


Councilmember Kenyan R. McDuffie

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8 A BILL
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13 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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18 To establish a special fund to be administered by the Department of Small and Local
19 Business Development to finance community area priorities, including public
20 safety initiatives, economic growth initiatives, and small business development
21 and capacity building initiatives, to be of benefit to communities located within
22 designated qualified opportunity zones.

23 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
24 act may be cited as the "Local Communities Having Opportunities to Promote Equity Grant
25 Fund Establishment Act of 2018".

26 Sec. 2. (a) There is established as a special fund the Local Communities Having
27 Opportunities to Promote Equity Fund ("HOPE Fund"), which shall be administered by the
28 Department of Small and Local Business Development ("Department") and used solely for the
29 purposes set forth in subsection (c) of this section.

30 (b) Revenue from the following sources shall be deposited in the HOPE Fund:

31 (1) Up to 10% of penalties assessed by the Department pursuant to section
32 2363(c) of the Small and Certified Business Enterprise Development and Assistance Act of
33 2005, effective October 20, 20015 (D.C. Law 16-33; D.C. Official Code § 2-218.63(c))
34 ("Assistance Act");

35 (2) Any civil penalties imposed pursuant to section 2348 of the Assistance Act, ;
36 and

37 (3) Beginning with the tax year commencing October 1, 2019, and on or before
38 December 31 of each tax year through September 30, 2024, the Chief Financial Officer shall
39 deposit into the Fund one-tenth of one percent of revenues collected pursuant to Chapters 20 and
40 22 of Title 47 of the District of Columbia Official Code from enterprise zones in the prior
41 calendar year, up to a maximum of \$5 million per year.

42 (c) Money in the HOPE Fund shall be used to directly pay or to finance new businesses
43 and commercial projects in low-income communities in Qualified Opportunity Zones designated
44 by the Mayor pursuant to the federal Community Development Financial Institutions Fund
45 program (26 IRC § 1400Z-1(b)(1)(B)), including public safety initiatives, economic growth
46 initiatives, and small business development and capacity building initiatives to be of benefit to
47 communities located within a Qualified Opportunity Zone.

48 (d)(1) Funds deposited into the HOPE Fund shall not revert to the unrestricted fund
49 balance of the General fund at the end of a fiscal year, or any other time.

50 (2) Subject to authorization in an approved budget and financial plan, funds in the
51 HOPE Fund shall be continually available for the purposes set forth in subsection (c) of this
52 section without regard to fiscal year limitation.

53 (e) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
54 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue
55 rules to implement the provisions of this act.

56 Sec. 3. Fiscal impact statement

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

60 Sec. 4. Effective date.

61 The act shall take effect following approval by the Mayor (or in the event of veto by the
62 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
63 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
64 24, 1973, (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
65 Columbia Register.