

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



Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Vincent C. Gray
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi 
Chief Financial Officer

DATE: May 14, 2009

SUBJECT: Fiscal Impact Statement: "Independent Personnel Systems Implementation Amendment Act of 2009"

REFERENCE: Bill 18-83, As Introduced

Conclusion

Funds are sufficient in the FY 2009 budget and the proposed FY 2010 through FY 2013 budget and financial plan to implement the provisions of the proposed legislation.

Background

The proposed bill would amend the Independent Personnel Systems Administration Act of 1980 ("Act")¹ to define "municipal matter" and to provide the Attorney General (AG) for the District of Columbia the power to issue subpoenas in certain instances. It would also restrict the delegation of the power to issue subpoenas to a Deputy Attorney General or an Assistant Deputy Attorney General. Lastly, it would require the Office of the Attorney General (OAG) to maintain a log of all requests for subpoenas and to submit a quarterly report to the Council detailing these requested subpoenas.

Currently under the Act, only the Mayor of the District of Columbia has the authority to issue subpoenas regarding any municipal matter. This amendment would clarify that "municipal matter" means matters concerning the employees of the District of Columbia. It would also give the AG the power to issue subpoenas for documents and records relevant to an investigation of the OAG upon showing there were no other means for obtaining this information.

¹ Effective September 26, 1980 (D.C. Law 3-109; D.C. Official Code 1 § 301.21)

Financial Plan Impact

Funds are sufficient in the FY 2009 budget and the proposed FY 2010 through FY 2013 budget and financial plan to implement the provisions of the proposed legislation. Providing the Attorney General with the power to issue subpoenas would not require any additional resources. Furthermore, the requirements concerning documentation of the subpoena requests could be accommodated within the current budget.