

TITLE IV

SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA INCREASE

Sec. 4001. Short title.

This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools Increase Amendment Act of 2020”.

Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows:

(a) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase “\$10,980 per student for Fiscal Year 2020” and inserting the phrase “\$11,310 per student for Fiscal Year 2021” in its place.

(b) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array and inserting the following tabular array in its place:

“Grade Level	Weighting	Per Pupil Allocation in FY 2021
“Pre-Kindergarten 3	1.34	\$15,155
“Pre-Kindergarten 4	1.30	\$14,703
“Kindergarten	1.30	\$14,703
“Grades 1-5	1.00	\$11,310
“Grades 6-8	1.08	\$12,215
“Grades 9-12	1.22	\$13,798
“Alternative program	1.445	\$16,343

Committee on Education
 Attachment A
 B23-760, Fiscal Year 2021 Budget Support Act of 2020
 Recommended Subtitles

“Special education school	1.17	\$13,233
“Adult	0.89	\$10,066

(c) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:

“Special Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Level 1: Special Education	Eight hours or less per school week of specialized services	0.97	\$10,971
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$13,572
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$22,281
“Level 4: Special Education	More than 24 hours per school week of specialized services, which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$39,472
“Special Education Compliance Funding	Weighting provided in addition to special education level add-on weightings on a per-student basis for special education compliance.	0.099	\$1,120
“Attorney’s Fees Supplement	Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney’s fees.	0.089	\$1,007

Committee on Education
 Attachment A
 B23-760, Fiscal Year 2021 Budget Support Act of 2020
 Recommended Subtitles

“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$18,888
--------------	---	------	----------

“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“ELL	Additional funding for English Language Learners	0.49	\$5,542
“At-risk	Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level	0.2256	\$2,552

“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.37	\$4,185
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	1.34	\$15,155
“Level 3: Special	Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or	2.89	\$32,686

Committee on Education
 Attachment A
 B23-760, Fiscal Year 2021 Budget Support Act of 2020
 Recommended Subtitles

Education - Residential	public charter school that provides students with room and board in a residential setting		
“Level 4: Special Education - Residential	Additional funding to support the after-hours level 4 special education needs of limited- and non-English-proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.89	\$32,686
“LEP/NEP - Residential	Additional funding to support the after-hours limited- and non-English-proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.668	\$7,555

“Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs.	0.063	\$713
“Special Education Level 2 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.227	\$2,567
“Special Education Level 3 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,553

Committee on Education
 Attachment A
 B23-760, Fiscal Year 2021 Budget Support Act of 2020
 Recommended Subtitles

“Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,553	.”
--------------------------------	---	-------	---------	----

(d) Section 115 (D.C. Official Code § 38-2913) is amended by striking the phrase “Fiscal Year 2022” and inserting the phrase “Fiscal Year 2024” in its place.

SUBTITLE B. EDUCATION FACILITY COLLOCATION

Sec. 4011. Short title.

This subtitle may be cited as the “Education Facility Collocation Amendment Act of 2020”.

Sec. 4012. Section 3422 of the Public School and Public Charter School Facilities Sharing Act of 2002, effective October 1, 2002 (D.C. Law 14-190; D.C. Official Code § 38-1831.01), is amended as follows:

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

“(a)(1) The Mayor may allow public charter schools chartered pursuant to the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-115; D.C. Official Code 38-1802.01 *et seq.*), to utilize space in District of Columbia Public Schools (“DCPS”) facilities, for a period not greater than 15 years, where such facilities are currently or projected to be underutilized.

(2) A use permitted under paragraph (1) of this subsection may not conflict with an approved Master Facilities Plan (section 1104 of the School Based Budgeting and Accountability Act of 1998, effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 38-2803)).”.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

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

(1) Paragraphs (1) and (2) are amended to read as follows:

“(1) As payment for the space allocation, the public charter school shall pay to the Mayor an amount agreeable to the charter school and the Mayor.

“(2) The amount of payment shall be agreed upon before relocation of any public charter school into a DCPS facility.”.

(2) Paragraph (3) is repealed.

(c) Subsection (c) is amended by striking the phrase “Board of Education shall” and inserting the phrase “Mayor may” in its place.

(d) A new subsection (d) is added to read as follows:

“(d)(1) There is established as a special fund the DCPS School Facility Colocation Fund (“Fund”), which shall be administered by DCPS in accordance with paragraphs (3) and (4) of this subsection.

“(2) All payments received from public charter schools under this section shall be deposited in the Fund.

“(3) Money in the Fund shall be used:

“(A) To fund additional school programming, supplemental staff, special initiatives, and other activities and programs at DCPS schools in which charter schools are collocated; and

“(B) For maintenance of, or improvements to, DCPS schools in which charter schools are collocated.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(4)(A) Each DCPS school that participates in facility collocation under this section shall have its own account in the Fund, into which the Mayor shall deposit the proceeds from the school’s collocation agreement, described in subsection (b)(1) of this section.

“(B) DCPS may not use monies from one school’s account to pay for any activity described in paragraph (3) of this subsection for another school.

“(5)(A) The money deposited into the Fund shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time.

“(B) Subject to authorization in an approved budget and financial plan, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

SUBTITLE C. CHILD CARE GRANTS

Sec. 4021. Short title.

This subtitle may be cited as the “Grantmaking Authority to Expand Access to Quality Child Care Amendment Act of 2020”.

Sec. 4022. Section 3(b) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended as follows:

(a) Paragraph (30) is amended by striking the phrase “; and”.

(b) Paragraph (31)(C) is amended by striking the period and inserting the phrase “; and” in its place.

(c) A new paragraph (32) is added to read as follows:

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(32) Have the authority to issue grants, from funds under its administration, to non-profit and community-based organizations to increase access to, the affordability of, and the quality of childcare in the District.”.

SUBTITLE F. CHILD DEVELOPMENT FACILITY AND PRE-K REPORTS

Sec. 4051. Short title.

This subtitle may be cited as the “Child Development Facilities and Pre-k Reports Amendment Act of 2020”.

Sec. 4052. The Healthy Tots Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 38-281 *et seq.*), is amended as follows:

(a) Section 4072(12) is repealed.

(b) Section 4074(c) is repealed.

Sec. 4053. The Pre-k Enhancement and Expansion Amendment Act of 2008, effective July 18, 2008 (D.C. Law 17-202; D.C. Official Code § 38-271.01 *et seq.*), is amended as follows:

(a) Section 103 (D.C. Official Code § 38-271.03) is amended as follows:

(1) The section heading is amended by striking the phrase “Annual evaluation” and inserting the word “Evaluation” in its place.

(2) Subsection (e) is amended by striking the phrase “by December 30 of each year, beginning in 2009” and inserting the phrase “by December 30, 2022, and triennially thereafter” in its place.

(b) Section 104 (D.C. Official Code § 38-271.04) is amended as follows:

(1) The section heading is amended by striking the phrase “Annual capacity” and inserting the word “Capacity” in its place.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(2) The lead-in language is amended by striking the phrase “by December 30 of each year, beginning in 2008” and inserting the phrase “by December 30, 2022, and triennially thereafter” in its place.

(c) Section 105 (D.C. Official Code § 38-271.05) is amended as follows:

(1) The section heading is amended by striking the phrase “Annual report” and inserting the word “Report” in its place.

(2) Subsection (a) is amended by striking the phrase “by December 30 of each year, beginning in 2009” and inserting the phrase “by December 30, 2022, and triennially thereafter” in its place.

SUBTITLE G. SCHOOL MEAL COST REIMBURSEMENTS AND SUBSIDIES

Sec. 4061. Short title.

This subtitle may be cited as the “School Meal Cost Reimbursement and Subsidies Amendment Act of 2020”.

Sec. 4062. Section 102(f) of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02), is amended by striking the phrase “Beginning on October 1, 2019, an amount of \$5,110,000” and inserting the phrase “Beginning on October 1, 2020, an amount of \$5,590,000” in its place.

SUBTITLE H. EARLY HEAD START HOME VISITING GRANTS

Sec. 4071. Short title.

This subtitle may be cited as the “Early Head Start Home Visiting Grants Authority Amendment Act of 2020”.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

Sec. 4072. Section 301(a) of the Birth-to-Three for All DC Amendment Act of 2018, effective October 30, 2018 (D.C. Law 22-179; 65 DCR 13704), is amended by striking the phrase “107(b),” and inserting the phrase “107,” in its place.

SUBTITLE J. WILKINSON SCHOOL DISPOSITION PROCESS

Sec. 4091. Short title.

This subtitle may be cited as the “Wilkinson School Disposition Process Amendment Act of 2020”.

Sec. 4092. Section 2209(b)(1) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321-125; D.C. Official Code § 38-1802.09(b)(1)), is amended by adding a new subparagraph (B-ii) to read as follows:

“(B-ii) Notwithstanding subparagraph (A) of this paragraph, the Mayor may give the right of first offer to purchase, lease, or otherwise use the former Wilkinson Elementary School building to:

“(I) A charter school facility incubator that leased the former Birney Elementary School Building as of October 1, 2020; or

“(II) A public charter school that occupied all, or a portion of, the former Birney Elementary School building as of October 1, 2020.”.

Sec. 4093. Section 1 of An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801), is amended as follows:

(a) Subsection (a)(1) is amended by striking the number “20” and inserting the number “15” in its place.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(b) A new subsection (b-6) is added to read as follows:

“(b-6)(1) Notwithstanding subsections (a-1)(4) and (b-2) of this section, for the disposition of real property known as the former Wilkinson Elementary School (Ward 8) (“Wilkinson real property”), the Mayor shall hold at least one public hearing on the finding that the Wilkinson real property is no longer required for public purposes and to obtain community input on the proposed disposition of the Wilkinson real property before submitting the proposed surplus resolution and proposed disposition resolution to the Council pursuant to this section.

“(2) The hearing required by paragraph (1) of this subsection shall be held at an accessible evening or weekend time and in an accessible location in the vicinity of the Wilkinson real property. The Mayor shall provide at least 30 days written notice of the public hearing to the affected Advisory Neighborhood Commission and publish notice of the public hearing in the District of Columbia Register at least 15 days before the public hearing.”.

SUBTITLE XX. SCHOOL FINANCIAL TRANSPARENCY

Sec. XXX. Short title.

This subtitle may be cited as the “School Financial Transparency Amendment Act of 2020”.

Sec. XXX. Section 201 of the Department of Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-191), is amended as follows:

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

(1) Paragraph (8) is amended by striking the phrase “; and” and inserting a semicolon in its place.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(2) Paragraph (9) is amended by striking the period and inserting the phrase “; and” in its place.

(3) A new paragraph (10) is added to read as follows:

“(10)(A) By May 31, 2021, establish common financial reporting standards for the non-capital budgets and expenditures of District of Columbia Public Schools and public charter schools. The common financial reporting standards shall:

“(i) Include categories for reporting budgets and expenditures for instructional staff, school administrators, instructional supports, educational materials, and non-educational administrative costs;

“(iii) Permit meaningful and accurate budget and expenditure comparisons, including comparisons of budgets and expenditures for at-risk students, as defined in section 102(2A) of the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, October 1, 2002 (D.C. Law 12-207; D.C. Official Code § 38-2901(2A)), between all public schools and between all local education agencies;

“(iv) Ensure full and accurate disclosure of administrative costs for each local education agency; and

“(v) Make it possible to collect comparable data by school campus.

“(B) For the purposes of this paragraph, the term:

“(i) “Local education agency” means the District of Columbia Public Schools system or any individual or group of public charter schools operating under a single charter.

“(ii) “Public schools” includes public charter schools.”.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(b) A new subsection (f) is added to read as follows:

“(f)(1) To support the establishment of common financial reporting standards required pursuant to subsection (b)(10) of this section, the Deputy Mayor for Education may issue grants not to exceed \$200,000, in Fiscal Year 2021.

(2) Grants issued pursuant to this subsection shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*)”.

Sec. XXX. Section 3(b) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended by adding a new paragraph (3A) to read as follows:

“(3A) Beginning in May 2023, and annually thereafter, electronically publish for each public school and public charter school the previous school year’s expenditures, based on the common financial reporting standards established by the Department of Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)), in a manner that permits the public to easily compare expenditures between individual schools and between local education agencies.”.

Sec. XXX. Section 6 of the Board of Education Continuity and Transition Amendment Act of 2004, effective March 21, 2009 (D.C. Law 15-211; D.C. Official Code § 38-2831), is amended as follows:

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

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

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(1) All funds budgeted for each school, including a summary statement or table of the local-funds budget for each school, by revenue source for activities and service levels, and by revenue source for comptroller source group by activities and service levels;”

(2) Paragraph (2) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(3) Paragraph (3)(B) is amended by striking the period and inserting a semicolon in its place.

(4) New paragraphs (4) and (5) are added to read as follows:

“(4) The methodology used to determine each school’s local funding; and

“(5) For each school’s individual budget, a separate budget line item for funding allocated to at-risk students, as defined in section 102(2A) of the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Act of 1998, October 1, 2002 (D.C. Law 12-207; D.C. Official Code § 38-2901(2A)), as coded in the District’s current official financial system of record.”.

(b) A new subsection (g) is added to read as follows:

“(g) By December 1, 2022, and annually thereafter, the Mayor shall transmit a report of the previous school year’s actual expenditures, for each school, to the Office of the State Superintendent of Education. The report shall conform to the common financial reporting standards established by the Department of Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)).”.

(b) A new section 6a is added to read as follows:

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“Sec. 6a. District of Columbia Public Schools school-level budget model.

“(c) As part of the District of Columbia Public Schools’ (“DCPS”) regular multi-year strategic planning and goal setting, DCPS shall include, and make publicly available, an analysis of the model used to determine school-level budgets for DCPS schools. The analysis shall include the following:

- (1) A summary of DCPS costs, including personnel costs;
- (2) Research in education and education finance;
- (3) A discussion of budget alignment with DCPS priorities; and
- (4) Recommendations for changes, if applicable.”.

Sec. XXX. Section 106a of the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Amendment Act of 1998, effective March 26, 1999 (D.C. Law 12-270; D.C. Official Code § 38-2905.01), is amended by adding a new subsection (d) to read as follows:

“(d) Beginning December 31, 2022, and annually thereafter, every local education agency that is allocated funds pursuant to this section shall provide OSSE with data related to expenditures of such funds consistent with reporting standards established by the Department of Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)).”.

Sec. XXX. The District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.01 *et seq.*), is amended as follows:

(a) Section 2204(c) (D.C. Official Code § 38-1802.04(c)), is amended by adding a new paragraph (22) to read as follows:

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(22) *School expenditures and budgets.* — (A) Beginning July 29, 2021, and annually thereafter, the Board of Trustees of each public charter school shall prepare and submit to the Public Charter School Board and OSSE, for each campus under its control, the following data:

“(i) Actual expenditures for the prior school year;

“(ii) The current school year’s budget; and

“(iii) A draft budget for the following school year.

“(B) The data submitted pursuant to subparagraph (A) of this paragraph shall conform to the common financial reporting standards established by the Department of Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)).

“(C) The Public Charter School Board shall electronically publish the data it receives pursuant to subparagraph (A) of this paragraph in a uniform manner for each school by November 1 each year.”.

(b) Section 2205 (D.C. Official Code § 38-1802.05) is amended by adding a new subsection (e) to read as follows:

“(e) *Open meetings.* — All meetings of a Board of Trustees shall be subject to the requirements of the Open Meetings Amendment Act of 2010, effective March 31, 2011 (D.C. Law 18-614; D.C. Official Code § 2-571 *et seq.*)”.

Sec. 7. The Open Meetings Amendment Act of 2010, effective March 31, 2011 (D.C. Law 18-614; D.C. Official Code § 2-571 *et seq.*), is amended as follows:

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(a) Section 404(3) (D.C. Law 18-350; D.C. Official Code § 2-574(3)) is amended as follows:

(1) The lead-in language is amended by striking the phrase “agency, or” and inserting the phrase “agency, the board of trustees of a public charter school, or” in its place.

(2) Subparagraph (C) is repealed.

(b) Section 405(b) (D.C. Official Code § 2-575(b)) is amended as follows:

(1) Paragraph (10) is amended by striking the semicolon and inserting the phrase “, or of public charter school personnel, where the public body is the board of trustees of a public charter school;” in its place.

(2) Paragraph (13) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(3) Paragraph (14) is amended by striking the period and inserting a semicolon in its place.

(4) New paragraphs (15) and (16) are added to read as follows:

“(15) To discuss matters involving personally identifiable information of students;
and

“(16) Where the public body is the board of trustees for a public charter school:

“(A) To discuss information related to the operation of a public charter school; provided, that a meeting may not be closed to discuss matters related to the final approval of the public charter school’s annual budget or matters related to whether to open or close a public charter school or campus or to expand the public charter school’s program; or

“(B) To meet with the staff of an eligible chartering authority.”.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(c) Section 406(3) (D.C. Official Code § 2-576(3)) is amended by striking the phrase “subsection, notice” and inserting the phrase “except for boards of trustees for public charter schools,” in its place.

(d) Section 408(b)(1) (D.C. Official Code § 2-578(b)(1)) is amended by striking the period and inserting the phrase “, or in the case of a board of trustees for a public charter school, no later than 30 business days after the meeting.”.

SUBTITLE XXX. DCPS AUTHORITY FOR SCHOOL SECURITY

Sec. XXX1. This subtitle may be cited as the “DCPS Authority for School Security Amendment Act of 2020”.

Sec. XXX2. The School Safety and Security Contracting Procedures Act of 2004, effective April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 5-132.01) is amended as follows:

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

“(1B) “MOA” means the Memorandum of Agreement into which DCPS and MPD enter pursuant to section 104.”.

(2) Paragraph (4) is repealed.

(3) Paragraph (5) is amended to read as follows:

“(5) “School security personnel” means individuals, including unarmed security guards, that DCPS hires or contracts to support safety in DCPS schools.”.

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

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(5A) “Security-related contract” means any contract to provide physical or personal security services, including school security personnel, at DCPS schools.”.

(5) Paragraph (6) is repealed.

(b) Section 102 (D.C. Official Code § 5-132.02) is amended as follows:

(1) Subsection (a) is amended by striking the phrase “security for the District of Columbia Public Schools” and inserting the phrase “school resource officers to the DCPS schools and public charter schools” in its place.

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

“(c) The School Safety Division shall:

“(1) Hire and train school resource officers;

“(2) Deploy school resource officers to:

“(A) DCPS schools, consistent with the terms of the MOA; and

“(B) Public charter schools;

“(3) Coordinate with DCPS and public charter schools regarding the use and sharing of resources and communications between MPD and school-specific safety teams; and

“(4) Provide recommendations to the Mayor, Council, and the DCPS Chancellor regarding the impact of school closings, consolidations, grade reconfigurations, use of swing space during school reconstruction, and gang and crew violence on the safety and well-being of children.”.

(c) Section 103 (D.C. Official Code § 5-132.03) is amended as follows:

(1) The section heading is amended by striking the phrase “security personnel” and inserting the phrase “resource officers” in its place.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

(2) The lead-in language is amended by striking the phrase “security personnel providing security for DCPS” and inserting the phrase “resource officers” in its place.

(3) Paragraph (7) is amended by striking the phrase “, including Board of Education regulations”.

(4) Paragraph (8) is amended by striking the phrase “security personnel” and inserting the phrase “resource officers” in its place.

(d) New sections 103a and 103b are added to read as follows:

“Sec. 103a. DCPS responsibilities for school security.

“(a) DCPS shall be responsible for school security personnel within DCPS schools, and shall:

“(1) Oversee the hiring or contracting of school security personnel for DCPS;

“(2) Deploy school security personnel to DCPS schools;

“(3) Provide oversight over school security personnel and be responsible for administering all disciplinary actions related to school security personnel, including termination;

“(4) Execute, approve, administer, monitor, and provide oversight over any security-related contract for school security personnel; and

“(5) Create and implement school building security and emergency operations plans, in consultation with MPD and the Homeland Security and Emergency Management Agency.

“Sec. 103b. Training for school security personnel.

“(a) For the school year beginning in 2020, DCPS may use the training curriculum adopted by MPD pursuant to section 103 to train its school security personnel.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“(b) By the start of the school year beginning in 2021, DCPS shall adopt a school security personnel training curriculum based on the positive youth development philosophy. The curriculum shall focus on training supervisory and on-site personnel to provide security services responsive and appropriate to the student, staff, and family populations at each school building. At a minimum, the curriculum shall include training in the following areas, developed with advice from appropriate other District agencies:

“(1) Child and adolescent development;

“(2) Effective communication skills;

“(3) Behavior management;

“(4) Conflict resolution, including restorative justice practices;

“(5) De-escalation techniques;

“(6) Behavioral health issues for youth and families;

“(7) Child sexual abuse and gender-based violence prevention, identification, and response;

“(8) Availability of social services for youth;

“(9) District of Columbia laws and regulations;

“(10) Constitutional standards for searches and seizures conducted by school security personnel on school grounds; and

“(11) Violence prevention, including gang and crew dynamics.”.

(e) Section 104 (D.C. Official Code § 5-132.04) is amended to read as follows:

“Sec. 104. Coordination of school security efforts between DCPS and MPD.

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

“Within 20 days after the effective date of the Fiscal Year 2020 Revised Local Budget Emergency Amendment Act of 2020, passed on emergency on July 21, 2020 (Bill 23-763), DCPS and MPD shall enter into a Memorandum of Agreement for the purpose of coordinating the agencies’ respective security obligations at DCPS schools. The MOA shall:

“(1) Reflect DCPS’s role as the administrator of any security-related contract;

“(2) Include provisions for effectuating the transfer of any personnel, property, funds, or records necessary to transfer responsibility for any existing security-related contract from MPD to DCPS;

“(3) Delineate lines of authority, supervision, and communication between MPD and DCPS, including how school resource officers deployed at each school will provide security in coordination with the school’s principal and school security personnel; provided, that during emergencies, incident command shall be consistent with the District of Columbia response plan as defined by section 2 of the District of Columbia Public Emergency Act of 1980 (D.C. Law 3-149; D.C. Official Code § 7-2301(1A));

“(4) Include a process for resolving disagreements between DCPS and MPD at all levels; and

“(5) Provide for MPD advice and consultation on DCPS school building security and emergency operations plans.”.

(f) Section 105 (D.C. Official Code § 5-132.05) is amended to read as follows:

“Sec. 105. Authority to issue RFP’s for school security-related contracts.

“(a)(1) Beginning on the effective date of the Fiscal Year 2020 Revised Local Budget Emergency Amendment Act of 2020, passed on emergency on July 21, 2020 (Bill 23-763),

Committee on Education
Attachment A
B23-760, Fiscal Year 2021 Budget Support Act of 2020
Recommended Subtitles

DCPS shall be responsible for administering and funding any security-related contract effective during the 2020-2021 school year.

(2) MPD shall transfer to DCPS all personnel, property, funds, or records necessary for DCPS to administer and fund any security-related contract effective during the 2020-2021 school year.

“(b) Responsibility for the issuance of a Request for Proposals for any security-related contract for DCPS for a contract term to begin June 30, 2021, or later shall transfer from the MPD to DCPS as of the effective date of the Fiscal Year 2020 Revised Local Budget Emergency Act of 2020, passed on emergency on July 21, 2020 (Bill 23-763). DCPS shall be responsible for awarding, executing, administering, and funding a contract resulting from an RFP issued under this subsection.

Sec. XXX2 Applicability.

This subtitle shall apply as of the effective date of this act.