

A BILL

22-107

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



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To amend the District of Columbia Statehood Constitutional Convention Initiative of 1979 to make conforming changes; to amend the Confirmation Act of 1978 to make conforming changes and add the Campaign Finance Board to the list of boards and commissions for which nominations submitted to the Council for approval are deemed disapproved after ninety days; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to add the Campaign Finance Board to the list of independent agencies under the act, provide that the personnel authority for employees of the Campaign Finance Board is the Campaign Finance Board, compensate the Campaign Finance Board members, and require each member of a board or commission appointed by the Mayor to certify that he or she has undergone ethics training within ninety days of the beginning of their service; to amend the District of Columbia Election Code of 1955 to make technical and conforming changes, strike the requirement that Elections Board members have experience in government ethics, provide that each member of the Campaign Finance Board shall receive compensation, separate the Campaign Finance Board from the Elections Board, and allow the Elections Board to provide and publish advisory opinions on its own initiative or upon receiving a request from certain persons; to amend the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 to add and amend definitions, modify the contents of the Director of Government Ethics' quarterly reports to include contributions reported by registrants, prohibit registrants from bundling to certain political committees, establish the Campaign Finance Board and set forth its composition, powers, and duties, provide a procedure for investigating alleged campaign finance violations, require additional information to be submitted by campaign finance filers, require the preservation of paper and electronic copies of reports and statements by the Director of Campaign Finance, expand the training provided to candidates and committees, allow the Campaign Finance Board to provide and publish advisory opinions on its own initiative or upon receiving a request from certain persons, require committees to file additional information in their statements of organization, amend the schedule for filing reports of receipts and expenditures and require additional information to be filed, require political action committees and independent expenditure committees to disclose information about bundled contributions, lower the threshold for reporting by all

41 committees about bundled contributions, require campaign funds to be used within a
42 certain period to retire the debts of certain types of political committees, limit the amount
43 of personal loans to a campaign that can be repaid, prohibit certain public officials from
44 fundraising to retire their campaign debts within a certain period, establish and regulate
45 non-contribution accounts, require non-coordination certifications, enhance reporting
46 requirements for independent expenditures, expand political advertising disclosures,
47 lower contribution limits for inaugural and legal defense committees, authorize the
48 Attorney General to maintain a transition committee, align the contribution limitation for
49 transition committees for Council Chairman and Attorney General with other limitations,
50 narrow the authorized purposes for legal defense committees and enhance the
51 information such committees report, repeal the aggregate contribution limitations made
52 by a contributor in a single election to candidates and political committees, provide that
53 limitations on contributions apply to political action committees in nonelection years, and
54 restrict the ability of government contractors to contribute to certain public officials
55 during certain periods; to amend the Prohibition on Government Employee Engagement
56 in Political Activity Act of 2010 to clarify that government employees may only use
57 annual or unpaid leave when they are designated by a public official to knowingly solicit,
58 accept, or receive contributions, require that employees only perform these functions for
59 certain types of committees, and expand the information reported and published about
60 designations; to amend the Procurement Practices Reform Act of 2010 to require
61 summaries of proposed contracts that come before the Council for approval to contain
62 additional information, and require websites established by the Chief Procurement
63 Officer to include certain government contracting and campaign finance information; and
64 to amend section 47-4701 of the District of Columbia Official Code to require a tax
65 abatement financial analysis to include certain government contracting and campaign
66 finance information.

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68 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
69 act may be cited as the "Campaign Finance Reform Amendment Act of 2018".

70 Sec. 2. Section 11(4) of the District of Columbia Statehood Constitutional Convention
71 Initiative of 1979, effective March 10, 1981 (D.C. Law 3-171; D.C. Official Code § 1-
72 129.21(4)), is amended by striking the phrase "Office of Campaign Finance" and inserting the
73 phrase "Campaign Finance Board" in its place.

74 Sec. 3. Section 2(e) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law
75 2-142; D.C. Official Code § 1-523.01(e)), is amended as follows:

76 (a) Paragraph (7) is amended by striking the phrase “Elections and Ethics” and inserting
77 the word “Elections” in its place.

78 (b) Paragraph (29) is amended by striking the phrase “Commission established” and
79 inserting the phrase “Commission, established” in its place.

80 (c) Paragraph (33) is amended by striking the phrase “; and” and inserting a semicolon in
81 its place.

82 (d) Paragraph (34) is amended by striking the period and inserting the phrase “; and” in
83 its place.

84 (e) A new paragraph (35) is added to read as follows:

85 “(35) The Campaign Finance Board, established by section 302 of the Board of
86 Ethics and Government Accountability Establishment and Comprehensive Ethics Reform
87 Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-
88 1163.02).”.

89 Sec. 4. The District of Columbia Government Comprehensive Merit Personnel Act of
90 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is
91 amended as follows:

92 (a) Section 301 (D.C. Official Code § 1-603.01) is amended as follows:

ENGROSSED ORIGINAL

93 (1) Paragraph (13) is amended by striking the phrase “Board of Ethics and
94 Government Accountability” and inserting the phrase “the Board of Ethics and Government
95 Accountability, the Campaign Finance Board” in its place.

96 (2) Paragraph (14A)(A) is amended to read as follows:

97 “(A) A candidate, as that term is defined in section 101 of the Board of
98 Ethics and Government Accountability Establishment and Comprehensive Ethics Reform
99 Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-
100 1161.01).”.

101 (b) Section 406(b) (D.C. Official Code § 1-604.06(b)) is amended as follows:

102 (1) Paragraph (4) is amended to read as follows:

103 “(4) For employees of the Board of Elections, the personnel authority is the Board
104 of Elections;”.

105 (2) Paragraph (4A) is amended by striking the period and inserting the phrase “;
106 and” in its place.

107 (3) A new paragraph (4B) is added to read as follows:

108 “(4B) For employees of the Campaign Finance Board, the personnel authority is
109 the Campaign Finance Board;”.

110 (c) Section 908(3) (D.C. Official Code § 1-609.08(3)) is amended by striking the phrase
111 “, District of Columbia Board of Elections and Ethics;” and inserting a semicolon in its place.

112 (d) Section 1108(c-1) (D.C. Official Code § 1-611.08(c-1)) is amended as follows:

113 (1) Paragraph (10) is amended by striking the phrase “Chairman per year.” and
114 inserting the phrase “Chairperson per year; and” in its place.

115 (2) A new paragraph (11) is added to read as follows:

116 “(11) Campaign Finance Board members shall be entitled to compensation at the
117 hourly rate of \$40 while actually in the service of the Board, not to exceed \$12,500 for each
118 member per year and \$26,500 for the Chairperson per year.”.

119 (e) Section 1801(a-2)(2) (D.C. Official Code § 1-618.01(a-2)(2)) is amended by striking
120 the phrase “Filers shall” and inserting the phrase “Filers, and members appointed by the Mayor
121 to a board or commission pursuant to section 2 of the Confirmation Act of 1978, effective March
122 3, 1979 (D.C. Law 2-142, D.C. Official Code § 1-523.01), shall” in its place.

123 Sec. 5. The District of Columbia Election Code of 1955, approved August 12, 1955 (69
124 Stat. 699; D.C. Official Code § 1-1001.01 *et seq.*), is amended as follows:

125 (a) Section 3(d) (D.C. Official Code § 1-1001.03(d)) is amended by striking the phrase
126 “the Chairman” and inserting the phrase “the Chairperson” in its place.

127 (b) Section 4 (D.C. Official Code § 1-1001.04) is amended as follows:

128 (1) Subsection (a) is amended by striking the phrase “government ethics or in
129 elections” and inserting the word “elections” in its place.

130 (2) Subsection (c) is amended to read as follows:

131 “(c) Each member of the Board, including the Chairperson, shall receive compensation as
132 provided in section 1108(c-1)(10) of the District of Columbia Government Comprehensive Merit

133 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-
134 611.08(c-1)(10)).”.

135 (c) Section 5 (D.C. Official Code § 1-1001.05) is amended as follows:

136 (1) Subsection (a)(14) is amended by striking the phrase “this act, the Board of
137 Ethics and Government Accountability Establishment and Comprehensive Ethics Reform
138 Amendment Act of 2011, passed on 2nd reading on December 20, 2011 (Enrolled version of Bill
139 19-511),” and inserting the phrase “this act,” in its place.

140 (2) Subsection (e)(1)(A) is amended by striking the phrase “Board. The Board, at
141 the request of the Director of Campaign Finance, shall provide employees, subject to the
142 compensation provisions of this paragraph, as requested to carry out the powers and duties of the
143 Director. Employees assigned to the Director shall, while so assigned, be under the direction and
144 control of the Director and may not be reassigned without the concurrence of the Director.” and
145 inserting the phrase “Board.” in its place.

146 (3) Subsection (g) is amended by striking the phrase “this act or under the Board
147 of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform
148 Amendment Act of 2011, passed on 2nd reading on December 20, 2011 (Enrolled version of Bill
149 19-511),” and inserting the phrase “this act” in its place.

150 (d) A new section 5a is added to read as follows:

151 “Sec. 5a. Advisory opinions.

152 “(a)(1) On its own initiative, or upon receiving a request from a person listed below and
153 within a reasonable time after its receipt, the Board shall provide an advisory opinion regarding
154 compliance with this act:

155 “(A) An elected official or a candidate to be an elected official;

156 “(B) Any person required to or who reasonably anticipates being required
157 to submit filings to the Board under this act in connection with a pending election or any
158 subsequent election; or

159 “(C) Any other person under the jurisdiction of the Board.

160 “(2)(A) The Board shall publish a concise statement of each request for an
161 advisory opinion, without identifying the person seeking the opinion, in the District of Columbia
162 Register within 20 days after its receipt by the Board. Comments upon the requested opinion
163 shall be received by the Board for a period of at least 15 days following publication of the
164 concise statement.

165 “(B) The Board may waive the requirements of subparagraph (A) of this
166 paragraph, following a finding that the issuance of the advisory opinion constitutes an emergency
167 necessary for the immediate preservation of the public peace, health, safety, welfare, or trust.

168 “(b) Advisory opinions shall be published in the District of Columbia Register within 30
169 days after their issuance; provided, that the identity of a person requesting an advisory opinion
170 shall not be disclosed in the District of Columbia Register without his or her prior consent in

171 writing. When issued according to rules of the Board, an advisory opinion shall be deemed to be
172 an order of the Board.

173 “(c) There shall be a rebuttable presumption that a transaction or activity undertaken by a
174 person in reliance on an advisory opinion from the Board is lawful if:

175 “(1) The person requested the advisory opinion;

176 “(2) The facts on which the opinion is based are full and accurate, to the best
177 knowledge of the person; and

178 “(3) The person, in good faith, substantially complies with any recommendations
179 in the advisory opinion.”.

180 (e) A new section 18 is added to read as follows:

181 “Sec. 18. Enforcement of act; penalties.

182 “(a) Recommendations of criminal or civil, or both, violations of this act shall be
183 presented by the General Counsel to the Board in accordance with the rules and regulations
184 adopted by the Board in accordance with the provisions of Title I of the District of Columbia
185 Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code §
186 2-501 *et seq.*).

187 “(b) Any person who violates any provision of this act may be assessed a civil penalty for
188 each violation of not more than \$2,000 by the Board pursuant to subsection (d) of this section.
189 For the purposes of this section, each day of noncompliance with an order of the Board shall
190 constitute a separate offense.

191 “(c) A person who aids, abets, or participates in the violation of any provision of this act
192 shall be subject to a civil penalty not to exceed \$1,000.

193 “(d)(1) A civil penalty shall be assessed by the Board by order. An order assessing a civil
194 penalty may be issued only after the person charged with a violation has been given an
195 opportunity for a hearing and the Board has determined, by a decision incorporating its findings
196 of facts, that a violation did occur, and the amount of the penalty. Any hearing under this section
197 shall be on the record and shall be held in accordance with Title I of the District of Columbia
198 Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code §
199 2-501 *et seq.*).

200 “(2) If a person against whom a civil penalty is assessed fails to pay the penalty,
201 the Board shall file a petition for enforcement of its order assessing the penalty in the Superior
202 Court of the District of Columbia. The petition shall designate the person against whom the order
203 is sought to be enforced as the respondent. A copy of the petition shall be sent by registered or
204 certified mail to the respondent and the respondent's attorney of record, and the Board shall
205 certify and file in court the record upon which the order sought to be enforced was issued. The
206 court shall have jurisdiction to enter a judgment enforcing, modifying and enforcing as so
207 modified, or setting aside, in whole or in part, the order and the decision of the Board or it may
208 remand the proceedings to the Board for further action as it may direct. The court may determine
209 de novo all issues of law, but the Board's findings of fact, if supported by substantial evidence,
210 shall be conclusive.

211 “(e) For the purposes of this act, actions of an agent acting for a candidate shall be
212 imputed to the candidate; provided, that the actions of the agent may not be imputed to the
213 candidate in the presence of a provision of law requiring a willful and knowing violation of this
214 act, unless the agency relationship to engage in the act is shown by clear and convincing
215 evidence.”.

216 Sec. 6. The Board of Ethics and Government Accountability Establishment and
217 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-
218 124; D.C. Official Code § 1-1161.01 *et seq.*), is amended as follows:

219 (a) The table of contents is amended as follows:

220 (1) Strike the phrase “District of Columbia Board of” and inserting the phrase
221 “Board of” in its place.

222 (2) Strike the phrase “Office of Campaign Finance” and insert the phrase
223 “Campaign Finance Board” in its place.

224 (b) Section 101 (D.C. Official Code § 1-1161.01) is amended as follows:

225 (1) A new paragraph (5A) is added to read as follows:

226 “(5A) “Campaign Finance Board” means the Campaign Finance Board established by
227 section 302.”.

228 (2) Paragraph (6) is amended as follows:

229 (A) The lead-in language is amended by striking the phrase ““Candidate”
230 means an individual who seeks nomination for election, or election, to office, whether or not the

231 individual is nominated or elected.” and inserting the phrase ““Candidate” means an individual
232 who seeks election to public office, whether or not the individual is nominated or elected.” in its
233 place.

234 (B) Subparagraph (A) is amended by striking the phrase “nomination for
235 election, or election, to office” and inserting the phrase “election to public office” in its place.

236 (C) Subparagraph (B) is amended by striking the phrase “nomination for
237 election, or election, to office” and inserting the phrase “election to public office” in its place.

238 (D) Subparagraph (C) is amended to read as follows:

239 “(C) Knows, or has reason to know, that any other person has received
240 contributions or made expenditures for that purpose, and has not notified that person in writing to
241 cease receiving contributions or making expenditures for that purpose; provided, that an
242 individual shall not be deemed to be a candidate if the individual notifies each person who has
243 received contributions or made expenditures that the individual is only testing the waters, has not
244 yet made any decision whether to seek election to public office, and is not a candidate.”.

245 (3) Paragraph (9) is amended by striking the phrase ““Compensation” means” and
246 inserting the phrase ““Compensation”, for the purposes of Subtitle E of Title II, means” in its
247 place.

248 (4) A new paragraph (9B) is added to read as follows:

249 “(9B) “Contracting authority” means:

250 “(A) The Chief Procurement Officer, as defined in section 104(11) of the
251 PPRA;

252 “(B) Any agency listed in section 201(b) of the PPRA;

253 “(C) Any agency listed in section 105(c) of the PPRA that transmits
254 contracts to the Council for approval pursuant to section 202 of the PPRA; and

255 “(D) The Council of the District of Columbia.”.

256 (5) Paragraph (10) is amended as follows:

257 (A) Subparagraph (A) is amended as follows:

258 (i) Sub-subparagraph (i) is amended as follows:

259 (I) Sub-sub-subparagraph (I) is amended by striking the
260 phrase “The nomination or election” and inserting the phrase “The election” in its place.

261 (II) Sub-sub-subparagraph (II) is amended by striking the
262 phrase “political committee or political action committee” and inserting the phrase “political
263 committee, political action committee, or independent expenditure committee” in its place.

264 (ii) Sub-subparagraph (ii)(IV) is amended by striking the period
265 and inserting a semicolon in its place.

266 (iii) Sub-subparagraph (iii) is amended by striking the period and
267 inserting the phrase “; and” in its place.

268 (iv) A new sub-subparagraph (iv) is added to read as follows:

269 “(iv) An expenditure that is coordinated with a public official, a
270 political committee affiliated with a public official, or an agent of any person described in this
271 sub-subparagraph.”.

272 (B) Subparagraph (B)(iii) is amended by striking the phrase “endorse nor
273 oppose” and inserting the phrase “support nor oppose” in its place.

274 (6) Paragraph (10B) is amended to read as follows:

275 “(10B)(A) “Coordinate” or “coordination” means to take an action, including
276 making a contribution or an expenditure:

277 “(i) At the explicit or implicit direction, request, or suggestion of a
278 public official, a political committee affiliated with a public official, or an agent of a public
279 official or a political committee affiliated with a public official; or

280 “(ii) In cooperation, consultation, or concert with, or with other
281 material involvement of a public official, a political committee affiliated with a public official, or
282 an agent of a public official or a political committee affiliated with a public official.

283 “(B) There shall be a rebuttable presumption that a contribution or an
284 expenditure is coordinated with a public official, a political committee affiliated with a public
285 official, or an agent of a public official or a political committee affiliated with a public official,
286 if:

287 “(i) The contribution or expenditure is made based on information
288 that the public official, political committee affiliated with the public official, or an agent of a

289 public official or a political committee affiliated with a public official, provided to the particular
290 person making the contribution or expenditure about its needs or plans, including information
291 about campaign messaging or planned expenditures;

292 “(ii) The person making the contribution or expenditure retains the
293 professional services of a person who also provides the public official, political committee
294 affiliated with the public official, or an agent of a public official or a political committee
295 affiliated with a public official, with professional services related to campaign or fundraising
296 strategy;

297 “(iii) The person making the contribution or expenditure is a
298 political committee, political action committee, or independent expenditure committee that was
299 established or is or was staffed in a leadership role by an individual who:

300 “(I) Works or previously worked in a senior position or in
301 an advisory capacity on the public official’s staff or on the public official’s principal campaign
302 committee; or

303 “(II) Who is a member of the public official’s immediate
304 family; or

305 “(iv) The contribution or expenditure is made for the purpose of
306 financing, directly or indirectly, the election of a candidate or a political committee affiliated
307 with that candidate, and that candidate has fundraised for the person making the expenditure.”.

308 (7) Paragraphs (10C) and (10D) are redesignated as paragraphs (10D) and (10E).

309 (8) A new paragraph (10C) is added to read as follows:

310 “(10C)(A)(i) “Covered contractor” means any business entity, or a principal of a
311 business entity, seeking or holding a contract or multiple contracts with the District government,
312 ~~but shall not include a labor organization.~~

313 “(ii) For the purposes of this paragraph, “contract” means
314 agreements with an aggregate value of \$250,000 or more, including the value of any option
315 period or similar contract extension or modification, for:

316 “(I) The rendition of services;

317 “(II) The furnishing of any goods, materials, supplies, or
318 equipment;

319 “(III) The construction, alteration or repair of any District
320 government-owned or District government-leased property;

321 “(IV) The acquisition, sale, lease, surplus, or disposition of
322 any land or building;

323 “(V) A licensing arrangement;

324 “(VI) A tax exemption or abatement; or

325 “(VII) A loan or loan guarantee, not including loans made
326 for non-commercial purposes, such as educational loans or residential mortgage loans.

327 “(iii) For the purposes of this paragraph, “contract” shall not
328 include a contract governing the employment of District government employees, including a

329 collective bargaining agreement.

330 “(B) Only contracts sought or held with overlapping contract periods shall
331 be aggregated for the purposes of determining the aggregate value of multiple contracts under
332 this paragraph.

333 “(C) The term “seeking”, for the purposes of a tax exemption or
334 abatement, means that legislation authorizing that tax abatement or exemption is pending before
335 the Council.”.

336 (9) Paragraph (12) is amended by striking the phrase “Elections Board” and
337 inserting the phrase “Campaign Finance Board” in its place.

338 (10) Paragraph (15) is amended by striking the phrase “to office” both times it
339 appears and inserting the phrase “to public office” in its place.

340 (11) Paragraph (20) is amended as follows:

341 (A) Subparagraph (D) is amended by striking the phrase “; and” and
342 inserting a semicolon in its place.

343 (B) Subparagraph (E) is amended by striking the period and inserting the
344 phrase “; and” in its place.

345 (C) A new subparagraph (F) is added to read as follows:

346 “(F) The Campaign Finance Board.”.

347 (12) Paragraph (21) is amended as follows:

348 (A) Subparagraph (A)(i)(I) is amended by striking the phrase “nomination
349 or election” and inserting the word “election” in its place.

350 (B) Subparagraph (B) is amended by striking the phrase “Elections Board”
351 and inserting the phrase “Campaign Finance Board” in its place.

352 (13) Paragraph (22) is amended to read as follows:

353 “(22) “Exploratory committee” means any person, or group of persons, organized
354 for the purpose of exploring the feasibility of an individual becoming a candidate for public
355 office in the District.”.

356 (14) Paragraph (27) is amended by striking the phrase “accepting, and spending”
357 and inserting the phrase “accepting, and expending” in its place.

358 (15) Paragraph (28A) is amended as follows:

359 (A) Subparagraph (A) is amended as follows:

360 (i) The lead-in language is amended by striking the phrase
361 “principal purpose” and inserting the word “purpose” in its place.

362 (ii) Sub-subparagraph (iii) is amended by striking the phrase “;
363 and” and inserting a semicolon in its place.

364 (B) Subparagraph (B) is amended as follows:

365 (i) Sub-subparagraph (i) is amended by striking the phrase “or
366 candidate; or” and inserting a semicolon in its place.

367 (ii) Sub-subparagraph (ii) is amended to read as follows:

368 “(ii) Any agent of a public official, including a political committee; and”.

369 (C) A new subparagraph (C) is added to read as follows:

370 “(C) Not a contribution to a political committee, political action committee, or
371 candidate.”.

372 (16) Paragraph (28B) is amended as follows:

373 (A) Subparagraph (A) is amended by striking the phrase “principal
374 purpose” and inserting the word “purpose” in its place.

375 (B) Subparagraph (B) is amended as follows:

376 (i) Sub-subparagraph (i) is amended by striking the phrase “or
377 candidate; or” and inserting the phrase “; or” in its place.

378 (ii) Sub-subparagraph (ii) is amended to read as follows:

379 “(ii) An agent of a public official, including a political committee;
380 and”.

381 (C) The lead-in language of subparagraph (C) is amended to read as
382 follows:

383 “(C) Does not transfer or contribute to:”.

384 (17) Paragraph (30) is amended by striking the phrase “spending funds to defray
385 the professional fees and costs for a public official’s legal defense to one or more civil, criminal,
386 or administrative proceedings” and inserting the phrase “expending funds to defray the
387 professional fees and costs for a public official’s legal defense to one or more civil, criminal, or

388 administrative proceedings arising directly out of the conduct of a campaign, the election
389 process, or the performance of the public official’s governmental activities and duties” in its
390 place.

391 (18) Paragraph (33B) is amended to read as follows:

392 “(33B) “Material involvement” means, with respect to a contribution or
393 expenditure, any communication to or from a public official, political committee affiliated with
394 public official, or any agent of a public official or political committee affiliated with a public
395 official, related to the contribution or expenditure. Material involvement includes devising or
396 helping to devise the strategy, content, means of dissemination, or timing of the contribution or
397 expenditure, or making any express or implied solicitation of the contribution or expenditure.”.

398 (19) A new paragraph (34A) is added to read as follows:

399 “(34A) “Non-contribution account” means a financial account of a political action
400 committee that is segregated from other accounts of the political action committee and is used
401 for the sole purpose of making independent expenditures.”.

402 (20) Paragraph (43A) is amended as follows:

403 (A) Subparagraph (A) is amended as follows:

404 (i) The lead-in language is amended by striking the phrase
405 “principal purpose” and inserting the word “purpose” in its place.

406 (ii) Sub-subparagraph (i) is amended by striking the phrase “The
407 nomination or election” and inserting the phrase “The election” in its place.

408 (B) Subparagraph (B) is amended as follows:

409 (i) Sub-subparagraph (i) is amended by striking the phrase “or
410 candidate; or” and inserting the phrase “; or” in its place.

411 (ii) Sub-subparagraph (ii) is amended to read as follows:

412 “(ii) Any agent of a public official, including a political
413 committee.”.

414 (21) Paragraph (44) is amended as follows:

415 (A) The lead-in language is amended by striking the phrase “any
416 committee (including any principal campaign, inaugural, exploratory, transition, or legal defense
417 committee)” and inserting the phrase “any committee” in its place.

418 (B) Subparagraph (A) is amended as follows:

419 (i) The lead-in language is amended by striking the phrase
420 “principal purpose” and inserting the word “purpose” in its place.

421 (ii) Sub-subparagraph (i) is amended by striking the phrase “The
422 nomination or election” and inserting the phrase “The election” in its place.

423 (iii) Sub-subparagraph (ii) is amended by striking the phrase
424 “party;” and inserting the phrase “party; or” in its place.

425 (C) Subparagraph (C) is amended to read as follows:

426 “(C) Controlled by or coordinated with any public official or agent of a
427 public official.”.

428 (22) New paragraphs (45A), (45B), (45C), and (45D) are added to read as
429 follows:

430 “(45A) “PPRA” means the Procurement Practices Reform Act of 2010, effective
431 April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.01 *et seq.*).

432 “(45B) “Principal” of a business entity, for purposes of paragraph (10C) of this
433 section, means senior officers of that business entity, such as president, executive director, chief
434 executive officer, chief operating officer, or chief financial officer. If a business entity is an
435 educational institution, “principal” shall not include deans of that business entity.

436 “(45C) “Prohibited period” means:

437 “(A) For the types of contracts described in paragraph (10C)(A)(ii)(I), (I),
438 (III), and (IV) (but not leases, surpluses, or dispositions) of this section, from the date of the
439 solicitation or similar invitation or opportunity to contract to:

440 “(i) If the covered contractor's response to the solicitation is
441 unsuccessful, the termination of negotiations or notification by the District that the covered
442 contractor's response was unsuccessful;

443 “(ii) If the covered contractor’s response to the solicitation is
444 successful, one year after the termination of the contract;

445 “(B) For the types of contracts described in paragraphs (10C)(A)(ii)(IV)
446 (only leases), (V), and (VII) of this section, from the date of the solicitation or similar invitation
447 or opportunity to contract to:

448 “(i) If the covered contractor's response to the solicitation is
449 unsuccessful, the termination of negotiations or notification by the District that the covered
450 contractor's response was unsuccessful;

451 “(ii) If the covered contractor’s response to the solicitation is
452 successful, one year after the entrance into the contract;

453 “(C) For the types of contracts described in paragraph (10C)(A)(ii)(IV)
454 (only surpluses and dispositions) of this section, from the date of the solicitation or similar
455 invitation or opportunity to contract to:

456 “(i) If the covered contractor's response to the solicitation is
457 unsuccessful before the introduction of legislation before the Council, the termination of
458 negotiations or notification by the District that the covered contractor's response was
459 unsuccessful;

460 “(ii) If the covered contractor’s response to the solicitation is
461 successful and legislation is introduced before the Council:

462 “(I) If the legislation is not passed before the end of that
463 Council Period or is disapproved, the end of that Council period; or

464 “(II) If the legislation passes, one year after the effective
465 date of the legislation; and

466 “(D) For the types of contracts described in paragraph (10C)(A)(ii)(VI) of
467 this section, from the introduction of legislation, or the inclusion of such a contract in pending

468 legislation, before the Council to:

469 “(i) If the legislation is not passed before the end of that Council
470 Period or is disapproved, the end of that Council Period; or

471 “(ii) If the legislation passes, one year after the effective date of the
472 legislation.

473 “(45D) “Prohibited recipient” means:

474 “(A) If the covered contractor is seeking or holding a contract, as defined
475 in paragraph (10C)(A)(ii) of this section, with, or for which the procurement process would be
476 overseen by, a District agency subordinate to the Mayor:

477 “(i) The Mayor;

478 “(ii) Any candidate for Mayor;

479 “(iii) Any political committee affiliated with the Mayor or a
480 candidate for Mayor; and

481 “(iv) Any constituent-service program affiliated with the Mayor;

482 “(B) If the covered contractor is seeking or holding a contract, as defined
483 in paragraph (10C)(A)(ii) of this section, with the Office of the Attorney General:

484 “(i) The Attorney General;

485 “(ii) Any candidate for Attorney General; and

486 “(iii) Any political committee affiliated with the Attorney General
487 or a candidate for Attorney General; and

488 “(C) If the covered contractor is seeking or holding a contract, as defined
489 in paragraph (10C)(A)(ii) of this section, with the Council, that must come before the Council for
490 its approval pursuant to section 451 of the District of Columbia Home Rule Act, approved
491 December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), or which must otherwise be
492 approved by the Council legislatively to take effect (such as tax abatements or exemptions, or
493 surpluses and dispositions of District property):

494 “(i) Any Councilmember;

495 “(ii) Any candidate for Councilmember;

496 “(iii) Any political committee affiliated with a Councilmember or a
497 candidate for Councilmember; and

498 “(iv) Any constituent-service program affiliated with a
499 Councilmember.”.

500 (23) Paragraph (47)(A) is amended to read as follows:

501 “(A) A candidate;”.

502 (24) Paragraph (52) is amended by striking the phrase “Chairman of the Council
503 or the Mayor” and inserting the phrase “Mayor, Attorney General, or Chairman of the Council”
504 in its place.

505 (c) Section 220(a) (D.C. Official Code § 1-1162.20(a)) is amended as follows:

506 (1) Paragraph (4) is amended by striking the phrase “; and” and inserting a
507 semicolon in its place.

508 (2) Paragraph (5) is amended by striking the period and inserting the phrase “;
509 and” in its place.

510 (3) A new paragraph (6) is added to read as follows:

511 “(6) All political contributions, including bundled contributions, reported as
512 required in section 230.”.

513 (d) Section 224(a) (D.C. Official Code § 1-1162.24(a)) is amended as follows:

514 (1) Paragraph (1) is amended by striking the phrase “nomination for election, or
515 election, to” and inserting the phrase “election to” in its place.

516 (2) Paragraph (3) is amended by striking the phrase “nomination for election, or
517 election, to” both times it appears and inserting the phrase “election to” in its place.

518 (e) Section 231 (D.C. Official Code § 1-1162.31) is amended by adding a new subsection
519 (h) to read as follows:

520 “(h) Registrants shall not bundle contributions to principal campaign committees,
521 exploratory committees, inaugural committees, transition committees, or legal defense
522 committees.”.

523 (f) Section 302 (D.C. Official Code § 1-1163.02) is amended to read as follows:

524 “Sec. 302. Campaign Finance Board established; duties; enforcement of title.

525 “(a) There is established the Campaign Finance Board, whose purpose shall be to:

526 “(1) Appoint a Director of Campaign Finance, who shall:

527 “(A) Serve at the pleasure of the Campaign Finance Board; and

528 “(B) Be compensated at the maximum rate for Grade 16 of the District
529 Schedule, pursuant to Title XI of chapter 6 of the Merit Personnel Act;

530 “(2) Annually review the performance of the Director of Campaign Finance;

531 “(3) Administer and enforce the District’s campaign finance laws;

532 “(4) Refer alleged violations for prosecution as provided in this title; and

533 “(5) Issue rules related to the District’s campaign finance laws.

534 “(b)(1) Where the Campaign Finance Board, following the presentation by the Director
535 of Campaign Finance of evidence constituting an apparent violation of this title, makes a finding
536 of an apparent violation of this title, it shall refer the case for prosecution as provided for in
537 section 335, and shall make public the fact of such referral and the basis for the finding.

538 “(2) The Campaign Finance Board, through its General Counsel:

539 “(A) Shall initiate, maintain, defend, or appeal any civil action (in the
540 name of the Campaign Finance Board) relating to the enforcement of the provisions of this title;
541 and

542 “(B) May petition the courts of the District of Columbia for declaratory or
543 injunctive relief concerning any action covered by the provisions of this title.”.

544 (g) New sections 302a and 302b are added to read as follows:

545 “Sec. 302a. Composition; term; qualifications; removal.

546 “(a)(1) The Campaign Finance Board shall consist of 5 members, no more than 3 of
547 whom shall be of the same political party, appointed by the Mayor with the advice and consent
548 of the Council.

549 “(2) Members shall be appointed to serve for terms of 6 years, except the
550 members first appointed. Of the members first appointed, one member shall be appointed to
551 serve for a 2-year term, 2 members shall be appointed to serve a 4-year term, and 2 members
552 shall be appointed to serve a 6-year term, as designated by the Mayor. The terms of the 5 initial
553 members shall begin on October 1, 2019.

554 “(b) The Mayor shall designate the Chairperson of the Campaign Finance Board.

555 “(c) Unless the unexpired term is less than 6 months, any person appointed to fill a
556 vacancy on the Campaign Finance Board shall be appointed only for the unexpired term of the
557 member whose vacancy he or she is filling.

558 “(d) A member may be reappointed, and, if not reappointed, notwithstanding section 2(c)
559 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code
560 § 1-523.01(c)), the member may serve until the member’s successor has been appointed and
561 approved.

562 “(e) When appointing a member of the Campaign Finance Board, the Mayor and Council
563 shall consider whether the individual possesses particular knowledge, training, or experience in
564 campaign finance law or administration.

565 “(f) A person shall not be a member of the Campaign Finance Board unless the person:

566 “(1) Is a duly-registered District voter;

567 “(2) Has resided in the District continuously for the 3-year period preceding the
568 day the person is appointed; and

569 “(3) Holds no other office or employment in the District government.

570 “(g) No person, while a member of the Campaign Finance Board, shall:

571 “(1) Campaign for any public office;

572 “(2) Serve in a leadership capacity or hold any office in a political party or
573 political committee, political action committee, or independent expenditure committee;

574 “(3) Participate in any political campaign in any District election, including by:

575 “(A) Making speeches for or publicly supporting or opposing a District
576 candidate, political party, political committee, political action committee, independent
577 expenditure committee, recall, initiative, or referendum;

578 “(B) Fundraising for or contributing to a District candidate, political party,
579 political committee, political action committee, independent expenditure committee, recall,
580 initiative, or referendum; or

581 “(C) Attending or purchasing a ticket for a dinner or other event sponsored
582 by or supporting or opposing a District candidate, political party, political committee, political
583 action committee, independent expenditure committee, recall, initiative, or referendum;

584 “(4) Be a lobbyist;

585 “(5) Be an officer, director, or employee of an organization receiving District
586 funds who has managerial or discretionary responsibilities with respect to those funds;

587 “(6) Use their status as a member to directly or indirectly attempt to influence any
588 decision of the District government relating to any action that is not within the Board’s purview;
589 or

590 “(7) Be convicted of having committed an election- or campaign finance-related
591 felony in the District of Columbia; or if the crime is committed elsewhere, conviction of such
592 offense as would be an election- or campaign finance-related felony in the District of Columbia.

593 “(h) Each member of the Campaign Finance Board, including the Chairperson, shall
594 receive compensation as provided in section 1108(c-1)(11) of the Merit Personnel Act.

595 “(i) A member may be removed for good cause, including engaging in any activity
596 prohibited by subsection (f) or (g) of this section.

597 “(j)(1) The Campaign Finance Board shall hold regular monthly meetings in accordance
598 with a schedule to be established by the Campaign Finance Board. Additional meetings may be
599 called as needed.

600 “(2) The Campaign Finance Board shall provide notice of meetings and shall
601 conduct its meetings in compliance with the Open Meetings Act, effective March 31, 2011 (D.C.
602 Law 18-350; D.C. Official Code § 2-571 *et seq.*).

603 “Section 302b. Board independent agency; facilities; seal.

604 “(a) In the performance of its duties, or in matters of procurement, the Campaign Finance
605 Board shall not be subject to the direction of any nonjudicial officer of the District, except as
606 provided in the Merit Personnel Act.

607 “(b) The District government shall furnish to the Campaign Finance Board such records,
608 information, services, personnel, offices, equipment, and such other assistance and facilities as
609 may be necessary to enable the Campaign Finance Board to properly to perform its functions.

610 “(c) Subject to the approval of the Mayor, the Campaign Finance Board is authorized to
611 adopt and use a seal.”.

612 (h) Section 303 (D.C. Official Code § 1-1163.03) is amended as follows:

613 (1) Subsection (a) is amended as follows:

614 (A) Paragraph (1) is amended as follows:

615 (i) The lead-in language is amended by striking the phrase “of
616 general applicability approved by the Elections Board” and inserting the phrase “approved by the
617 Campaign Finance Board” in its place.

618 (ii) Subparagraph (A) is amended by striking the phrase “under
619 oath” and inserting the phrase “under oath, affirmation,” in its place.

620 (iii) Subparagraph (C) is amended by striking the phrase
621 “administer oaths” and inserting the phrase “administer oaths and affirmations” in its place.

622 (iv) Subparagraph (D) is amended by striking the phrase “of its
623 duties” and inserting the phrase “of the Campaign Finance Board’s duties” in its place.

624 (v) Subparagraph (E) is amended by striking the phrase “to
625 administer oaths” and inserting the phrase “to administer oaths and affirmations” in its place.

626 (vi) Subparagraph (F) is amended by striking the semicolon and
627 inserting the phrase “; and” in its place.

628 (vii) Subparagraph (G) is repealed.

629 (viii) Subparagraph (H) is amended as follows:

630 (I) Strike the phrase “Elections Board” wherever it appears
631 and inserting the phrase “Campaign Finance Board” in its place.

632 (II) Strike the phrase “in section 302(c)” and insert the
633 phrase “in section 302(b)” in its place.

634 (B) Paragraph (2) is amended by striking the phrase “Elections Board” and
635 inserting the phrase “Campaign Finance Board” in its place.

636 (2) Subsection (b) is amended by striking the phrase “Elections Board” both times
637 it appears and inserting the phrase “Campaign Finance Board” in its place.

638 (3) Subsection (c) is amended to read as follows:

639 “(c)(1) All investigations of alleged violations of this title shall be made by the Director
640 of Campaign Finance in his or her discretion, in accordance with procedures of general
641 applicability issued by the Director of Campaign Finance in accordance with the Administrative
642 Procedure Act.

643 “(2) All allegations of violations of this title, which shall be presented to the
644 Campaign Finance Board in writing, shall be transmitted to the Director of Campaign Finance
645 without action by the Campaign Finance Board.

646 “(3) The Director of Campaign Finance shall present evidence concerning the
647 alleged violation to the Campaign Finance Board within a reasonable time, if he or she believes
648 that sufficient evidence exists constituting an apparent violation.

649 “(4) Following the presentation of evidence to the Campaign Finance Board, in an
650 adversary proceeding and an open hearing, the Campaign Finance Board may refer the matter for
651 prosecution in accordance with the provisions of section 302(b) or may dismiss the action. In no
652 case may the Campaign Finance Board refer information concerning an alleged violation of this
653 title for prosecution without the presentation of evidence by the Director of Campaign Finance.

654 “(5) Should the Director of Campaign Finance fail to present a matter or advise
655 the Campaign Finance Board that insufficient evidence exists to present a matter or that an
656 additional period of time is needed to investigate the matter further, the Campaign Finance Board
657 may order the Director of Campaign Finance to present the matter within 90 days after its
658 receipt.”.

659 (i) Section 304 (D.C. Official Code § 1-1163.04) is amended as follows:

660 (1) The section heading is amended by striking the phrase “of Director” and
661 inserting the phrase “of the Director” in its place.

662 (2) Paragraph (1) is amended by striking the phrase “for the making of the reports
663 and statements required to be filed with him or her” and inserting the phrase “for persons to
664 make the reports and statements required to be filed with the Director of Campaign Finance” in
665 its place.

666 (3) Paragraph (1A) is amended to read as follows:

667 “(1A) Require that all reports filed with the Director of Campaign Finance
668 pursuant to this title be submitted electronically, provided that reasonable accommodations shall
669 be made where an actual hardship in complying with this paragraph is demonstrated to the
670 Director of Campaign Finance;”.

671 (4) Paragraph (1B) is amended as follows:

672 (A) Designate the existing text as subparagraph (A).

673 (B) The newly designated subparagraph (A) is amended by striking the
674 phrase “recipients and agencies pursuant to sections of this title” and inserting the phrase “filers
675 pursuant to this title” in its place.

676 (C) Add a new subparagraph (B) to read as follows:

677 “(B) For the purposes of searching receipts of contributions and
678 expenditures, “sortable” means able to be downloaded and filtered by street address, city, state,
679 or zip code of the contributor or payee;”.

680 (5) Paragraph (2) is amended by striking the phrase “consonant with” and
681 inserting the phrase “consistent with” in its place.

682 (6) Paragraph (3) is amended by striking the phrase “statement by hand and by
683 duplicating machine” and inserting the word “statement” in its place.

684 (7) Paragraph (4) is amended to read as follows:

685 “(4) Preserve paper and electronic copies of reports and statements for a period of
686 at least 10 years from date of receipt;”.

687 (8) Paragraph (5) is amended by striking the phrase “current list of all statements
688 or parts of statements” and inserting the phrase “current list of all reports and statements” in its
689 place.

690 (9) Paragraph (6) is repealed.

691 (10) Paragraph (7) is amended to read as follows:

692 “(7)(A) Make any reports prepared under this title available online, including a
693 biennial report summarizing the receipts and expenditures of candidates, political committees,
694 political action committees, and independent expenditure committees, during the prior 2-year
695 period.

696 “(B) The Director of Campaign Finance shall publish the biennial report
697 required in subparagraph (A) of this paragraph by December 31 of each odd-numbered year. The
698 report shall describe the receipts and expenditures of candidates for Mayor, Attorney General,
699 Chairman and members of the Council, members of the State Board of Education, shadow
700 Senator, and shadow Representative, but shall exclude candidates for Advisory Neighborhood
701 Commissioner. The report shall provide, at a minimum, the following information:

702 “(i) A summary of each candidate’s receipts, in dollar amount and
703 percentage terms, by categories of contributors that the Director of Campaign Finance considers
704 appropriate, such as the candidate himself or herself, individuals, political committees,
705 corporations, partnerships, and labor organizations;

706 “(ii) A summary of each candidate’s receipts, in dollar amount and
707 percentage terms, by the size of the contribution, including contributions of \$500 or more;
708 contributions of \$250 or more but less than \$500; contributions of \$100 or more but less than
709 \$250; and contributions of less than \$100;

710 “(iii) The total amount of a candidate’s receipts and expenditures
711 for primary and general elections, respectively, when applicable;

712 “(iv) A summary of each candidate’s expenditures, in dollar
713 amount and percentage terms, by operating expenditures, transfers to other authorized
714 committees, loan repayments, and refunds of contributions; and

715 “(v) A summary of the receipts and expenditures of political
716 committees, political action committees, and independent expenditure committees using
717 categories considered appropriate by the Director of Campaign Finance;”.

718 (11) Paragraph (7A) is amended as follows:

719 (A) A new subparagraph (A-i) is added to read as follows:

720 “(A-i) Include content on the Fair Elections Program and the requirements of this
721 title pertaining to business contributors, their affiliated entities, and covered contractors;”.

722 (B) Subparagraph (C) is amended by striking the phrase “The names of the
723 participants shall be posted on the website of the Office of Campaign Finance” and inserting the
724 phrase “The names of the participants and those participants who have not completed the training
725 shall be prominently displayed on the website of the Campaign Finance Board” in its place.

726 (12) Paragraph (9) is amended by striking the phrase “Elections Board” and
727 inserting the phrase “Campaign Finance Board” in its place.

728 (j) Section 306 (D.C. Official Code § 1-1163.06) is amended as follows:

729 (1) Subsection (a) is amended to read as follows:

730 “(a)(1) On its own initiative, or upon receiving a request from a person listed below and
731 within a reasonable time after its receipt, the Campaign Finance Board shall provide an advisory
732 opinion regarding compliance with this act:

733 “(A) A public official;

734 “(B) A political committee, political action committee, or independent
735 expenditure committee;

736 “(C) An official of a political party;

737 “(D) Any person required to or who reasonably anticipates being required
738 to submit filings to the Campaign Finance Board under this title; or

739 “(E) Any other person under the jurisdiction of the Campaign Finance
740 Board.

741 “(2) The Campaign Finance Board shall publish a concise statement of each
742 request for an advisory opinion, without identifying the person seeking the opinion, in the
743 District of Columbia Register within 20 days after its receipt. Comments upon the requested
744 opinion shall be received by the Campaign Finance Board for a period of at least 15 days
745 following publication. The Campaign Finance Board may waive the advance notice and public
746 comment provisions, following a finding that the issuance of the advisory opinion constitutes an
747 emergency necessary for the immediate preservation of the public peace, health, safety, welfare,
748 or trust.”.

749 (2) Subsection (b) is amended by striking the phrase “Elections Board” both times
750 it appears and inserting the phrase “Campaign Finance Board” in its place.

751 (3) Subsection (c) is amended by striking the phrase “Elections Board” and
752 inserting the phrase “Campaign Finance Board” in its place.

753 (k) Section 307 (D.C. Official Code § 1-1163.07) is amended as follows:

754 (1) Paragraph (1)(B) is amended by striking the phrase “and position of the
755 custodian of books and accounts” and inserting the phrase “employer of the treasurer” in its
756 place.

757 (2) Paragraph (4) is amended by striking the word “chairman” both times it
758 appears and inserting the word “chairperson” in its place.

759 (3) Paragraph (5) is amended as follows:

760 (A) Subparagraph (A) is amended as follows:

761 (i) Strike the phrase “occupation and the principal” and insert the
762 phrase “occupation, employer, and the principal” in its place.

763 (ii) Strike the phrase “was made” and insert the phrase “was made,
764 if applicable” in its place.

765 (B) Subparagraph (B) is amended by striking the phrase “Elections Board”
766 and inserting the phrase “Campaign Finance Board” in its place.

767 (4) Paragraph (6) is amended by striking the phrase “officers, members” and
768 inserting the phrase “officers, directors, members” in its place.

769 (l) Section 308(b) (D.C. Official Code § 1-1163.08(b)) is amended by striking the phrase
770 “Elections Board” and inserting the phrase “Campaign Finance Board” in its place.

771 (m) Section 309 (D.C. Official Code § 1-1163.09) is amended as follows:

772 (1) Subsection (b) is amended to read as follows:

773 “(b)(1) The reports required by subsection (a) of this section shall be filed according to
774 the following schedule:

775 “(A) For political committees:

776 “(i) In an election year for the office sought, by the 10th day of
777 February, April, July, September, and December, and 8 days before the primary, general, or
778 special election, as applicable to the candidate;

779 “(ii) In a non-election year for the office sought, by the 10th day of
780 February, July, September, and December; and

781 “(B) For political action committees and independent expenditure
782 committees, by the 10th day of February, April, July, September, and December, and 8 days
783 before a primary, general, or special election.

784 “(2) The reports shall be complete as of the closing date prescribed by the
785 Director of Campaign Finance, which shall not be more than 10 days before the date of filing,
786 except that any contribution of \$200 or more received after the closing date prescribed by the
787 Director of Campaign Finance for the last report required to be filed before the election shall be
788 reported within 24 hours after its receipt.”.

789 (2) Subsection (c) is amended as follows:

790 (A) Strike the phrase “the occupation” wherever it appears and insert the
791 phrase “the occupation, employer,” in its place.

792 (B) A new paragraph (2B) is added to read as follows:

793 “(2B) For a report filed by a political action committee that has established
794 a non-contribution account, any receipts that have been allocated to that account;”.

795 (3) Subsection (e)(4) is amended by striking the phrase
796 “The Elections Board” and inserting the phrase “The Campaign Finance Board” in its place.

797 (4) Subsection (f) is amended as follows:

798 (A) The lead-in language is amended by striking the phrase “Each political
799 committee (including principal campaign, inaugural, transition, and exploratory committees)”

800 and inserting the phrase “Each political committee, political action committee, and independent
801 expenditure committee” in its place.

802 (B) Paragraph (1) is amended to read as follows:

803 “(1) Name, address, employer, and occupation of each person reasonably known
804 by the committee to have bundled in excess of \$5,000 during the reporting period; and”.

805 (n) Section 310 (D.C. Official Code § 1-1163.10) is amended as follows:

806 (1) Subsection (a) is amended to read as follows:

807 “(a) Each candidate shall designate in writing one political committee as his or her
808 principal campaign committee. The principal campaign committee shall receive all reports made
809 by any other political committee accepting contributions or making expenditures for the purpose
810 of influencing the election of the candidate who designated it as his or her principal campaign
811 committee. The principal campaign committee may require additional reports to be made to it by
812 any political committee and may designate the time and number of all reports. No political
813 committee may be designated as the principal campaign committee of more than one candidate,
814 except a principal campaign committee supporting the election of a candidate as an official of a
815 political party may support the election of more than one candidate but may not support the
816 election of a candidate for any public office.”.

817 (2) Subsection (c) is amended by striking the phrase “Elections Board” and
818 inserting the phrase “Campaign Finance Board” in its place.

819 (o) Section 310a (D.C. Official Code § 1-1163.10a) is amended to read as follows:

820 “(a) Except as provided in section 332h, within the limitations specified in this act, any
821 surplus, residual, or unexpended campaign funds received by or on behalf of a candidate shall
822 be:

823 “(1) Contributed to a political party for political purposes;

824 “(2) Within 6 months after the election, used to retire the proper debts of his or
825 her political committee that received the funds, after which the candidate shall be personally
826 liable for any remaining debts; provided, that any loans made by a candidate to support his or her
827 campaign may only be repaid up to the amount of \$25,000;

828 “(3) Transferred to:

829 “(A) A political committee;

830 “(B) A nonprofit organization within the meaning of section 501(c) of the
831 Internal Revenue Code, operating in good standing in the District for a minimum of one calendar
832 year before the date of any transfer; or

833 “(C) In the case of the Mayor or a Councilmember, an established
834 constituent-service program; or

835 “(4) Returned to the donors as follows:

836 “(A) In the case of an individual defeated in an election, within 6 months
837 after the election;

838 “(B) In the case of an individual elected to office, within 6 months after
839 the election; and

840 “(C) In the case of an individual ceasing to be a candidate, within 6
841 months thereafter.

842 “(b) No public official elected to office shall fundraise after 6 months after the election to
843 retire the proper debts of the public official’s political committee, for which the public official is
844 now personally liable.”.

845 (p) Section 311 (D.C. Official Code § 1-1163.11) is amended as follows:

846 (1) The section heading is amended by striking the phrase “organization filed by
847 political committees” and inserting the word “organization” in its place.

848 (2) Paragraph (1) is amended by striking the phrase “affiliated or connected” and
849 inserting the word “affiliated” in its place.

850 (3) Paragraph (3) is amended as follows:

851 (A) Subparagraph (A) is amended by striking the phrase “Each candidate”
852 and inserting the phrase “Any candidate” in its place.

853 (B) Subparagraph (B) is amended by striking the phrase “nomination for
854 election or election,” and inserting the word “election” in its place.

855 (4) Paragraph (4) is amended by striking the phrase “political committee” and
856 inserting the phrase “political committee, political action committee, or independent expenditure
857 committee” in its place.

858 (5) Paragraph (5) is amended by striking “The disposition” and inserting “The
859 plan for the disposition” in its place.

860 (q) Section 312(a) (D.C. Official Code § 1-1163.12(a)) is amended by striking the phrase
861 “within 5 days of becoming a candidate, or within 5 days of the day on which he or she, or any
862 person authorized by him or her to do so, has received a contribution or made an expenditure in
863 connection with his or her campaign or for the purposes of preparing to undertake his or her
864 campaign” and inserting the phrase “within 5 days after becoming a candidate,” in its place.

865 (r) A new section 312a (D.C. Official Code § 1-1163.12a) is added to read as follows:

866 “Sec. 312a. Non-contribution accounts.

867 “(a) A political action committee shall not make an independent expenditure unless it
868 establishes a non-contribution account for the purpose of making such independent expenditures.

869 “(b) A political action committee must notify the Campaign Finance Board within ten
870 days after establishing a non-contribution account.

871 “(c) A political action committee that establishes a non-contribution account shall ensure
872 that:

873 “(1) The non-contribution account remains segregated from any accounts of the
874 political action committee that are used to make contributions to candidates, political
875 committees, political action committees, or political parties;

876 “(2) No contribution to the political action committee is deposited in the non-
877 contribution account unless the contributor has specifically designated the contribution for the
878 purpose of making an independent expenditure;

879 “(3) Contributions by the political action committee are not made from the non-
880 contribution account;

881 “(4) The non-contribution account pays a proportional share, as determined by the
882 Director of Campaign Finance, of the political action committee's administrative expenses.

883 “(d) If a political action committee has established a non-contribution account, it must, in
884 any reports it files pursuant to section 309, identify any receipts that have been allocated to that
885 account.”.

886 (s) Section 313 (D.C. Official Code § 1-1163.13) is amended as follows:

887 (1) Subsection (a) is amended to read as follows:

888 “(a)(1) Every political action committee and independent expenditure committee shall
889 certify, in each report filed with the Director of Campaign Finance, that the contributions it has
890 received and the expenditures it has made have not been controlled by or coordinated with any
891 public official, political committee affiliated with a public official, or an agent of a public official
892 or political committee affiliated with a public official.

893 “(2) Every independent expenditure committee shall further certify, in each report
894 filed with the Director of Campaign Finance, that it has not made any contributions or transfers
895 of funds to any public official, political committee, or any political action committee.”.

896 (2) Subsection (b) is amended as follows:

897 (A) Paragraph (2) is amended to read as follows:

898 “(2) A business contributor shall comply with all requests from the Campaign
899 Finance Board to provide information about its individual owners, the identity of affiliated
900 entities, the individual owners of affiliated entities, the contributions or expenditures made by
901 such entities, and any other information the Director of Campaign Finance deems relevant to
902 enforcing the provisions of this act.”.

903 (B) Paragraph (3) is amended to read as follows:

904 “(3)(A) Any person other than a political committee, political action committee,
905 or independent expenditure committee that makes one or more independent expenditures in an
906 aggregate amount of \$50 or more within a calendar year shall, in a report filed with the Director
907 of Campaign Finance, identify:

908 “(i) The name and address of the person;

909 “(ii) The name and address of any of the person's affiliated entities
910 that have also made an independent expenditure;

911 “(iii) The amount and purpose of the expenditures;

912 “(iv) The names of any candidates, initiatives, referenda, or recalls
913 in support of or in opposition to which the expenditures are directed; and

914 “(v) A certification that, to the best of the person's knowledge, the
915 independent expenditures were not controlled by or coordinated with any public official, political
916 committee affiliated with a public official, or an agent of any person described in this sub-
917 subparagraph.

918 “(B) If the person under subparagraph (A) of this paragraph is not an
919 individual, any report filed under this paragraph shall also include:

920 “(i) The person’s principal place of business;

921 “(ii) The name and address of each person whose total
922 contributions to the person reporting during the period covered by the report exceeded \$200; and

923 “(iii) The date and amount of each contribution by each person
924 whose total contributions to the person reporting during the period covered by the report
925 exceeded \$200.

926 “(C) The report shall be filed on the dates which reports by committees are
927 filed, unless the value of the independent expenditure totals \$1,000 or more in a 2-week period,
928 in which case the report shall be filed within 14 days after the independent expenditure.”.

929 (t) Section 315 (D.C. Official Code § 1-1163.15) is amended to read as follows:

930 “Sec. 315. Identification of political advertising.

931 “(a)(1) A candidate, political committee, or political action committee shall identify its
932 political advertising by the words “paid for by”, followed by the name and address of the
933 candidate or committee and the name of the committee’s treasurer, as applicable.

934 “(2) An independent expenditure committee or person making an independent
935 expenditure shall identify its political advertising by the words “paid for by”, followed by the
936 name and address of the independent expenditure committee and the name of the committee’s
937 treasurer, or the name and address of the person making the independent expenditure. The

938 political advertising shall also include a written or oral statement of the words "Top Five
939 Contributors", followed by a list of the five largest contributors to the independent expenditure
940 committee or person making the independent expenditure, if applicable, during the 12-month
941 period before the date of the political advertising.

942 “(b) A political committee, political action committee, independent expenditure
943 committee, or person making an independent expenditure shall include a statement on the face or
944 front page, if printed, or an oral statement, if audiovisual, of all political advertising soliciting
945 contributions the following notice: “A copy of our report is filed with the Director of Campaign
946 Finance of the Campaign Finance Board.

947 “(c) The identifications required by this section need not be included on items the size of
948 which makes the inclusion of such identifications impractical.

949 “(d) For the purposes of this section, the term “political advertising” includes newspaper
950 and magazine advertising; posters; circulars and mailers; billboards; handbills; bumper stickers;
951 sample ballots; initiative, referendum, or recall petitions; radio or television advertisements; paid
952 telephone calls and text messaging; digital media advertisements; and other printed and digital
953 materials produced by the persons in this subsection and intended to support or oppose:

954 “(1) A candidate or group of candidates; or

955 “(2) Any initiative, referendum, or recall measure.

956 (u) Section 316 (D.C. Official Code § 1-1163.16) is amended to read as follows:

957 “Sec. 316. Liability of candidates for financial obligations incurred by committees;
958 imputing actions of agents of candidates.

959 “(a) Except as provided in sections 310a(2), 324(a), and 327(a)(1), no provision of this
960 part shall be construed as creating liability on the part of any candidate for any financial
961 obligation incurred by a committee.

962 “(b) For the purposes of this subtitle, actions of an agent of a candidate shall be imputed
963 to the candidate; provided, that the actions of the agent may not be imputed to the candidate in
964 the presence of a provision of law requiring a willful and knowing violation of this part, unless
965 the agency relationship to engage in the act is shown by clear and convincing evidence.”.

966 (v) Section 317(b) (D.C. Official Code § 1-1163.17(b)) is amended to read as follows:

967 “(b) In the case of reports filed by a political committee or political action committee on
968 behalf of initiative, referendum, or recall measures under this section, as applicable, the reports
969 shall be filed on the dates that the Campaign Finance Board may by rule prescribe.”.

970 (w) Section 318 (D.C. Official Code § 1-1163.18) is amended as follows:

971 (1) Subsection (a) is amended to read as follows:

972 “(a) Any balance in the exploratory committee fund shall be transferred only to an
973 established political committee or nonprofit organization, within the meaning of section 501(c)
974 of the Internal Revenue Code, operating in good standing in the District for a minimum of one
975 calendar year before the date of any transfer.”.

976 (2) Subsection (b) is amended by striking the phrase “elective office” and
977 inserting the phrase “public office” in its place.

978 (x) Section 319 (D.C. Official Code § 1-1163.19) is amended as follows:

979 (1) Subsection (a) is amended as follows:

980 (i) Paragraph (4) is amended by striking the phrase “or President” and
981 inserting the phrase “or at-large member” in its place.

982 (ii) Paragraph (5) is amended by striking the phrase “a member” and
983 inserting the phrase “a ward member” in its place.

984 (2) Subsection (b) is amended as follows:

985 (i) Paragraph (4) is amended by striking the phrase “or President” and
986 inserting the phrase “or at-large member” in its place.

987 (ii) Paragraph (5) is amended by striking the phrase “a member” and
988 inserting the phrase “a ward member” in its place.

989 (y) Section 321 (D.C. Official Code § 1-1163.21) is amended by striking the phrase “a
990 candidate’s” and inserting the phrase “an individual’s” in its place.

991 (z) Section 322 (D.C. Official Code § 1-1163.22) is amended by striking the number
992 “\$10,000” both times it appears and inserting the number “\$2,000” in its place.

993 (aa) Section 324 (D.C. Official Code § 1-1163.24) is amended to read as follows:

994 “Section 324. Duration of an inaugural committee.

995 “(a)(1) An inaugural committee shall terminate no later than 6 months after the beginning
996 of the term of the new Mayor.

997 “(2) An inaugural committee may accept contributions necessary to retire the
998 debts of the committee for 6 months after the beginning of the term of the new Mayor, after
999 which the Mayor shall be personally liable for any remaining debts.

1000 “(b) The Mayor shall not fundraise to retire the proper debts of his or her inaugural
1001 committee, for which he or she is now personally liable, after 6 months after the beginning of his
1002 or her term.”.

1003 (bb) Section 326(b) (D.C. Official Code § 1-1163.26(b)) is amended to read as follows:

1004 “(b) No person, including a business contributor, may make any contribution to or for a
1005 transition committee, and the Chairman of the Council or Chairman-elect, or Attorney General or
1006 Attorney General-elect, may not receive any contribution to or for a transition committee from
1007 any person, that when aggregated with all other contributions to the transition committee
1008 received from the person, exceed \$1,500 in an aggregate amount; provided, that the \$1,500
1009 limitation shall not apply to contributions made by the Chairman of the Council or Chairman-
1010 elect, or the Attorney General or Attorney General-elect, for the purpose of funding his or her
1011 own transition committee within the District.”.

1012 (cc) Section 327(a) (D.C. Official Code § 1-1163.27(a)) is amended to read as follows:

1013 “Sec. 327. Duration of a transition committee; restriction on formation.

1014 “(a)(1) A transition committee shall terminate no later than 6 months after the beginning
1015 of the term of the new Mayor, Chairman of the Council, or Attorney General.

1016 “(2) A transition committee may continue to accept contributions necessary to
1017 retire the debts of the committee for 6 months after the beginning of the new term, after which
1018 the Mayor, Chairman of the Council, or Attorney General shall be personally liable for any
1019 remaining debts of their respective committees.

1020 “(b) The Mayor, Chairman, or Attorney General shall not fundraise to retire the proper
1021 debts of his or her respective transition committees, for which he or she is now personally liable,
1022 after 6 months after the beginning of his or her new term.”.

1023 (dd) Section 328 (D.C. Official Code § 1-1163.28) is amended as follows:

1024 (1) Subsection (a)(1) is amended by striking the phrase “administrative
1025 proceedings.” and inserting the phrase “administrative proceedings arising directly out of the
1026 conduct of a campaign, the election process, or the performance of the public official’s
1027 governmental activities and duties.” in its place.

1028 (2) Subsection (b)(3) is amended by striking the phrase “principal officers” and
1029 inserting the word “officers” in its place.

1030 (ee) Section 329 (D.C. Official Code § 1-1163.29) is amended as follows:

1031 (1) Subsection (a) is amended by striking the word “chairman” both times it
1032 appears and inserting the word “chairperson” in its place.

1033 (2) Subsection (b) is amended by striking the phrase “the occupation” and
1034 inserting the phrase “the occupation, employer,” in its place.

1035 (3) Subsection (c) is amended by striking the phrase “the occupation” both times
1036 it appears and inserting the phrase “the occupation, employer,” in its place.

1037 (4) Subsection (d) is amended by striking the phrase “Elections Board” and
1038 inserting the phrase “Campaign Finance Board” in its place.

1039 (5) Subsection (e) is amended as follows:

1040 (1) Paragraph (1) is amended by striking the number “\$10,000” both times
1041 it appears and inserting the number “\$2,000” in its place.

1042 (2) Paragraph (2) is amended by striking the phrase “a person acting on
1043 behalf” and inserting the phrase “an agent” in its place.

1044 (3) Paragraph (3) is amended by striking the phrase “a person acting on
1045 behalf” and inserting the phrase “an agent” in its place.

1046 (ff) Section 330 (D.C. Official Code § 1-1163.30) is amended by striking the phrase
1047 “registration statement” and inserting the phrase “statement of organization” in its place.

1048 (gg) Section 331(b) (D.C. Official Code § 1-1163.31(b)) is amended by striking the
1049 phrase “the occupation” wherever it appears and inserting “including the occupation, employer,”
1050 in its place.

1051 (hh) Section 332 (D.C. Official Code § 1-1163.32) is amended as follows:

1052 (1) Subsection (b) is amended by striking the phrase “Elections Board in a
1053 published regulation” and inserting the phrase “Campaign Finance Board by regulation” in its
1054 place.

1055 (2) Subsection (c) is amended by striking the phrase “The Elections Board shall,
1056 by published regulations of general applicability,” and inserting the phrase “The Campaign
1057 Finance Board shall, by regulation,” in its place.

1058 (3) Subsection (e) is amended by striking the phrase “the Elections Board” and
1059 inserting the phrase “the Campaign Finance Board” in its place.

1060 (ii) Section 332a (D.C. Official Code § 1-1163.32a) is amended by striking the phrase
1061 “the Office of Campaign Finance” and inserting the phrase “the Campaign Finance Board” in its
1062 place.

1063 (jj) Section 332c (D.C. Official Code § 1-1163.32c) is amended by striking the phrase
1064 “the Elections Board” both times it appears and inserting the phrase “the Board” in its place.

1065 (kk) Section 332f(d)(7) (D.C. Official Code § 1-1163.32f(d)(7)) is amended by striking
1066 the phrase “the Elections Board” and inserting the phrase “the Board” in its place.

1067 (ll) Section 332h (D.C. Official Code § 1-1163.32h) is amended by striking the phrase
1068 “the Office of Campaign Finance” wherever it appears and inserting the phrase “the Campaign
1069 Finance Board” in its place.

1070 (mm) Section 332j (D.C. Official Code § 1-1163.32j) is amended by striking the phrase
1071 “the Office of Campaign Finance’s” and inserting the phrase “the Campaign Finance Board’s” in
1072 its place.

1073 (nn) Section 332l(a) (D.C. Official Code § 1-1163.32l(a)) is amended by striking the
1074 phrase “the Elections Board” and inserting the phrase “the Board” in its place.

1075 (oo) Section 333 (D.C. Official Code § 1-1163.33) is amended as follows:

1076 (1) Subsection (c) is amended as follows:

1077 (A) Paragraph (1) is repealed.

1078 (B) Paragraph (2) is designated as the lead-in language.

1079 (2) Subsection (f) is amended as follows:

1080 (A) The existing text is designated as paragraph (1).

1081 (B) The newly designated paragraph (1) is amended by striking the phrase
1082 “election, including primary and general elections, but excluding special elections,” and inserting
1083 the word “election” in its place.

1084 (C) A new paragraph (2) is added to read as follows:

1085 “(2) Contributions to a political action committee that are designated for a non-
1086 contribution account shall not be subject to the contribution limitations of this subsection.”.

1087 (3) A new subsection (f-1) is added to read as follows:

1088 “(f-1) Limitations on contributions under this section shall apply to political action
1089 committees during nonelection years.”.

1090 (4) A new subsection (h-1) is added to read as follows:

1091 “(h-1) The contribution limitations in this section shall not apply to independent
1092 expenditure committees.”.

1093 (pp) A new section 334a (D.C. Official Code § 1-1163.34a) is added to read as follows:

1094 “Section 334a. Covered contractor contributions.

1095 “(a) No agency or instrumentality of the District government, including an independent
1096 agency, shall enter into or approve a contract with a covered contractor if the covered contractor
1097 has contributed to a prohibited recipient during the prohibited period.

1098 “(b) No covered contractor shall contribute to a prohibited recipient during the prohibited
1099 period.

1100 “(c) To facilitate compliance with this section:

1101 “(1) Each contracting authority shall:

1102 “(A) Require that covered contractors report their principals to the
1103 contracting authority;

1104 “(B) Maintain a publicly-available list on its website of all covered
1105 contractors, including their principals, for the contracts of that contracting authority;

1106 “(C) Notify covered contractors, in the solicitation or similar invitation or
1107 opportunity to contract, of:

1108 “(i) The prohibited recipients or, if the value of the contract is
1109 estimated, the likely prohibited recipients for the contract based on its estimated value; and

1110 “(ii) Any other relevant provisions of the Board of Ethics and
1111 Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act
1112 of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et seq.*);

1113 “(D) With the Director of Campaign Finance, identify, for each covered
1114 contractor, whether the covered contractor has contributed to a prohibited recipient during the
1115 prohibited period;

1116 “(E) Enforce the provisions of subsection (e)(1) of this section against
1117 covered contractors who have violated this section, as determined pursuant to subparagraph (C)
1118 of this paragraph, and provide their names to the Campaign Finance Board pursuant to
1119 subsection (e)(2) of this subsection; and

1120 “(F) For contracting authorities other than the Office of Contracting and
1121 Procurement, notify the Office of Contracting and Procurement of any enforcement actions taken
1122 pursuant to subsection (e)(1) of this section; and

1123 “(2) The Director of Campaign Finance shall:

1124 “(A) Check the publicly-available lists of covered contractors maintained
1125 pursuant to paragraph (1)(A) of this subsection against the reports of receipts and expenditures
1126 submitted to the Director of Campaign Finance pursuant to section 309 to identify any unlawful
1127 contributions, and then notify the covered contractor, the prohibited recipient who accepted the
1128 contribution, and the relevant contracting authority; and

1129 “(B) Notify public officials and campaign treasurers of the relevant

1130 provisions of the Campaign Finance Reform Amendment Act of 2018, as approved by the
1131 Committee on the Judiciary and Public Safety on October 18, 2018 (Committee print of B22-
1132 107).

1133 “(d) The Director of Campaign Finance shall make available any necessary information
1134 to the contracting authorities and the Office of the Chief Financial Officer to facilitate
1135 compliance with this section.

1136 “(e)(1) A covered contractor that violates section 334a may be considered to have
1137 breached the terms of any existing contract with the District. At the discretion of the relevant
1138 contracting authority, any existing contract of the covered contractor may be terminated. The
1139 covered contractor may also be disqualified from eligibility for future District contracts,
1140 including the extension or modification of any existing contract, for a period of 4 calendar years
1141 from the date of determination that a violation of section 334a has occurred.

1142 “(2) The names of any prohibited recipients or covered contractors found to be in
1143 violation of this section shall be prominently displayed on the webpage of the Campaign Finance
1144 Board.”.

1145 (qq) Section 335 (D.C. Official Code § 1-1163.35) is amended as follows:

1146 (1) Subsection (a) is amended as follows:

1147 (A) Paragraph (1) is amended as follows:

1148 (i) Strike the phrase “Elections Board” both times it appears and
1149 insert the phrase “Campaign Finance Board” in its place.

1150 (ii) Strike the phrase “of this title or of Title I of the Election
1151 Code” and insert the phrase “of this title” in its place.

1152 (B) Paragraph (2) is amended as follows:

1153 (i) Subparagraph (C) is amended by striking the phrase “Elections
1154 Board” and inserting the phrase “Campaign Finance Board” in its place.

1155 (ii) Subparagraph (D) is amended by striking the phrase
1156 “this subchapter or of Title I of the Election Code” and inserting the phrase “this subchapter” in
1157 its place.

1158 (C) Paragraph (3) is amended by striking the phrase “the Elections Board”
1159 both times it appears and inserting the phrase “the Campaign Finance Board” in its place.

1160 (D) Paragraph (4) is amended by striking the phrase “the Elections Board”
1161 both times it appears and inserting the phrase “the Campaign Finance Board” in its place.

1162 (E) Paragraph (5) is amended by striking the phrase “the Elections Board”
1163 wherever it appears and inserting the phrase “the Campaign Finance Board” in its place.

1164 (2) Subsection (d) is amended by striking the phrase “he shall” and inserting the
1165 phrase “he or she shall” in its place.

1166 (3) Subsection (e) is amended by striking the phrase “the Elections Board” and
1167 inserting the phrase “the Campaign Finance Board” in its place.

1168 (rr) Section 336 (D.C. Official Code § 1-1163.36) is amended by striking the phrase
1169 “elected office” both times it appears and inserting the phrase “public office” in its place.

1170 (ss) Section 337 (D.C. Official Code § 1-1163.37) is amended as follows:

1171 (1) Subsection (a) is amended to read as follows:

1172 “(a) Notwithstanding any other provisions of this title, neither the Campaign Finance
1173 Board, the Director of Campaign Finance, or any of the Director’s officers or employees, may
1174 require that a document be sworn under oath or affirmed unless the Campaign Finance Board
1175 and Director of Campaign Finance maintain at the place of receipt of such documents and during
1176 regular business days and hours, a notary public to administer such oaths or affirmations.”.

1177 (2) Subsection (b) is amended by striking the phrase “an oath” and inserting the
1178 phrase “an oath or affirmation” in its place.

1179 (tt) Section 338 (D.C. Official Code § 1-1163.38) is amended as follows:

1180 (1) Subsection (d) is amended by striking the word “chairman” both times it
1181 appears and inserting the word “chairperson” in its place.

1182 (3) Subsection (h) is amended by striking the phrase “section 221” and inserting
1183 the phrase “section 335” in its place.

1184 Sec. 7. Section 3 of the Prohibition on Government Employee Engagement in Political
1185 Activity Act of 2010, effective March 31, 2011 (D.C. Law 18-355; D.C. Official Code § 1-
1186 1171.02), is amended as follows:

1187 (a) Subsection (a)(1) is amended by striking the phrase “his official” and inserting the
1188 phrase “his or her official” in its place.

1189 (b) Subsection (b) is amended as follows:

1190 (1) The lead-in language is amended by striking the phrase “while on leave” and
1191 inserting the phrase “while on annual or unpaid leave” in its place.

1192 (2) Paragraph (1) is amended by striking the phrase “the activities” and inserting
1193 the phrase “the functions” in its place.

1194 (3) A new paragraph (1A) is added to read as follows:

1195 “(1A) The employee may only perform these functions for a principal campaign
1196 committee, exploratory committee, or transition committee;”.

1197 (4) Paragraph (3) is amended to read as follows:

1198 “(3)(A) Any designated employee shall file a report, in a form as prescribed by
1199 the Board, with the Board within 15 days after being designated.

1200 “(B) The report shall identify only the employee's name, the name of the
1201 person who designated the employee, and the name of the principal campaign committee,
1202 exploratory committee, or transition committee for which the employee is designated.

1203 “(C) The Board shall, on its website, identify each designated employee,
1204 and for each designated employee shall identify the name of the person who designated the
1205 employee, as well as the name of the principal campaign committee, exploratory committee, or
1206 transition committee for which the employee is designated.

1207 “(D) The report required by this paragraph shall be in addition to any
1208 disclosure required under section 224 or 225 of the Board of Ethics and Government

1209 Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011,
1210 effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code §§ 1-1162.24, 1-1162.25); and”.

1211 Sec. 8. The Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C.
1212 Law 18-371; D.C. Official Code § 2-351.01 *et seq.*), is amended as follows:

1213 (a) Section 202 (D.C. Official Code § 2-352.02) is amended as follows:

1214 (1) Subsection (c) is amended as follows:

1215 (A) Paragraph (1) is amended by striking the phrase “contractor,” and
1216 inserting the phrase “contractor, the names of the contractor’s principals,” in its place.

1217 (B) A new paragraph (3B) is added to read as follows:

1218 “(3B) A description of any other contracts the proposed contractor is currently
1219 seeking or holds with the District;”.

1220 (C) A new paragraph (8B) is added to read as follows:

1221 “(8B)(A) A certification that the proposed contractor has been determined not to
1222 be in violation of section 334a of the Board of Ethics and Government Accountability
1223 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,
1224 2012 (D.C. Law 19-124; D.C. Official Code § 1-1163.34a); and

1225 “(B) A certification from the proposed contractor that it currently is and
1226 will not be in violation of section 334a of the Board of Ethics and Government Accountability
1227 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,
1228 2012 (D.C. Law 19-124; D.C. Official Code § 1-1163.34a);”.

1229 (2) Subsection (c-1) is amended as follows:

1230 (A) Paragraph (6) is amended by striking the phrase “; and” and inserting
1231 a semicolon in its place.

1232 (B) Paragraph (7) is amended by striking the period and inserting the
1233 phrase “; and” in its place.

1234 (C) A new paragraph (8) is added to read as follows:

1235 “(8)(A) A certification that the proposed contractor has been determined not to be
1236 in violation of section 334a of the Board of Ethics and Government Accountability
1237 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,
1238 2012 (D.C. Law 19-124; D.C. Official Code § 1-1163.34a); and

1239 “(B) A certification from the proposed contractor that it currently is and
1240 will not be in violation of section 334a of the Board of Ethics and Government Accountability
1241 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,
1242 2012 (D.C. Law 19-124; D.C. Official Code § 1-1163.34a).”

1243 (b) Section 1104(b) (D.C. Official Code § 2-361.04(b)) is amended as follows:

1244 (1) Paragraph (2)(B) is amended to read as follows:

1245 “(B) Each website linked to by the webpage provided for in subparagraph
1246 (A) of this paragraph shall:

1247 “(i) Provide clear instructions on how to respond electronically to
1248 each solicitation, unless a solicitation cannot be responded to electronically, in which case the

1249 website shall provide clear instructions on how to respond to the solicitation through non-
1250 electronic means;

1251 “(ii) Include information in the solicitation regarding:

1252 “(I) The prohibited recipients or, if the value of the contract
1253 is estimated, the likely prohibited recipients, as that term is defined in section 101(45D) of the
1254 Board of Ethics and Government Accountability Establishment and Comprehensive Ethics
1255 Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official
1256 Code § 1-1161.01(45D)), for the contract based on its estimated value; and

1257 “(II) Any other relevant provisions of the Board of Ethics
1258 and Government Accountability Establishment and Comprehensive Ethics Reform Amendment
1259 Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et*
1260 *seq.*).”.

1261 (1) Paragraph (3) is amended as follows:

1262 (A) Subparagraph (D) is amended by striking the phrase “; and” and
1263 inserting a semicolon in its place.

1264 (B) Subparagraph (E) is amended by striking the period and inserting the
1265 phrase “; and” in its place.

1266 (C) A new subparagraph (F) is added to read as follows:

1267 “(F) A notation identifying:

1268 “(i) Whether the vendor is a covered contractor, as that term is

1269 defined in section 101(10C) of the Board of Ethics and Government Accountability
1270 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,
1271 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(10C)); and
1272 “(ii) To which prohibited recipients, as that term is defined in
1273 section 101(45D) of the Board of Ethics and Government Accountability Establishment and
1274 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-
1275 124; D.C. Official Code § 1-1161.01(45D)), the vendor is prohibited from making campaign
1276 contributions and during what prohibited period, as that term is defined in section 101(45C) of
1277 the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics
1278 Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official
1279 Code § 1-1161.01(45C)).”.

1280 Sec. 9. Section 47-4701(b)(1) of the District of Columbia Official Code is amended by
1281 adding a new subparagraph (C-i) to read as follows:

1282 “(C-i) If the estimated aggregate value of the exemption or abatement is
1283 \$250,000 or more:

1284 “(i) A list of the contributions, as that term is defined in section
1285 101(10) of the Board of Ethics and Government Accountability Establishment and
1286 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-
1287 124; D.C. Official Code § 1-1161.01(10)), made, from the date of the bill’s introduction to the

1288 date that the TAFE is provided to the Council, by the grantee and the principals of the grantee, to
1289 the following persons:

1290 “(I) The Mayor and any Councilmember;

1291 “(II) A candidate for Mayor or Councilmember;

1292 “(III) Any political committee, as that term is defined in

1293 section 101(44) of the Board of Ethics and Government Accountability Establishment and

1294 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-

1295 124; D.C. Official Code § 1-1161.01(44)), affiliated with an individual listed in sub-sub-

1296 subparagraphs (I) or (II) of this sub-subparagraph; and

1297 “(IV) Any constituent-service program established pursuant

1298 to section 338 of the Board of Ethics and Government Accountability Establishment and

1299 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-

1300 124; D.C. Official Code § 1-1163.38), affiliated with an individual listed in sub-sub-

1301 subparagraphs (I) or (II) of this sub-subparagraph; and

1302 “(ii) A list, provided by the grantee, of any contracts, as that term

1303 is defined in section 101(10C)(A)(ii) of the Board of Ethics and Government Accountability

1304 Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27,

1305 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(10C)(A)(ii)), that the grantee is seeking

1306 or holds with the District government;”.

1307 Sec. 10. Applicability.

1308 (a)(1) Except as provided in subsection (b) of this section, this act shall apply upon the
1309 date of inclusion of its fiscal effect in an approved budget and financial plan.

1310 (2) The Chief Financial Officer shall certify the date of the inclusion of the fiscal
1311 effect in an approved budget and financial plan and provide notice to the Budget Director of the
1312 Council of the certification.

1313 (3)(A) The Budget Director shall cause the notice of the certification to be
1314 published in the District of Columbia Register.

1315 (B) The date of publication of the notice of the certification shall not affect
1316 the applicability of this act.

1317 (b) Sections 6(b)(4), (8), and (22) and (rr), 8, and 9 shall:

1318 (1) Apply as of November 4, 2020; and

1319 (2) Not apply to contracts, as defined in section 101(10C)(A)(ii) of the Board of
1320 Ethics and Government Accountability Establishment and Comprehensive Ethics Reform
1321 Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-
1322 1161.01(10C)(A)(ii)), including those contracts' option periods or similar contract extensions or
1323 modifications, sought, entered into, or executed before November 4, 2020.

1324 Sec. 11. Fiscal impact statement.

1325 The Council adopts the fiscal impact statement in the committee report as the fiscal
1326 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
1327 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

ENGROSSED ORIGINAL

1328 Sec. 12. Effective date.

1329 This act shall take effect following approval by the Mayor (or in the event of veto by the
1330 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
1331 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
1332 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
1333 Columbia Register.