


Government of the District of Columbia  
Office of the Chief Financial Officer



Jeffrey S. DeWitt  
Chief Financial Officer

**MEMORANDUM**

**TO:** The Honorable Phil Mendelson  
Chairman, Council of the District of Columbia

**FROM:** Jeffrey S. DeWitt  
Chief Financial Officer 

**DATE:** December 5, 2017

**SUBJECT:** Fiscal Impact Statement – Washington Metrorail Safety Commission  
Board of Directors Appointment Amendment Act of 2017

**REFERENCE:** Bill 22-464, Committee Print provided to the Office of Revenue  
Analysis on December 1, 2017

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**Conclusion**

Funds are sufficient in the fiscal year 2018 through fiscal year 2021 budget and financial plan to implement the bill.

**Background**

The bill permanently sets the process for appointing District members to the Washington Metrorail Safety Commission Board of Directors (“Board”). The process is already set by emergency legislation.<sup>1</sup> The bill requires the Mayor to appoint one Board member that will serve a two-year term, and one alternate member who will serve a three-year term. The Mayoral appointments are subject to confirmation by Council. The bill requires the Council to appoint one member who will serve a four-year term. The bill also clarifies that the Council will not be able to direct the actions of their appointee to the Board. The bill provides for the Mayor to remove Board members for misconduct, neglect of duty or other good cause.

The bill formally repeals the Washington Metropolitan Area Transit Authority Safety Regulation Act of 1997<sup>2</sup> once the Federal Transit Administration certifies the Washington Metrorail Safety Commission as the state safety oversight entity. The 1997 Act authorized the previous metropolitan agreement on transit safety, but is now superseded by the Washington Metrorail Safety Commission Establishment Act of 2016<sup>3</sup>, which creates the Board.

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<sup>1</sup> Washington Metrorail Safety Commission Board of Directors Appointment Emergency Amendment Act of 2017, enacted October 24, 2017 (D.C. Act 22-168; 64 DCR 10927).

<sup>2</sup> Effective September 23, 1997 (D.C. Law 12-20; D.C. Official Code § 9-1109.01 *et. seq.*).

<sup>3</sup> Effective April 7, 2017 (D.C. Law 21-250; D.C. Official Code 9-1109.11).

The Honorable Phil Mendelson

FIS: "Washington Metrorail Safety Commission Board of Directors Appointment Amendment Act of 2017,"  
Committee Print provided to the Office of Revenue Analysis on December 1, 2017

### **Financial Plan Impact**

Funds are sufficient in the fiscal year 2018 through fiscal year 2021 budget and financial plan to implement the bill. Making permanent the appointment requirements of the Board and repealing the previous safety oversight agreement does not have a fiscal impact.