



Councilmember Charles Allen

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A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Freedom of Information Act of 1976 to exempt from disclosure critical infrastructure information or plans that contain critical infrastructure information for the critical infrastructures of the District of Columbia Water and Sewer Authority.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “DC Water Critical Infrastructure Freedom of Information Clarification Congressional Review Emergency Declaration Resolution of 2023”.

Sec. 2. (a) On July 11, 2023, the Council passed the DC Water Critical Infrastructure Freedom of Information Clarification Emergency Amendment Act of 2023, effective July 26, 2023 (D.C. Act 25-201; 70 DCR 10754) (“emergency act”), which will expire on October 24, 2023.

(b) On September 19, 2023, the Council passed the DC Water Critical Infrastructure Freedom of Information Clarification Temporary Amendment Act of 2023, approved on 2nd reading on September 19, 2023 (Enrolled version of Bill 25-380) (“temporary act”), which was transmitted to the Mayor on July 26, 2023, with a response from the Mayor due on October 11, 2023.

30 (c) The temporary act cannot complete 30 days of congressional review before October 24,
31 2023, when the emergency act will expire.

32 (d) This congressional emergency is now necessary to prevent a gap in the law between
33 the expiration of the emergency act and the effective date of the temporary act.

34 Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute
35 emergency circumstances making it necessary that the DC Water Critical Infrastructure Freedom
36 of Information Clarification Congressional Review Emergency Amendment Act of 2023 be
37 adopted after a single reading.

38 Sec. 4. This resolution shall take effect immediately.