

A RESOLUTION

25-484

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 2, 2024

To declare the existence of an emergency with respect to the need to amend the Small and Certified Business Enterprise Development and Assistance Act of 2005 to establish uniform hearing procedures for enforcement actions.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Certified Business Enterprise Program Compliance and Enforcement Support Emergency Declaration Resolution of 2024”.

Sec. 2. (a) A Certified Business Enterprise (“CBE”) is a business enterprise certified by the Department of Small and Local Business Development (“DSLBD”) as a local business enterprise.

(b) Businesses with CBE certification may receive preference when submitting bids or proposals for procurement and contracting opportunities.

(c) There are currently over 2,000 businesses participating in the District’s CBE program.

(d) Following a recent revocation hearing before the Office of Administrative Hearings, DSLBD determined that uniform hearing procedures for complaints needed to be established expeditiously to ensure procedural consistency and fairness for these businesses, as well as to increase effectiveness and efficiency in departmental compliance and enforcement procedures.

(e) Emergency legislation is needed to clarify and update enforcement actions under the Small and Certified Business Enterprise Development and Assistance Act of 2005 as soon as possible.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Certified Business Enterprise Program Compliance and Enforcement Support Emergency Amendment Act of 2024 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.