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2 Councilmember Michael A. Brown

Councilmember Harry Thomas, Jr.

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8 A BILL
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13 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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19 To amend the First Source Employment Act to stimulate employment and trade education
20 of District residents by requiring that District government-assisted construction
21 projects over \$200,000 have in place increased residency standards by skill level
22 and trade, and that labor agreements are in place to ensure that the project will be
23 completed with full labor peace and strong labor standards.
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25 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
26 act may be cited as the “District Resident Employment and Trade Stimulus Amendment
27 Act of 2010”.

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29 Sec. 2. The First Source Employment Act of 1984, effective June 29, 1984 (D.C.
30 Law 5-93; D.C. Official Code § 2-219.03) is amended as follows:

31 (a) Subsections (g), (h), and (i) are added to read as follows:

32 “(g) The Chief Procurement Officer and each District Contracting Officer shall include in
33 each government-assisted or government subsidized construction project, totaling
34 \$200,000 or more, provisions that:

35 (1) At least 25% of journey worker hours by trade shall be performed by District
36 residents;

37 (2) At least 50% of apprenticeship hours by trade shall be performed by District

- 1 residents;
- 2 (3) At least 60% of skilled laborer hours by trade shall be performed by District
- 3 residents;
- 4 (4) At least 70% of unskilled laborer hours shall be performed by District
- 5 residents;
- 6 (5) There shall be a Project Labor Agreement in place;
- 7 (6) There shall be a Labor Peace Agreement, as defined in D.C. Code § 32-853,
- 8 in place;
- 9 (7) The standards set forth in Chapter 11 of Title 7 of the District of Columbia
- 10 Municipal Regulations are satisfied, but provided that a certified apprentice program in
- 11 existence for a minimum of 3 years also provides employment after the project's
- 12 completion whether or not the apprentice has successfully completed the program; and
- 13 (8) The general contractor shall submit to the Department of Employment
- 14 Services, by the 15th of every month following the execution of the contract, a contract
- 15 compliance report for the prior month for each project. The report shall include the:
- 16 (A) Total number of actual journey worker hours worked on the
- 17 project by trade; the total number of actual journey worker
- 18 hours worked by District residents by trade; and the total
- 19 number of journey worker hours required by subsection (g)
- 20 (1) of this section;
- 21 (B) Total number of actual apprenticeship hours worked on the
- 22 project by trade; the total number of actual apprenticeship
- 23 hours worked by District residents by trade; and the total

1 number of apprenticeship hours required by subsection (g)
2 (2) of this section;

3 (C) Total number of actual skilled laborer hours worked on the
4 project by trade; the total number of actual skilled laborer
5 hours worked by District residents by trade; and the total
6 number of skilled laborer hours required by subsection (g)
7 (3) of this section;

8 (D) Total number of actual unskilled laborer hours worked on
9 the project; the total number of actual unskilled laborer
10 hours worked by District residents; and the total number of
11 unskilled laborer hours required by subsection (g) (4) of this
12 section.”

13 “(h) The Department of Employment Services shall maintain the information required
14 by subsection (g) (8) of this section in a publicly accessible online database along with
15 the contact information of each project’s relevant general contractor and sub-
16 contractors.”

17 “(i) Certified Business Enterprises shall be exempt from the requirements set forth in
18 subsections (g)(5), (g)(6), and (g)(7) of this section.”

19 Sec. 3. Fiscal impact statement.

20 The Council adopts the attached fiscal impact statement as the fiscal impact
21 statement required by section 602(c)(3) of the District of Columbia Home Rule Act,
22 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

23 Sec.4. Effective Date

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