B) and (C) are added to read as follows:

“(B) The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.

“(C) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Board unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board. An applicant claiming the hiring preference under this

section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of bona fide residency annually to the director of personnel of the Board for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Board shall submit to the Mayor and Council annual reports detailing the names of all new employees, their pay schedules, titles, and place of residence.”.

Sec. 206. Section 2-2503 of section 4 of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Official Code § 3-1303), is amended as follows:

Amend
§ 3-1303

(a) Subsection (a) is amended by adding 2 new sentences at the end to read as follows:

“The Executive Director shall be a resident of the District and shall remain a District resident for the duration of his or her employment by the Board. Failure to maintain District residency shall result in a forfeiture of the position.”.

(b) Subsection (d) is amended as follows:

(1) Paragraph (3) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(2) Paragraph (4) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (5) is added to read as follows:

“(5)(A) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Authority unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel of the Authority for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.

“(B) The Board shall submit to the Mayor and the Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

ENROLLED ORIGINAL

Sec. 207. The Omnibus Sports Consolidation Act of 1994, effective August 23, 1994 (D.C. Law 10-152; D.C. Official Code § 3-1401 *et seq.*), is amended as follows:

(a) Section 6(a) (D.C. Official Code § 3-1405(a)) is amended by adding a new sentence at the end to read as follows:

**Amend
§ 3-1405**

“The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”

(b) Section 18 (D.C. Official Code § 3-1417) is amended by adding 5 new sentences at the end to read as follows:

**Amend
§ 3-1417**

“Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Commission unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board of Directors. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”

(c) Section 20 (D.C. Official Code § 3-1419) is amended by adding a new sentence at the end to read as follows:

**Amend
§ 3-1419**

“The Commission shall also submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”

Sec. 208. The District of Columbia Housing Authority Act of 1999, effective March 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 *et seq.*), is amended as follows:

(a) Section 14(a) (D.C. Official Code § 6-213(a)) is amended by adding a new sentence at the end to read as follows:

**Amend
§ 6-213**

“The Executive Director shall be a District resident and shall remain a District residency throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”

(b) Section 16 (D.C. Official Code § 6-215) is amended by adding a new subsection (f) to read as follows:

**Amend
§ 6-216**

“(f) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Authority unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C.

Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel of the Authority for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Authority shall submit to the Mayor and the Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

Sec. 209. Section 3 of the Office of Zoning Independence Act of 1990, effective September 20, 1990 (D.C. Law 8-163; D.C. Official Code § 6-623.02), is amended to read as follows:

Amend
§ 6-623.02

“Sec. 3. Office of Zoning – Director and staff; appointment.

“(a) The Office of Zoning shall consist of a Director and other staff as the Zoning Commission considers necessary.

“(b) The Director of the Office of Zoning shall be appointed by the District members of the Zoning Commission and shall serve as an excepted service employee in accordance with section 901 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-609.01). The Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.

“(c) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Office of Zoning unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Office of Zoning. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Office of Zoning for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Office shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

ENROLLED ORIGINAL

Sec. 210. The Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as follows:

(a) Section 207(a) (D.C. Official Code § 10-1202.07(a)) is amended by adding a new sentence at the end to read as follows:

Amend
§ 10-1202.07

“The General Manager shall be a resident of the District and shall remain a District resident for the duration of his or her employment by the Authority. Failure to maintain District residency shall result in a forfeiture of the position.”

(b) Section 216 (D.C. Official Code § 10-1202.16) is amended to read as follows:

Amend
§ 10-1202.16

“The District of Columbia Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), shall not apply to employees of the Authority; provided, that:

“(1) Titles V and XVII shall apply.

“(2) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Authority unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit 8 proofs of residency upon employment in a manner determined by the Board of Directors. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Authority for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Authority shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”

Sec. 211. Section 1506 of the Fiscal Year 2002 Budget Support Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 22-4235), is amended by adding a new subsection (b-1) to read as follows:

Amend
§ 22-4235

“(b-1) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the CJCC unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the CJCC. An applicant claiming the hiring preference under this section shall

agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the CJCC for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The CJCC shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”

Sec. 212. Section 8 of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen and for other purposes, approved March 4, 1913 (37 Stat. 993; scattered sections of the D.C. Official Code), is amended as follows:

(a) Paragraph 91A (D.C. Official Code § 34-804) is amended as follows:

Amend
§ 34-804

(1) Subparagraph (b) is amended by adding a new sentence at the end to read as follows:

“The People’s Counsel shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”

(2) A new subparagraph (c-1) is added to read as follows:

“(c-1) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Office of the People’s Counsel unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the People’s Counsel. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Office of the People’s Counsel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The People’s Counsel shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”

(b) Paragraph 95 (D.C. Official Code § 34-806) is amended by adding a new subparagraph (a-1) to read as follows:

Amend
§ 34-806

“(a-1) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Commission unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs

for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Commission. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Commission for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”.

Sec. 213. The Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2201.01 *et seq.*), is amended as follows:

(a) Section 206 (D.C. Official Code § 34-2202.06) is amended by adding 2 new sentences at the end to read as follows:

Amend
§ 34-2202.06

“The General Manager shall be a resident of the District and shall remain a District resident for the duration of his or her employment by the Authority. Failure to maintain District residency shall result in a forfeiture of the position.”.

(b) Section 215 (D.C. Official Code § 34-2202.15) is amended by adding a new subsection (c) to read as follows:

Amend
§ 34-2202.15

“(c)(1) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Authority unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board of Directors. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel of the Authority for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.

“(2) The Authority shall submit to the Mayor and the Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

Sec. 214. The District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321 [226]; D.C. Official Code § 38-1800.01 *et seq.*), is amended as follows:

(a) Section 2207 (D.C. Official Code § 38-1802.07) is amended by adding a new subsection (d) to read as follows:

Amend
§ 38-1802.07

“(d) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.02 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within a public charter school unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 23, 2007 (Enrolled version of Bill 17-185), shall submit 8 proofs of residency upon employment in the manner determined by the Board. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel of the public charter school for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The public charter school shall submit to the Board annual reports detailing the names of all new employees and their pay schedules, titles, and place of resident.”.

(b) Section 2214(d) (D.C. Official Code § 38-1802.14(d) is amended as follows:

Amend
§ 38-1802.14

(1) Paragraph (1) is amended by adding a new sentence at the end to read as follows:

“The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”.

(2) Paragraph (2) is amended by adding 6 new sentences to read as follows:

“Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Board unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the Director of Personnel for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Board shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

Sec. 215. The District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Official Code § 42-2701.01 *et seq.*), is amended as follows:

(a) Section 203 (D.C. Official Code § 42-2702.03) is amended as follows:

Amend
§ 42-2702.03

ENROLLED ORIGINAL

(1) A new subsection (a-1) is added to read as follows:

“(a-1) The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”.

(2) Subsection (c) is amended as follows:

(A) The existing text is re-designated as paragraph (1).

(B) A new paragraph (2) is added to read as follows:

“(2) Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant shall receive an additional 10-point preference over a qualified non-District resident applicant for all positions within the Agency unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit 8 proofs of residency upon employment in a manner determined by the Board of Directors. An applicant claiming the hiring preference under this section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Agency for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment.”.

(b) Section 503 (D.C. Official Code § 42-2705.03) is amended by striking the phrase “accomplishments,” and inserting the phrase “accomplishments, and the names of all new employees and their pay schedules, titles, and place of residence,” in its place.

Amend
§ 42-2705.03

Sec. 216. The Public Parking Authority Establishment Act of 1994, effective August 23, 1994 (D.C. Law 10-153; D.C. Official Code § 50-2501 *et seq.*), is amended as follows:

(a) Section 7(a) (D.C. Official Code § 50-2506(a)) is amended by adding a new sentence at the end to read as follows:

Amend
§ 50-2506

“The Executive Director shall be a District resident throughout his or her term and failure to maintain District residency shall result in a forfeiture of the position.”.

(b) A new section 7a is added to read as follows:

“Sec. 7a. Employees.

“Notwithstanding the provisions of the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), each qualified District resident applicant for a position within the Authority shall receive an additional 10-point preference over a qualified non-District resident applicant unless the applicant declines the preference. This 10-point preference shall be in addition to, and not instead of, qualifications established for the position. All persons hired after the effective date of the Jobs for D.C. Residents Amendment Act of 2007, passed on 2nd reading on October 2, 2007 (Enrolled version of Bill 17-185), shall submit proof of residency upon employment in a manner determined by the Board of Directors. An applicant claiming the hiring preference under this

section shall agree in writing to maintain bona fide District residency for a period of 7 consecutive years from the effective date of hire and shall provide proof of such residency annually to the director of personnel for the Authority for the first 7 years of employment. Failure to maintain District residency for the consecutive 7-year period shall result in forfeiture of employment. The Authority shall submit to the Mayor and Council annual reports detailing the names of all new employees and their pay schedules, titles, and place of residence.”.

**TITLE III. SUBJECT TO APPROPRIATION; FISCAL IMPACT STATEMENT;
EFFECTIVE DATE.**

Sec. 301. Inclusion in the budget and financial plan.

This act shall take effect subject to the inclusion of its fiscal effect in an approved budget and financial plan.

Sec. 302. Fiscal impact statement.

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. 303. 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), a 60-day period of Congressional review as provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia