

A BILL

25-891

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



To amend, on a temporary basis, the Department of Transportation Establishment Act of 2002 to provide the Director of the District Department of Transportation (“DDOT”) with greater discretion to delegate the agency’s duties and responsibilities, to provide the DDOT Director with the authority to construct, maintain, and control DDOT infrastructure on land transferred from the federal government for recreational purposes in cases where the land transferred is adjacent to public space and is part of a transportation improvement plan or project, and to provide that the District has an adequate interest sufficient to meet federal highway funding requirements in federal parkland where transportation infrastructure projects are located; and to amend the Vision Zero Enhancement Omnibus Amendment Act of 2020 to provide the Director of DDOT with greater discretion to delegate the agency’s duties and responsibilities.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Transportation Improvements Temporary Amendment Act of 2024”.

Sec. 2. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50–921.01 *et seq.*), is amended as follows:

(a) Section 4 (D.C. Official Code § 50-921.03) is repealed.

(b) Section 5(a) (D.C. Official Code § 50-921.04(a)) is amended as follows:

(1) The lead-in language is amended by striking the phrase “The offices of DDOT shall” and inserting the phrase “DDOT shall” in its place.

(2) Paragraph (1) is amended as follows:

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31 (A) The lead-in language is amended by striking the phrase “The Project
32 Delivery Administration shall” and inserting the phrase “Pursuant to its responsibility for
33 transportation project delivery, DDOT shall:” in its place.

34 (B) Subparagraph (A) is amended to read as follows:

35 “(A) Identify transportation needs of the District and design, manage, and
36 implement transportation improvement plans and projects, including design, engineering, and
37 related support;”.

38 (C) Subparagraph (P) is amended by striking the phrase “on mass transit
39 needs” and inserting the phrase “on transit policy, mass transit, and alternative transit needs” in its
40 place.

41 (D) Subparagraph (U) is amended by striking the phrase “; and” and
42 inserting a semicolon in its place.

43 (E) Subparagraph (V) is amended by striking the period and inserting a
44 semicolon in its place.

45 (F) New subparagraphs (W) and (X) are added to read as follows:

46 “(W) Carry out duties related to freight and passenger rail, to the extent such
47 authority has been delegated or required by federal law, and duties relating to State Transportation
48 Environmental Compliance; and

49 “(X) Manage, control, and implement transportation improvement plans
50 and projects on land transferred from the federal government for recreational use

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51 pursuant to 40 U.S.C. § 8124 and section 1 of An Act To authorize the transfer of jurisdiction over
52 public land in the District of Columbia, approved May 20, 1932 (47 Stat. 161;
53 D.C. Official Code § 10-111), in cases where the land transferred is adjacent to public space and
54 is part of a transportation improvement plan or project.”.

55 (3) Paragraph (2) is amended by striking the phrase “The Project Delivery
56 Administration may” and inserting the word “DDOT may” in its place.

57 (4) Paragraph (3) is amended as follows:

58 (A) The lead-in language is amended by striking the phrase “The Operations
59 Administration shall” and inserting the phrase “Pursuant to its responsibility for transportation
60 operations, DDOT shall” in its place.

61 (B) Subparagraph (G) is amended by striking the phrase “transportation
62 system infrastructure” and inserting the phrase “transportation infrastructure and maintain all
63 DDOT assets” in its place.

64 (5) Paragraph (4) is amended to read as follows:

65 “(4) Pursuant to its responsibility for agency administration, DDOT shall:

66 “(A) Perform financial planning, financial management, and budgeting
67 activities;

68 “(B) Perform functions relating to workforce development and the
69 management of human resources;

70 “(C) Support the contracting and procurement of goods and services
71 required to fulfill DDOT’s functions; and

72 “(D) Manage DDOT’s fleet, warehouses, and other facilities.”.

73 (6) Paragraph (5) is amended as follows:

74 (A) The lead-in language is amended by striking the phrase “The
75 Performance Administration shall” and inserting the phrase “Pursuant to its responsibility for
76 ensuring adequate performance of the other duties identified in this section, DDOT shall” in its
77 place.

78 (B) A new subparagraph (E) is added to read as follows:

79 “(E) Provide customer service.”.

80 (7) New paragraphs (6) and (7) are added to read as follows:

81 “(6) The Director shall designate DDOT staff who are responsible for:

82 “(A) Providing legal counsel;

83 “(B) Civil rights matters;

84 “(C) Compliance with the Americans with Disabilities Act of 1990,
85 approved July 26, 1990 (104 Stat. 327; 42 U.S.C. § 12101 *et seq.*);

86 “(D) Senior and elderly affairs; and

87 “(E) Policy and legislative affairs.

88 “(7) The Director shall establish such offices and divisions as, in the Director’s
89 judgment, are appropriate to efficiently and soundly administer DDOT’s various responsibilities.”.

90 (c) A new section 9t is added to read as follows:

91 “Sec. 9t. Adequate interest for transportation projects on National Park Service parkland.

92 “(a) When public roads and bridges on National Park Service (“NPS”) parkland entrusted
93 to the Mayor by Congress or NPS are in need of reconstruction or maintenance, the authority given
94 to the Mayor pursuant to section 2 of An act for the government of the District of Columbia, and
95 for other purposes, approved June 20, 1874 (18 Stat. 116; D.C. Official Code § 9-101.02), shall be
96 deemed to be an interest adequate to fulfill the purpose of the project within the meaning of Title
97 23 of the U.S. Code or another applicable federal law.

98 “(b) Pursuant to subsection (a) of this section, the Mayor is authorized to operate and
99 maintain those public roads and bridges, including associated infrastructure, subject to applicable
100 permits from the National Park Service.”.

101 Sec. 3. Section 4(a) of the Vision Zero Enhancement Omnibus Amendment Act of 2020,
102 effective December 23, 2020 (D.C. Law 23-158; 67 DCR 13057), is amended as follows:

103 (a) Amended paragraph (2A) within paragraph (1) is amended by striking the phrase “The
104 Project Delivery Administration shall” and inserting the word “DDOT shall” in its place.

105 (b) Amended paragraph (3A) within paragraph (2) is amended by striking the phrase “The
106 Operations Administration shall” and inserting the word “DDOT shall” in its place.

107 (c) Amended paragraph (5) within paragraph (3) is amended as follows:

108 (1) Amended subparagraph (C)(ii) is amended by striking the period and inserting
109 a semicolon in its place.

110 (2) Amended subparagraph (D) is amended by striking the period and inserting the
111 phrase “; and” in its place.

112 Sec. 4. Fiscal impact statement.

113 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
114 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
115 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

116 Sec. 5. Effective date.

117 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
118 the Mayor, action by the Council to override the veto), a 30-day period of congressional review as
119 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24,
120 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
121 Columbia Register.

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