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2 Chairman Phil Mendelson


Councilmember Kenyan R. McDuffie


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5 Councilmember David Grosso

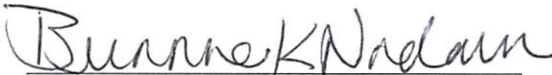

Councilmember Charles Allen

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8 Councilmember Jack Evans



Councilmember Trayon White Sr.

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11 Councilmember Anita Bonds


Councilmember Robert C. White, Jr.

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14 Councilmember Brianne K. Nadeau


Councilmember Mary M. Cheh

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17 Councilmember Vincent C. Gray


Councilmember Brandon T. Todd

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25 A BILL
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30 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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35 To amend the Small and Certified Business Enterprise and Assistance Act of 2005 to establish
36 the Small Business Bonding Program to provide training, financial, and technical
37 assistance to eligible participants, to require certain criteria for participation in the
38 program, and to require annual reporting that evaluates the program's performance.
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41 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
42 act may be cited as the "Small Business Bonding Program Establishment Amendment Act of
43 2019".

44 Sec. 2. The Small and Certified Business Enterprise Development and Assistance Act of
45 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et seq.*), is
46 amended as follows:

47 (a) The table of contents is amended by adding a new section designation to read as
48 follows:

49 “Sec. 2313a. Establishment of the Small Business Bonding Program.”.

50 (b) A new section 2313a is added to read as follows:

51 “Sec. 2313a. Establishment of the Small Business Bonding Program.

52 “(a) There is established a Small Business Bonding Program (“Program”), which shall be
53 administered by the Department.

54 “(b) The Department shall:

55 “(1) Identify and recruit contractors that meet the eligibility criteria set forth in
56 subsection (b) of this section.

57 “(2) Coordinate with surety associations to identify professionals from the surety,
58 construction, legal, bonding, and financial sectors to organize bonding initiative workshops and
59 serve as a bond-readiness team;

60 “(3) Conduct continuous outreach to inform eligible participants of the bonding
61 program;

62 “(4) Coordinate with the surety industry on intake and assessment for bonding and
63 assembling company profiles and bonding packages;

64 “(5) Develop a network that connects eligible participants with the surety,
65 banking, and financial industries through sponsoring meetings and counseling services;

66 “(6) Identify and develop a plan to address factors that may prevent a participant
67 from obtaining a bond;

68 “(7) Develop key performance indicators, objectives, and workload measures to
69 monitor the progress and success of the program; and

70 “(8) Coordinate with the Department of Insurance, Securities and Banking and the
71 Office of Risk Management on the development of the Program.

72 “(b) For purposes of this act, eligible participant means a Small Business Enterprise that
73 meets the requirements of section 2332, and that has:

74 “(1) Been in operation for at least 2 years;

75 “(2) Not been prequalified, and is unable to obtain bonding, or not been able to
76 increase their bonding limits;

77 “(3) A maximum bond line or project size of \$2 million;

78 “(4) A minimum average gross revenue of \$250,000 in the last 2 fiscal years; and

79 “(5) A maximum gross revenue of \$5 million in the most recent fiscal year.

80 “(c) Beginning February 1, 2020, and annually thereafter, the Department shall provide
81 the Mayor and the Council with a report that includes:

82 “(1) The number of SBEs served;

83 “(2) The business name of the SBEs served;

84 “(3) The ward location for each SBE served;

85 “(4) The number of firms who received bonding after participation in the

86 Program;

87 “(5) An evaluation of the Program’s performance;

88 “(6) An evaluation of the efforts of SBEs to obtain bonding and increase their
89 bonding level; and

90 “(7) An evaluation of implementation challenges and recommendations for future
91 improvements.”.

92 Sec. 3. Fiscal impact statement.

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

97 Sec. 4. Effective date.

98 This act shall take effect following approval by the Mayor (or in the event of veto by the
99 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
100 provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December 24,
101 1973 (87 Stat. 788; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of
102 Columbia Register.