VERSION: Introduced
September 28, 2017
Chairman Mendelson

SUMMARY: To amend, on a temporary basis, the "Healthy Schools Amendment Act of 10" to extend the authority of the Office of the State Superintendent of Education to issue grants to increase physical activity in schools to include community based organizations and to expand the schools eligible to receive the grant award to those who are seeking to meet requirements that they provide students with a minimum number of minutes of physical activity per week.

TEXT:

MURIEL BOWSER

MAYOR

SEP 28 2017

The Honorable Phil Mendelson
Chairman Council of the District of Columbia
1350 Pennsylvania Avenue N.W.
Suite 410
Washington, D.C. 20004

Dear Chairman Mendelson:

Enclosed for the consideration of the Council of the District of Columbia is legislation entitled "Healthy Schools Emergency Amendment Act of 2017", and its accompanying emergency declaration and temporary version. This bill proposes to amend D.C. Law 18-209, the "Healthy Schools Amendment Act of 2010" to extend OSSE's authority to issue grants to increase physical activity in schools to include organizations and to expand the schools eligible to receive the grant award to those who are seeking to meet requirements that they provide students with a minimum number of minutes of physical activity per week.

This emergency legislation is necessary to align OSSE's authority to issue physical activity grants with OSSE's new authority to issue nutrition education grants in time to issue grants that support students' health, wellness, and nutrition during the 2017-2018 school year.
As always, I am available to discuss any questions you may have regarding this legislation. I urge the Council to take favorable consideration of the enclosed legislation.

Sincerely,

Muriel Bowser

Enclosure

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Chairman Phil Mendelson at the request of the Mayor

A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on a temporary basis, the "Healthy Schools Amendment Act of 2010" to extend the authority of the Office of the State Superintendent of Education to issue grants to increase physical activity in schools to include community based organizations and to expand the schools eligible to receive the grant award to those who are seeking to meet requirements that they provide students with a minimum number of minutes of physical activity per week.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA. That this act may be cited as the "Healthy Schools Temporary Amendment Act of 2017".

Sec. 2. Paragraph (6) of Section 102(c) of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(c)(6)). is amended to read as follows:

"(6) To increase physical activity in schools, the Office of the State Superintendent of Education shall make grants available, subject to the availability of funds in the Fund, through a competitive process or a formula grants process to public schools, public charter schools, or organizations that provide technical assistance to public schools and public charter schools to increase the amount of physical activity in schools; provided, that schools receiving the grant award shall seek to meet the requirements of section 402 of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-824.02) and seek to increase the amount of physical activity in which their students engage."

Sec. 3. Fiscal Impact Statement

The Council adopts the fiscal impact statement of the Office of the Chief Financial Officer 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. 4. Effective date.
(a) 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 December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Government of the District of Columbia

Office of the Chief Financial Officer

Jeffrey S. DeWitt
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson Chairman, Council of the District of Columbia

FROM: Jeffrey S. DeWitt Chief Financial Officer

DATE: September 11, 2017


REFERENCE: Draft bills as shared with the Office of Revenue Analysis on September 7, 2017

Conclusion

Funds are sufficient in the fiscal year 2018 through fiscal year 2021 budget and financial plan to implement the emergency and temporary bills.

Background

The bills allow the Office of the State Superintendent for Education (OSSE) to issue grants to organizations that provide technical assistance to schools to increase physical activity. Currently OSSE can only issue physical activity grants directly to public schools and public charter schools.

Financial Plan Impact

Funds are sufficient in the fiscal year 2018 through fiscal year 2021 budget and financial plan to implement the emergency and temporary bills. OSSE's fiscal year 2018 budget includes $4.67 million of local funding to support the Healthy Schools grant program. The bills do not create a new grant program but rather clarify which organizations are eligible to receive physical activity grants.

1 By amending paragraph (6) of section 102(c) of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(c)(6)).
OFFICE OF THE ATTORNEY GENERAL

Legal Counsel Division

MEMORANDUM

TO: Alana Intrieri Executive Director Office of Policy and Legislative Affairs

FROM: Janet M. Robins Deputy Attorney General Legal Counsel Division

DATE: September 7, 2017

SUBJECT: Legal Sufficiency Certification of the "Healthy Schools Emergency Amendment Act of 2017," Accompanying Temporary Version, and Emergency Declaration Resolution (AE-17-528)

This is to Certify that this Office has reviewed the above-referenced legislation and has found it to be legally sufficient. If you have any questions regarding this certification, please do not hesitate to contact me at 724-5524.

Janet M. Robins