

106TH CONGRESS
2^D SESSION

H. R. 5633

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2001, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2000

Mr. ISTOOK introduced the following bill; which was referred to the Committee on Appropriations

NOVEMBER 14, 2000

The Committee on Appropriations discharged; considered and passed

A BILL

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2001, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 District of Columbia for the fiscal year ending September
6 30, 2001, and for other purposes, namely:

1 FEDERAL FUNDS

2 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

3 For a Federal payment to the District of Columbia
4 for a nationwide program to be administered by the Mayor
5 for District of Columbia resident tuition support,
6 \$17,000,000, to remain available until expended: *Pro-*
7 *vided*, That such funds may be used on behalf of eligible
8 District of Columbia residents to pay an amount based
9 upon the difference between in-State and out-of-State tui-
10 tion at public institutions of higher education, usable at
11 both public and private institutions for higher education:
12 *Provided further*, That the awarding of such funds may
13 be prioritized on the basis of a resident's academic merit
14 and such other factors as may be authorized.

15 FEDERAL PAYMENT FOR INCENTIVES FOR ADOPTION OF
16 CHILDREN

17 The paragraph under the heading "Federal Payment
18 for Incentives for Adoption of Children" in Public Law
19 106–113, approved November 29, 1999 (113 Stat. 1501),
20 is amended to read as follows: "For a Federal payment
21 to the District of Columbia to create incentives to promote
22 the adoption of children in the District of Columbia foster
23 care system, \$5,000,000: *Provided*, That such funds shall
24 remain available until September 30, 2002, and shall be
25 used to carry out all of the provisions of title 38, except

1 for section 3808, of the Fiscal Year 2001 Budget Support
2 Act of 2000, D.C. Bill 13–679, enrolled June 12, 2000.”.

3 FEDERAL PAYMENT TO THE CHIEF FINANCIAL OFFICER
4 OF THE DISTRICT OF COLUMBIA

5 For a Federal payment to the Chief Financial Officer
6 of the District of Columbia, \$1,250,000, of which
7 \$250,000 shall be for payment to a mentoring program
8 and for hotline services; \$250,000 shall be for payment
9 to a youth development program with a character building
10 curriculum; \$250,000 shall be for payment to a basic val-
11 ues training program; and \$500,000, to remain available
12 until expended, shall be for the design, construction, and
13 maintenance of a trash rack system to be installed at the
14 Hickey Run stormwater outfall.

15 FEDERAL PAYMENT FOR COMMERCIAL REVITALIZATION
16 PROGRAM

17 For a Federal payment to the District of Columbia,
18 \$1,500,000, to remain available until expended, for the
19 Mayor, in consultation with the Council of the District of
20 Columbia, to provide offsets against local taxes for a com-
21 mercial revitalization program, such program to provide
22 financial inducements, including loans, grants, offsets to
23 local taxes and other instruments that promote commer-
24 cial revitalization in Enterprise Zones and low and mod-
25 erate income areas in the District of Columbia: *Provided,*

1 That in carrying out such a program, the Mayor shall use
2 Federal commercial revitalization proposals introduced in
3 Congress as a guideline: *Provided further*, That not later
4 than 180 days after the date of the enactment of this Act,
5 the Mayor shall report to the Committees on Appropria-
6 tions of the Senate and House of Representatives on the
7 progress made in carrying out the commercial revitaliza-
8 tion program.

9 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
10 PUBLIC SCHOOLS

11 For a Federal payment to the District of Columbia
12 Public Schools, \$500,000: *Provided*, That \$250,000 of
13 said amount shall be used for a program to reduce school
14 violence: *Provided further*, That \$250,000 of said amount
15 shall be used for a program to enhance the reading skills
16 of District public school students.

17 FEDERAL PAYMENT TO THE METROPOLITAN POLICE
18 DEPARTMENT

19 For a Federal payment to the Metropolitan Police
20 Department, \$100,000: *Provided*, That said funds shall be
21 used to fund a youth safe haven police mini-station for
22 mentoring high risk youth.

1 FEDERAL CONTRIBUTION TO COVENANT HOUSE
2 WASHINGTON

3 For a Federal contribution to Covenant House Wash-
4 ington for a contribution to the construction in Southeast
5 Washington of a new community service center for home-
6 less, runaway and at-risk youth, \$500,000.

7 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
8 CORRECTIONS TRUSTEE OPERATIONS

9 For salaries and expenses of the District of Columbia
10 Corrections Trustee, \$134,200,000 for the administration
11 and operation of correctional facilities and for the admin-
12 istrative operating costs of the Office of the Corrections
13 Trustee, as authorized by section 11202 of the National
14 Capital Revitalization and Self-Government Improvement
15 Act of 1997 (Public Law 105–33; 111 Stat. 712) of which
16 \$1,000,000 is to fund an initiative to improve case proc-
17 essing in the District of Columbia criminal justice system:
18 *Provided*, That notwithstanding any other provision of
19 law, funds appropriated in this Act for the District of Co-
20 lumbia Corrections Trustee shall be apportioned quarterly
21 by the Office of Management and Budget and obligated
22 and expended in the same manner as funds appropriated
23 for salaries and expenses of other Federal agencies: *Pro-*
24 *vided further*, That in addition to the funds provided under
25 this heading, the District of Columbia Corrections Trustee

1 may use any remaining interest earned on the Federal
2 payment made to the Trustee under the District of Colum-
3 bia Appropriations Act, 1998, to carry out the activities
4 funded under this heading.

5 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
6 COURTS

7 For salaries and expenses for the District of Colum-
8 bia Courts, \$105,000,000 to be allocated as follows: for
9 the District of Columbia Court of Appeals, \$7,409,000;
10 for the District of Columbia Superior Court, \$71,121,000;
11 for the District of Columbia Court System, \$17,890,000;
12 \$5,255,000 to finance a pay adjustment of 8.48 percent
13 for nonjudicial employees; and \$3,325,000, including
14 \$825,000 for roofing repairs to the facility commonly re-
15 ferred to as the Old Courthouse and located at 451 Indi-
16 ana Avenue, Northwest, to remain available until Sep-
17 tember 30, 2002, for capital improvements for District of
18 Columbia courthouse facilities: *Provided*, That none of the
19 funds in this Act or in any other Act shall be available
20 for the purchase, installation or operation of an Integrated
21 Justice Information System until a detailed plan and de-
22 sign has been submitted by the courts and approved by
23 the Committees on Appropriations of the House of Rep-
24 resentatives and the Senate: *Provided further*, That not-
25 withstanding any other provision of law, all amounts

1 under this heading shall be apportioned quarterly by the
2 Office of Management and Budget and obligated and ex-
3 pended in the same manner as funds appropriated for sal-
4 aries and expenses of other Federal agencies, with payroll
5 and financial services to be provided on a contractual basis
6 with the General Services Administration (GSA), said
7 services to include the preparation of monthly financial re-
8 ports, copies of which shall be submitted directly by GSA
9 to the President and to the Committees on Appropriations
10 of the Senate and House of Representatives, the Com-
11 mittee on Governmental Affairs of the Senate, and the
12 Committee on Government Reform of the House of Rep-
13 resentatives.

14 DEFENDER SERVICES IN DISTRICT OF COLUMBIA

15 COURTS

16 For payments authorized under section 11–2604 and
17 section 11–2605, D.C. Code (relating to representation
18 provided under the District of Columbia Criminal Justice
19 Act), payments for counsel appointed in proceedings in the
20 Family Division of the Superior Court of the District of
21 Columbia under chapter 23 of title 16, D.C. Code, and
22 payments for counsel authorized under section 21–2060,
23 D.C. Code (relating to representation provided under the
24 District of Columbia Guardianship, Protective Pro-
25 ceedings, and Durable Power of Attorney Act of 1986),

1 \$34,387,000, to remain available until expended: *Pro-*
2 *vided*, That the funds provided in this Act under the head-
3 ing “Federal Payment to the District of Columbia Courts”
4 (other than the \$3,325,000 provided under such heading
5 for capital improvements for District of Columbia court-
6 house facilities) may also be used for payments under this
7 heading: *Provided further*, That, in addition to the funds
8 provided under this heading, the Joint Committee on Ju-
9 dicial Administration in the District of Columbia shall use
10 funds provided in this Act under the heading “Federal
11 Payment to the District of Columbia Courts” (other than
12 the \$3,325,000 provided under such heading for capital
13 improvements for District of Columbia courthouse facili-
14 ties), to make payments described under this heading for
15 obligations incurred during any fiscal year: *Provided fur-*
16 *ther*, That such funds shall be administered by the Joint
17 Committee on Judicial Administration in the District of
18 Columbia: *Provided further*, That notwithstanding any
19 other provision of law, this appropriation shall be appor-
20 tioned quarterly by the Office of Management and Budget
21 and obligated and expended in the same manner as funds
22 appropriated for expenses of other Federal agencies, with
23 payroll and financial services to be provided on a contrac-
24 tual basis with the General Services Administration
25 (GSA), said services to include the preparation of monthly

1 financial reports, copies of which shall be submitted di-
2 rectly by GSA to the President and to the Committees
3 on Appropriations of the Senate and House of Representa-
4 tives, the Committee on Governmental Affairs of the Sen-
5 ate, and the Committee on Government Reform of the
6 House of Representatives: *Provided further*, That the Dis-
7 trict of Columbia Courts shall implement the recommenda-
8 tions in the General Accounting Office Report GAO/
9 AIMD/OGC-99-226 regarding payments to court-ap-
10 pointed attorneys and shall report quarterly to the Office
11 of Management and Budget and to the House and Senate
12 Appropriations Committees on the status of these reforms.

13 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
14 FENDER SUPERVISION AGENCY FOR THE DISTRICT
15 OF COLUMBIA

16 (INCLUDING TRANSFER OF FUNDS)

17 For salaries and expenses, including the transfer and
18 hire of motor vehicles, of the Court Services and Offender
19 Supervision Agency for the District of Columbia, as au-
20 thorized by the National Capital Revitalization and Self-
21 Government Improvement Act of 1997 (Public Law 105-
22 33; 111 Stat. 712), \$112,527,000, of which \$67,521,000
23 shall be for necessary expenses of Community Supervision
24 and Sex Offender Registration, to include expenses relat-
25 ing to supervision of adults subject to protection orders

1 or provision of services for or related to such persons;
2 \$18,778,000 shall be transferred to the Public Defender
3 Service; and \$26,228,000 shall be available to the Pretrial
4 Services Agency: *Provided*, That of the amount provided
5 under this heading, \$17,854,000 shall be used to improve
6 pretrial defendant and post-conviction offender super-
7 vision, enhance drug testing and sanctions-based treat-
8 ment programs and other treatment services, expand in-
9 termediate sanctions and offender re-entry programs, con-
10 tinue planning and design proposals for a residential
11 Sanctions Center and improve administrative infrastruc-
12 ture, including information technology; and \$836,000 of
13 the \$17,854,000 referred to in this proviso is for the Pub-
14 lic Defender Service: *Provided further*, That notwith-
15 standing any other provision of law, all amounts under
16 this heading shall be apportioned quarterly by the Office
17 of Management and Budget and obligated and expended
18 in the same manner as funds appropriated for salaries and
19 expenses of other Federal agencies: *Provided further*, That
20 notwithstanding section 446 of the District of Columbia
21 Home Rule Act or any provision of subchapter III of chap-
22 ter 13 of title 31, United States Code, the use of interest
23 earned on the Federal payment made to the District of
24 Columbia Offender Supervision, Defender, and Court
25 Services Agency under the District of Columbia Appro-

1 priations Act, 1998, by the Agency during fiscal years
2 1998 and 1999 shall not constitute a violation of such Act
3 or such subchapter.

4 FEDERAL PAYMENT FOR WASHINGTON INTERFAITH
5 NETWORK

6 For a Federal payment to the Washington Interfaith
7 Network to reimburse the Network for costs incurred in
8 carrying out preconstruction activities at the former Fort
9 Dupont Dwellings and Additions, \$1,000,000: *Provided*,
10 That such activities may include architectural and engi-
11 neering studies, property appraisals, environmental as-
12 sessments, grading and excavation, landscaping, paving,
13 and the installation of curbs, gutters, sidewalks, sewer
14 lines, and other utilities: *Provided further*, That the Sec-
15 retary of the Treasury shall make such payment only after
16 the Network has received matching funds from private
17 sources (including funds provided through loans) to carry
18 out such activities in an aggregate amount which is equal
19 to the amount of such payment (as certified by the Inspec-
20 tor General of the District of Columbia) and has provided
21 the Secretary of the Treasury with a request for reim-
22 bursement which contains documentation certified by the
23 Inspector General of the District of Columbia showing
24 that the Network carried out the activities and that the
25 costs incurred in carrying out the activities were equal to

1 or less than the amount of the reimbursement requested:
2 *Provided further*, That none of the funds provided under
3 this heading may be obligated or expended after December
4 31, 2001 (without regard to whether the activities involved
5 were carried out prior to such date).

6 FEDERAL PAYMENT FOR PLAN TO SIMPLIFY EMPLOYEE
7 COMPENSATION SYSTEMS

8 For a Federal payment to the Mayor of the District
9 of Columbia for a contract for the study and development
10 of a plan to simplify the compensation systems, schedules,
11 and work rules applicable to employees of the District gov-
12 ernment, \$250,000: *Provided*, That under the terms of the
13 contract the plan shall include (at a minimum) a review
14 of the current compensation systems, schedules, and work
15 rules applicable to such employees; a review of the best
16 practices regarding the compensation systems, schedules,
17 and work rules of State and local governments and other
18 appropriate organizations; a proposal for simplifying the
19 systems, schedules, and rules applicable to employees of
20 the District government; and the development of strategies
21 for implementing such proposal, including an identifica-
22 tion of any statutory, contractual, or other barriers to im-
23 plementing the proposal and an estimated time frame for
24 implementing the proposal: *Provided further*, That under
25 the terms of the contract the contractor shall submit the

1 plan to the Mayor and to the Committees on Appropria-
2 tions of the House of Representatives and Senate: *Pro-*
3 *vided further*, That the Mayor shall develop a proposed so-
4 licitation for the contract not later than 90 days after the
5 date of the enactment of this Act and shall submit a copy
6 of the proposed solicitation to the Comptroller General for
7 review at least 90 days prior to the issuance of such solici-
8 tation: *Provided further*, That not later than 45 days after
9 receiving the proposed solicitation from the Mayor, the
10 Comptroller General shall review the solicitation to ensure
11 that it adequately addresses all of the necessary elements
12 described under this heading and report to the Commit-
13 tees on Appropriations of the House of Representatives
14 and Senate on the results of this review: *Provided further*,
15 That for purposes of this contract the term “District gov-
16 ernment” has the meaning given such term in section
17 305(5) of the District of Columbia Financial Responsi-
18 bility and Management Assistance Act of 1995 (sec. 47–
19 393(5), D.C. Code), except that such term shall not in-
20 clude the courts of the District of Columbia and shall in-
21 clude the District of Columbia Financial Responsibility
22 and Management Assistance Authority.

23 METRORAIL CONSTRUCTION

24 For the Washington Metropolitan Area Transit Au-
25 thority [WMATA], a contribution of \$25,000,000, to re-

1 main available until expended, to design and build a Met-
2 rorail station located at New York and Florida Avenues,
3 Northeast: *Provided*, That prior to the release of said
4 funds from the U.S. Treasury, the District of Columbia
5 shall set aside an additional \$25,000,000 for this project
6 in its Fiscal Year 2001 Budget and Financial Plan and,
7 further, shall establish a special taxing district for the
8 neighborhood of the proposed Metrorail station to provide
9 \$25,000,000: *Provided further*, That the requirements of
10 49 U.S.C. 5309(a)(2) shall apply to this project.

11 FEDERAL PAYMENT FOR BROWNFIELD REMEDIATION

12 For a Federal payment to the District of Columbia,
13 \$3,450,000 for environmental and infrastructure costs at
14 Poplar Point: *Provided*, That of said amount, \$2,150,000
15 shall be available for environmental assessment, site reme-
16 diation and wetlands restoration of the 11 acres of real
17 property under the jurisdiction of the District of Colum-
18 bia: *Provided further*, That no more than \$1,300,000 shall
19 be used for infrastructure costs for an entrance to Ana-
20 costia Park: *Provided further*, That none of said funds
21 shall be used by the District of Columbia to purchase pri-
22 vate property in the Poplar Point area.

23 PRESIDENTIAL INAUGURATION

24 For a payment to the District of Columbia to reim-
25 burse the District for expenses incurred in connection with

1 Presidential inauguration activities, \$5,961,000, as au-
2 thorized by section 737(b) of the District of Columbia
3 Home Rule Act, approved December 24, 1973 (87 Stat.
4 824; D.C. Code, sec. 1-1132), which shall be apportioned
5 by the Chief Financial Officer within the various appro-
6 priation headings in this Act.

7 CHILDREN'S NATIONAL MEDICAL CENTER

8 For a Federal contribution to the Children's National
9 Medical Center in the District of Columbia, \$500,000 to
10 be used for the network of satellite pediatric health clinics
11 for children and families in underserved neighborhoods
12 and communities in the District of Columbia.

13 CHILD ADVOCACY CENTER

14 For a Federal contribution to the Child Advocacy
15 Center for its Safe Shores program, \$500,000.

16 ST. COLETTA OF GREATER WASHINGTON EXPANSION

17 PROJECT

18 For a Federal contribution to St. Coletta of Greater
19 Washington, Inc. for costs associated with the establish-
20 ment of a day program and comprehensive case manage-
21 ment services for mentally retarded and multiple-handi-
22 capped adolescents and adults in the District of Columbia,
23 including property acquisition and construction,
24 \$1,000,000.

1 DISTRICT OF COLUMBIA SPECIAL OLYMPICS

2 For a Federal contribution to the District of Colum-
3 bia Special Olympics, \$250,000.

4 DISTRICT OF COLUMBIA FUNDS

5 OPERATING EXPENSES

6 DIVISION OF EXPENSES

7 The following amounts are appropriated for the Dis-
8 trict of Columbia for the current fiscal year out of the
9 general fund of the District of Columbia, except as other-
10 wise specifically provided: *Provided*, That notwithstanding
11 any other provision of law, except as provided in section
12 450A of the District of Columbia Home Rule Act and sec-
13 tion 126 of this Act, the total amount appropriated in this
14 Act for operating expenses for the District of Columbia
15 for fiscal year 2001 under this heading shall not exceed
16 the lesser of the sum of the total revenues of the District
17 of Columbia for such fiscal year or \$5,677,379,000 (of
18 which \$172,607,000 shall be from intra-District funds and
19 \$3,250,783,000 shall be from local funds): *Provided fur-*
20 *ther*, That the Chief Financial Officer of the District of
21 Columbia and the District of Columbia Financial Respon-
22 sibility and Management Assistance Authority shall take
23 such steps as are necessary to assure that the District of
24 Columbia meets these requirements, including the appor-
25 tioning by the Chief Financial Officer of the appropria-

1 tions and funds made available to the District during fis-
2 cal year 2001, except that the Chief Financial Officer may
3 not reprogram for operating expenses any funds derived
4 from bonds, notes, or other obligations issued for capital
5 projects.

6 DISTRICT OF COLUMBIA FINANCIAL RESPONSIBILITY
7 AND MANAGEMENT ASSISTANCE AUTHORITY

8 For the District of Columbia Financial Responsibility
9 and Management Assistance Authority (Authority), estab-
10 lished by section 101(a) of the District of Columbia Finan-
11 cial Responsibility and Management Assistance Act of
12 1995 (109 Stat. 97; Public Law 104–8), \$3,140,000: *Pro-*
13 *vided*, That these funds be derived from accounts held by
14 the Authority on behalf of the District of Columbia: *Pro-*
15 *vided further*, That none of the funds contained in this
16 Act may be used to pay any compensation of the Executive
17 Director or General Counsel of the Authority at a rate
18 in excess of the maximum rate of compensation which may
19 be paid to such individual during fiscal year 2001 under
20 section 102 of such Act, as determined by the Comptroller
21 General (as described in GAO letter report B–279095.2):
22 *Provided further*, That none of the funds contained in this
23 Act or any other funds available to the Authority or any
24 other entity of the District of Columbia government from
25 any source (including any accounts of the Authority) may

1 be used for any payments (including but not limited to
2 severance or bonus payments, and payments under agree-
3 ments in effect before the enactment of this Act) to any
4 individual upon or following the individual's separation
5 from employment with the Authority (other than a pay-
6 ment of the individual's regular salary for services per-
7 formed prior to separation or a payment for unused an-
8 nual leave accrued by the individual), except that an indi-
9 vidual who is employed by the Authority during the entire
10 period which begins on the date of the enactment of this
11 Act and ends on September 30, 2001, may receive a sever-
12 ance payment after such date in an aggregate amount
13 which does not exceed the product of 200 percent of the
14 individual's average weekly salary during the final 12-
15 month period (or portion thereof) during which the indi-
16 vidual was employed by the Authority and the number of
17 full years during which the individual was employed by
18 the Authority.

19 GOVERNMENTAL DIRECTION AND SUPPORT

20 Governmental direction and support, \$195,771,000
21 (including \$162,172,000 from local funds, \$20,424,000
22 from Federal funds, and \$13,175,000 from other funds):
23 *Provided*, That not to exceed \$2,500 for the Mayor,
24 \$2,500 for the Chairman of the Council of the District
25 of Columbia, and \$2,500 for the City Administrator shall

1 be available from this appropriation for official purposes:
2 *Provided further*, That any program fees collected from the
3 issuance of debt shall be available for the payment of ex-
4 penses of the debt management program of the District
5 of Columbia: *Provided further*, That no revenues from
6 Federal sources shall be used to support the operations
7 or activities of the Statehood Commission and Statehood
8 Compact Commission: *Provided further*, That the District
9 of Columbia shall identify the sources of funding for Ad-
10 mission to Statehood from its own locally-generated reve-
11 nues: *Provided further*, That all employees permanently
12 assigned to work in the Office of the Mayor shall be paid
13 from funds allocated to the Office of the Mayor: *Provided*
14 *further*, That notwithstanding any other provision of law,
15 or Mayor's Order 86-45, issued March 18, 1986, the Of-
16 fice of the Chief Technology Officer's delegated small pur-
17 chase authority shall be \$500,000: *Provided further*, That
18 the District of Columbia government may not require the
19 Office of the Chief Technology Officer to submit to any
20 other procurement review process, or to obtain the ap-
21 proval of or be restricted in any manner by any official
22 or employee of the District of Columbia government, for
23 purchases that do not exceed \$500,000: *Provided further*,
24 That \$303,000 and no fewer than 5 FTEs shall be avail-
25 able exclusively to support the Labor-Management Part-

1 nership Council: *Provided further*, That, effective Sep-
2 tember 30, 2000, section 168(a) of the District of Colum-
3 bia Appropriations Act, 2000 (Public Law 106–113; 113
4 Stat. 1531) is amended by inserting “, to remain available
5 until expended,” after “\$5,000,000”: *Provided further*,
6 That not later than March 1, 2001, the Chief Financial
7 Officer of the District of Columbia shall submit a study
8 to the Committees on Appropriations of the House of Rep-
9 resentatives and Senate on the merits and potential sav-
10 ings of privatizing the operation and administration of
11 Saint Elizabeths Hospital.

12 ECONOMIC DEVELOPMENT AND REGULATION

13 Economic development and regulation, \$205,638,000
14 (including \$53,562,000 from local funds, \$92,378,000
15 from Federal funds, and \$59,698,000 from other funds),
16 of which \$15,000,000 collected by the District of Colum-
17 bia in the form of BID tax revenue shall be paid to the
18 respective BIDs pursuant to the Business Improvement
19 Districts Act of 1996 (D.C. Law 11–134; D.C. Code, sec.
20 1–2271 et seq.), and the Business Improvement Districts
21 Amendment Act of 1997 (D.C. Law 12–26): *Provided*,
22 That such funds are available for acquiring services pro-
23 vided by the General Services Administration: *Provided*
24 *further*, That Business Improvement Districts shall be ex-
25 empt from taxes levied by the District of Columbia.

1 PUBLIC SAFETY AND JUSTICE

2 Public safety and justice, including purchase or lease
3 of 135 passenger carrying vehicles for replacement only,
4 including 130 for police-type use and five for fire-type use,
5 without regard to the general purchase price limitation for
6 the current fiscal year, and such sums as may be nec-
7 essary for making refunds and for the payment of judg-
8 ments that have been entered against the District of Co-
9 lumbia government \$762,546,000 (including
10 \$591,565,000 from local funds, \$24,950,000 from Federal
11 funds, and \$146,031,000 from other funds): *Provided*,
12 That the Metropolitan Police Department is authorized to
13 replace not to exceed 25 passenger-carrying vehicles and
14 the Department of Fire and Emergency Medical Services
15 of the District of Columbia is authorized to replace not
16 to exceed five passenger-carrying vehicles annually when-
17 ever the cost of repair to any damaged vehicle exceeds
18 three-fourths of the cost of the replacement: *Provided fur-*
19 *ther*, That not to exceed \$500,000 shall be available from
20 this appropriation for the Chief of Police for the preven-
21 tion and detection of crime: *Provided further*, That not-
22 withstanding any other provision of law, or Mayor's Order
23 86-45, issued March 18, 1986, the Metropolitan Police
24 Department's delegated small purchase authority shall be
25 \$500,000: *Provided further*, That the District of Columbia

1 government may not require the Metropolitan Police De-
2 partment to submit to any other procurement review proc-
3 ess, or to obtain the approval of or be restricted in any
4 manner by any official or employee of the District of Co-
5 lumbia government, for purchases that do not exceed
6 \$500,000: *Provided further*, That the Mayor shall reim-
7 burse the District of Columbia National Guard for ex-
8 penses incurred in connection with services that are per-
9 formed in emergencies by the National Guard in a militia
10 status and are requested by the Mayor, in amounts that
11 shall be jointly determined and certified as due and pay-
12 able for these services by the Mayor and the Commanding
13 General of the District of Columbia National Guard: *Pro-*
14 *vided further*, That such sums as may be necessary for
15 reimbursement to the District of Columbia National
16 Guard under the preceding proviso shall be available from
17 this appropriation, and the availability of the sums shall
18 be deemed as constituting payment in advance for emer-
19 gency services involved: *Provided further*, That the Metro-
20 politan Police Department is authorized to maintain 3,800
21 sworn officers, with leave for a 50 officer attrition: *Pro-*
22 *vided further*, That no more than 15 members of the Met-
23 ropolitan Police Department shall be detailed or assigned
24 to the Executive Protection Unit, until the Chief of Police
25 submits a recommendation to the Council for its review:

1 *Provided further*, That \$100,000 shall be available for in-
2 mates released on medical and geriatric parole: *Provided*
3 *further*, That commencing on December 31, 2000, the
4 Metropolitan Police Department shall provide to the Com-
5 mittees on Appropriations of the Senate and House of
6 Representatives, the Committee on Governmental Affairs
7 of the Senate, and the Committee on Government Reform
8 of the House of Representatives, quarterly reports on the
9 status of crime reduction in each of the 83 police service
10 areas established throughout the District of Columbia.

11 PUBLIC EDUCATION SYSTEM

12 Public education system, including the development
13 of national defense education programs, \$998,918,000 (in-
14 cluding \$824,867,000 from local funds, \$147,643,000
15 from Federal funds, and \$26,408,000 from other funds),
16 to be allocated as follows: \$769,943,000 (including
17 \$629,309,000 from local funds, \$133,490,000 from Fed-
18 eral funds, and \$7,144,000 from other funds), for the pub-
19 lic schools of the District of Columbia; \$200,000 from
20 local funds for the District of Columbia Teachers' Retire-
21 ment Fund; \$1,679,000 from local funds for the State
22 Education Office, \$17,000,000 from local funds, pre-
23 viously appropriated in this Act as a Federal payment, for
24 resident tuition support at public and private institutions
25 of higher learning for eligible District of Columbia resi-

1 dents; and \$105,000,000 from local funds for public char-
2 ter schools: *Provided*, That there shall be quarterly dis-
3 bursement of funds to the District of Columbia public
4 charter schools, with the first payment to occur within 15
5 days of the beginning of each fiscal year: *Provided further*,
6 That the District of Columbia public charter schools will
7 report enrollment on a quarterly basis upon which a quar-
8 terly disbursement will be calculated: *Provided further*,
9 That the quarterly payment of October 15, 2000, shall
10 be fifty (50) percent of each public charter school's annual
11 entitlement based on its unaudited October 5 enrollment
12 count: *Provided further*, That if the entirety of this alloca-
13 tion has not been provided as payments to any public char-
14 ter schools currently in operation through the per pupil
15 funding formula, the funds shall be available for public
16 education in accordance with the School Reform Act of
17 1995 (D.C. Code, sec. 31-2853.43(A)(2)(D); Public Law
18 104-134, as amended): *Provided further*, That \$480,000
19 of this amount shall be available to the District of Colum-
20 bia Public Charter School Board for administrative costs:
21 *Provided further*, That \$76,433,000 (including
22 \$44,691,000 from local funds, \$13,199,000 from Federal
23 funds, and \$18,543,000 from other funds) shall be avail-
24 able for the University of the District of Columbia: *Pro-*
25 *vided further*, That \$200,000 is allocated for the East of

1 the River Campus Assessment Study, \$1,000,000 for the
2 Excel Institute Adult Education Program to be used by
3 the Institute for construction and to acquire construction
4 services provided by the General Services Administration
5 on a reimbursable basis, \$500,000 for the Adult Edu-
6 cation State Plan, \$650,000 for The Saturday Academy
7 Pre-College Program, and \$481,000 for the Strengthening
8 of Academic Programs; and \$26,459,000 (including
9 \$25,208,000 from local funds, \$550,000 from Federal
10 funds and \$701,000 other funds) for the Public Library:
11 *Provided further*, That the \$1,020,000 enhancement shall
12 be allocated such that \$500,000 is used for facilities im-
13 provements for 8 of the 26 library branches, \$235,000 for
14 13 FTEs for the continuation of the Homework Helpers
15 Program, \$166,000 for 3 FTEs in the expansion of the
16 Reach Out And Roar (ROAR) service to license day care
17 homes, and \$119,000 for 3 FTEs to expand literacy sup-
18 port into branch libraries: *Provided further*, That
19 \$2,204,000 (including \$1,780,000 from local funds,
20 \$404,000 from Federal funds and \$20,000 from other
21 funds) shall be available for the Commission on the Arts
22 and Humanities: *Provided further*, That the public schools
23 of the District of Columbia are authorized to accept not
24 to exceed 31 motor vehicles for exclusive use in the driver
25 education program: *Provided further*, That not to exceed

1 \$2,500 for the Superintendent of Schools, \$2,500 for the
2 President of the University of the District of Columbia,
3 and \$2,000 for the Public Librarian shall be available
4 from this appropriation for official purposes: *Provided fur-*
5 *ther*, That none of the funds contained in this Act may
6 be made available to pay the salaries of any District of
7 Columbia Public School teacher, principal, administrator,
8 official, or employee who knowingly provides false enroll-
9 ment or attendance information under article II, section
10 5 of the Act entitled “An Act to provide for compulsory
11 school attendance, for the taking of a school census in the
12 District of Columbia, and for other purposes”, approved
13 February 4, 1925 (D.C. Code, sec. 31–401 et seq.): *Pro-*
14 *vided further*, That this appropriation shall not be avail-
15 able to subsidize the education of any nonresident of the
16 District of Columbia at any District of Columbia public
17 elementary and secondary school during fiscal year 2001
18 unless the nonresident pays tuition to the District of Co-
19 lumbia at a rate that covers 100 percent of the costs in-
20 curred by the District of Columbia which are attributable
21 to the education of the nonresident (as established by the
22 Superintendent of the District of Columbia Public
23 Schools): *Provided further*, That this appropriation shall
24 not be available to subsidize the education of nonresidents
25 of the District of Columbia at the University of the Dis-

1 triet of Columbia, unless the Board of Trustees of the Uni-
2 versity of the District of Columbia adopts, for the fiscal
3 year ending September 30, 2001, a tuition rate schedule
4 that will establish the tuition rate for nonresident students
5 at a level no lower than the nonresident tuition rate
6 charged at comparable public institutions of higher edu-
7 cation in the metropolitan area: *Provided further*, That
8 \$2,200,000 is allocated to the Temporary Weighted Stu-
9 dent Formula to fund 344 additional slots for pre-K stu-
10 dents: *Provided further*, That \$50,000 is allocated to fund
11 a conference on learning support for children ages 3–4
12 hosted jointly by the District of Columbia Public Schools
13 and District of Columbia public charter schools: *Provided*
14 *further*, That no local funds in this Act shall be used to
15 administer a system-wide standardized test more than
16 once in FY 2001: *Provided further*, That no less than
17 \$436,452,000 shall be expended on local schools through
18 the Weighted Student Formula: *Provided further*, That
19 notwithstanding any other provision of law, rule, or regu-
20 lation, the evaluation process and instruments for evalu-
21 ating District of Columbia Public School employees shall
22 be a non-negotiable item for collective bargaining pur-
23 poses: *Provided further*, That the District of Columbia
24 Public Schools shall spend \$250,000 to engage in a
25 Schools Without Violence program based on a model devel-

1 oped by the University of North Carolina, located in
2 Greensboro, North Carolina: *Provided further*, That the
3 District of Columbia Public Schools shall spend \$250,000
4 to implement a Failure Free Reading program in the Dis-
5 trict's public schools: *Provided further*, That notwith-
6 standing the amounts otherwise provided under this head-
7 ing or any other provision of law, there shall be appro-
8 priated to the District of Columbia public charter schools
9 on July 1, 2001, an amount equal to 25 percent of the
10 total amount provided for payments to public charter
11 schools in the proposed budget of the District of Columbia
12 for fiscal year 2002 (as submitted to Congress), and the
13 amount of such payment shall be chargeable against the
14 final amount provided for such payments under the Dis-
15 trict of Columbia Appropriations Act, 2002: *Provided fur-*
16 *ther*, That notwithstanding the amounts otherwise pro-
17 vided under this heading or any other provision of law,
18 there shall be appropriated to the District of Columbia
19 Public Schools on July 1, 2001, an amount equal to 10
20 percent of the total amount provided for the District of
21 Columbia Public Schools in the proposed budget of the
22 District of Columbia for fiscal year 2002 (as submitted
23 to Congress), and the amount of such payment shall be
24 chargeable against the final amount provided for the Dis-

1 trict of Columbia Public Schools under the District of Co-
2 lumbia Appropriations Act, 2002.

3 HUMAN SUPPORT SERVICES

4 (INCLUDING TRANSFER OF FUNDS)

5 Human support services, \$1,535,654,000 (including
6 \$637,347,000 from local funds, \$881,589,000 from Fed-
7 eral funds, and \$16,718,000 from other funds): *Provided*,
8 That \$25,836,000 of this appropriation, to remain avail-
9 able until expended, shall be available solely for District
10 of Columbia employees' disability compensation: *Provided*
11 *further*, That the District of Columbia shall not provide
12 free government services such as water, sewer, solid waste
13 disposal or collection, utilities, maintenance, repairs, or
14 similar services to any legally constituted private nonprofit
15 organization, as defined in section 411(5) of the Stewart
16 B. McKinney Homeless Assistance Act (101 Stat. 485;
17 Public Law 100-77; 42 U.S.C. 11371), providing emer-
18 gency shelter services in the District, if the District would
19 not be qualified to receive reimbursement pursuant to such
20 Act (101 Stat. 485; Public Law 100-77; 42 U.S.C. 11301
21 et seq.): *Provided further*, That \$1,250,000 shall be paid
22 to the Doe Fund for the operation of its Ready, Willing,
23 and Able Program in the District of Columbia as follows:
24 \$250,000 to cover debt owed by the District of Columbia
25 government for services rendered shall be paid to the Doe

1 Fund within 15 days of the enactment of this Act; and
2 \$1,000,000 shall be paid in equal monthly installments by
3 the 15th day of each month: *Provided further*, That
4 \$400,000 shall be available for the administrative costs
5 associated with implementation of the Drug Treatment
6 Choice Program established pursuant to section 4 of the
7 Choice in Drug Treatment Act of 2000, signed by the
8 Mayor on April 20, 2000 (D.C. Act 13–329): *Provided fur-*
9 *ther*, That \$7,000,000 shall be available for deposit in the
10 Addiction Recovery Fund established pursuant to section
11 5 of the Choice in Drug Treatment Act of 2000, signed
12 by the Mayor on April 20, 2000 (D.C. Act 13–329): *Pro-*
13 *vided further*, That the District of Columbia is authorized
14 to enter into a long-term lease of Hamilton Field with
15 Gonzaga College High School and that, in exchange for
16 such a lease, Gonzaga will introduce and implement a
17 youth baseball program focused on 13 to 18 year old resi-
18 dents, said program to include summer and fall baseball
19 programs and baseball clinics: *Provided further*, That not-
20 withstanding any other provision of law, to augment the
21 District of Columbia subsidy for the District of Columbia
22 Health and Hospitals Public Benefit Corporation, the Dis-
23 trict of Columbia may transfer from other non-Federal
24 funds appropriated under this Act to the Human Support
25 Services appropriation under this Act an amount not to

1 exceed \$90,000,000 for the purpose of restructuring the
2 delivery of health services in the District of Columbia: *Pro-*
3 *vided further*, That such restructuring shall be pursuant
4 to a restructuring plan approved by the Mayor of the Dis-
5 trict of Columbia, the Council of the District of Columbia,
6 the District of Columbia Financial Responsibility and
7 Management Assistance Authority, and the Board of Di-
8 rectors of the Public Benefit Corporation: *Provided fur-*
9 *ther*, That—

10 (1) the restructuring plan reduces personnel
11 levels of D.C. General Hospital and of the Public
12 Benefit Corporation consistent with the reduction in
13 force set forth in the August 25, 2000, resolution of
14 the Board of Directors of the Public Benefit Cor-
15 poration regarding personnel structure, by reducing
16 personnel by at least 500 full-time equivalent em-
17 ployees, without replacement by contract personnel;

18 (2) no transferred funds are expended until 10
19 calendar days after the restructuring plan has re-
20 ceived final approval and a copy evidencing final ap-
21 proval has been submitted by the Mayor to the Com-
22 mittee on Government Reform of the House of Rep-
23 resentatives, the Committee on Governmental Affairs
24 of the Senate, and the Committees on Appropria-

1 tions of the House of Representatives and the Sen-
2 ate; and

3 (3) the plan includes a certification that the
4 plan does not request and does not rely upon any
5 current or future request for additional appropria-
6 tion of Federal funds.

7 PUBLIC WORKS

8 Public works, including rental of one passenger-car-
9 rying vehicle for use by the Mayor and three passenger-
10 carrying vehicles for use by the Council of the District of
11 Columbia and leasing of passenger-carrying vehicles,
12 \$278,242,000 (including \$265,078,000 from local funds,
13 \$3,328,000 from Federal funds, and \$9,836,000 from
14 other funds): *Provided*, That this appropriation shall not
15 be available for collecting ashes or miscellaneous refuse
16 from hotels and places of business: *Provided further*, That
17 \$100,000 shall be available for a commercial sector recy-
18 cling initiative, \$250,000 to initiate a recycling education
19 campaign, \$10,000 for community clean-up kits, \$190,000
20 to restore a 3.5 percent vacancy rate in Parking Services,
21 \$170,000 to plant 500 trees, \$118,000 for two water
22 trucks, \$150,000 for contract monitors and parking ana-
23 lysts within Parking Services, \$1,409,000 for a neighbor-
24 hood cleanup initiative, \$1,000,000 for tree maintenance,
25 \$600,000 for an anti-graffiti program, \$226,000 for a

1 hazardous waste program, \$1,260,000 for parking control
2 aides, and \$400,000 for the Department of Motor Vehicles
3 to hire additional ticket adjudicators, conduct additional
4 hearings, and reduce the waiting time for hearings.

5 RECEIVERSHIP PROGRAMS

6 For all agencies of the District of Columbia govern-
7 ment under court ordered receivership, \$389,528,000 (in-
8 cluding \$234,913,000 from local funds, \$135,555,000
9 from Federal funds, and \$19,060,000 from other funds).

10 RESERVE

11 For replacement of funds expended, if any, during
12 fiscal year 2000 from the Reserve established by section
13 202(j) of the District of Columbia Financial Responsibility
14 and Management Assistance Act of 1995, Public Law
15 104–8, \$150,000,000 from local funds: *Provided*, That
16 none of these funds shall be obligated or expended under
17 this heading until the emergency reserve fund established
18 under this Act has been fully funded for fiscal year 2001
19 pursuant to section 450A of the District of Columbia
20 Home Rule Act as set forth herein.

21 EMERGENCY RESERVE FUND

22 For the emergency reserve fund established under
23 section 450A(a) of the District of Columbia Home Rule
24 Act, the amount provided for fiscal year 2001 under such
25 section, to be derived from local funds.

1 REPAYMENT OF LOANS AND INTEREST

2 For payment of principal, interest and certain fees
3 directly resulting from borrowing by the District of Co-
4 lumbia to fund District of Columbia capital projects as
5 authorized by sections 462, 475, and 490 of the District
6 of Columbia Home Rule Act, approved December 24,
7 1973, \$243,238,000 from local funds: *Provided*, That any
8 funds set aside pursuant to section 148 of the District
9 of Columbia Appropriations Act, 2000 (Public Law 106–
10 113; 113 Stat. 1523) that are not used in the reserve
11 funds established herein shall be used for Pay-As-You-Go
12 Capital Funds: *Provided further*, That for equipment
13 leases, the Mayor may finance \$19,232,000 of equipment
14 cost, plus cost of issuance not to exceed 2 percent of the
15 par amount being financed on a lease purchase basis with
16 a maturity not to exceed 5 years: *Provided further*, That
17 \$2,000,000 is allocated to the Metropolitan Police Depart-
18 ment, \$4,300,000 for the Fire and Emergency Medical
19 Services Department, \$1,622,000 for the Public Library,
20 \$2,010,000 for the Department of Parks and Recreation,
21 \$7,500,000 for the Department of Public Works, and
22 \$1,800,000 for the Public Benefit Corporation.

23 REPAYMENT OF GENERAL FUND RECOVERY DEBT

24 For the purpose of eliminating the \$331,589,000
25 general fund accumulated deficit as of September 30,

1 1990, \$39,300,000 from local funds, as authorized by sec-
2 tion 461(a) of the District of Columbia Home Rule Act,
3 (105 Stat. 540; D.C. Code, sec. 47-321(a)(1)).

4 PAYMENT OF INTEREST ON SHORT-TERM BORROWING

5 For payment of interest on short-term borrowing,
6 \$1,140,000 from local funds.

7 PRESIDENTIAL INAUGURATION

8 For reimbursement for necessary expenses incurred
9 in connection with Presidential inauguration activities as
10 authorized by section 737(b) of the District of Columbia
11 Home Rule Act, Public Law 93-198, as amended, ap-
12 proved December 24, 1973 (87 Stat. 824; D.C. Code, sec.
13 1-1803), \$5,961,000 from local funds, previously appro-
14 priated in this Act as a Federal payment, which shall be
15 apportioned by the Chief Financial Officer within the var-
16 ious appropriation headings in this Act.

17 CERTIFICATES OF PARTICIPATION

18 For lease payments in accordance with the Certifi-
19 cates of Participation involving the land site underlying
20 the building located at One Judiciary Square, \$7,950,000
21 from local funds.

22 WILSON BUILDING

23 For expenses associated with the John A. Wilson
24 Building, \$8,409,000 from local funds.

1 OPERATIONAL IMPROVEMENTS SAVINGS (INCLUDING
2 MANAGED COMPETITION)

3 The Mayor and the Council, in consultation with the
4 Chief Financial Officer and the District of Columbia Fi-
5 nancial Responsibility and Management Assistance Au-
6 thority, shall make reductions of \$10,000,000 for oper-
7 ational improvements savings in local funds to one or more
8 of the appropriation headings in this Act.

9 MANAGEMENT REFORM SAVINGS

10 The Mayor and the Council, in consultation with the
11 Chief Financial Officer and the District of Columbia Fi-
12 nancial Responsibility and Management Assistance Au-
13 thority, shall make reductions of \$37,000,000 for manage-
14 ment reform savings in local funds to one or more of the
15 appropriation headings in this Act.

16 CAFETERIA PLAN SAVINGS

17 For the implementation of a Cafeteria Plan pursuant
18 to Federal law, a reduction of \$5,000,000 in local funds.

19 ENTERPRISE AND OTHER FUNDS

20 WATER AND SEWER AUTHORITY AND THE WASHINGTON
21 AQUEDUCT

22 For operation of the Water and Sewer Authority and
23 the Washington Aqueduct, \$275,705,000 from other funds
24 (including \$230,614,000 for the Water and Sewer Author-
25 ity and \$45,091,000 for the Washington Aqueduct) of

1 which \$41,503,000 shall be apportioned and payable to
2 the District's debt service fund for repayment of loans and
3 interest incurred for capital improvement projects.

4 For construction projects, \$140,725,000, as author-
5 ized by the Act entitled "An Act authorizing the laying
6 of watermains and service sewers in the District of Colum-
7 bia, the levying of assessments therefor, and for other pur-
8 poses" (33 Stat. 244; Public Law 58-140; D.C. Code, sec.
9 43-1512 et seq.): *Provided*, That the requirements and
10 restrictions that are applicable to general fund capital im-
11 provements projects and set forth in this Act under the
12 Capital Outlay appropriation title shall apply to projects
13 approved under this appropriation title.

14 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

15 For the Lottery and Charitable Games Enterprise
16 Fund, established by the District of Columbia Appropria-
17 tion Act for the fiscal year ending September 30, 1982
18 (95 Stat. 1174, 1175; Public Law 97-91), for the purpose
19 of implementing the Law to Legalize Lotteries, Daily
20 Numbers Games, and Bingo and Raffles for Charitable
21 Purposes in the District of Columbia (D.C. Law 3-172;
22 D.C. Code, sec. 2-2501 et seq. and sec. 22-1516 et seq.),
23 \$223,200,000: *Provided*, That the District of Columbia
24 shall identify the source of funding for this appropriation
25 title from the District's own locally generated revenues:

1 *Provided further*, That no revenues from Federal sources
2 shall be used to support the operations or activities of the
3 Lottery and Charitable Games Control Board.

4 SPORTS AND ENTERTAINMENT COMMISSION

5 For the Sports and Entertainment Commission,
6 \$10,968,000 from other funds: *Provided*, That the Mayor
7 shall submit a budget for the Armory Board for the forth-
8 coming fiscal year as required by section 442(b) of the
9 District of Columbia Home Rule Act (87 Stat. 824; Public
10 Law 93–198; D.C. Code, sec. 47–301(b)).

11 DISTRICT OF COLUMBIA HEALTH AND HOSPITALS

12 PUBLIC BENEFIT CORPORATION

13 (INCLUDING TRANSFER OF FUNDS)

14 For the District of Columbia Health and Hospitals
15 Public Benefit Corporation, established by D.C. Law 11–
16 212 (D.C. Code, sec. 32–262.2), \$123,548,000, of which
17 \$45,313,000 shall be derived by transfer from the general
18 fund, and \$78,235,000 from other funds: *Provided*, That
19 no appropriated amounts and no amounts from or guaran-
20 teed by the District of Columbia government (including
21 the District of Columbia Financial Responsibility and
22 Management Assistance Authority) may be made available
23 to the Corporation (through reprogramming, transfers,
24 loans, or any other mechanism) which are not otherwise
25 provided for under this heading until a restructuring plan

1 for D.C. General Hospital has been approved by the
2 Mayor of the District of Columbia, the Council of the Dis-
3 trict of Columbia, the Authority, the Chief Financial Offi-
4 cer of the District of Columbia, and the Chair of the
5 Board of Directors of the Corporation: *Provided further*,
6 That for each payment or group of payments made by or
7 on behalf of the Corporation, the Chief Financial Officer
8 of the District of Columbia shall sign an affidavit certi-
9 fying that the making of the payment does not constitute
10 a violation of any provision of subchapter III of chapter
11 13 of title 31, United States Code, or of any provision
12 of this Act: *Provided further*, That more than one payment
13 may be covered by the same affidavit under the previous
14 proviso, but a single affidavit may not cover more than
15 one week's worth of payments: *Provided further*, That it
16 shall be unlawful for any person to order any other person
17 to sign any affidavit required under this heading, or for
18 any person to provide any signature required under this
19 heading on such an affidavit by proxy or by machine, com-
20 puter, or other facsimile device.

21 DISTRICT OF COLUMBIA RETIREMENT BOARD

22 For the District of Columbia Retirement Board, es-
23 tablished by section 121 of the District of Columbia Re-
24 tirement Reform Act of 1979 (93 Stat. 866; D.C. Code,
25 sec. 1-711), \$11,414,000 from the earnings of the appli-

1 cable retirement funds to pay legal, management, invest-
2 ment, and other fees and administrative expenses of the
3 District of Columbia Retirement Board: *Provided*, That
4 the District of Columbia Retirement Board shall provide
5 to the Congress and to the Council of the District of Co-
6 lumbia a quarterly report of the allocations of charges by
7 fund and of expenditures of all funds: *Provided further*,
8 That the District of Columbia Retirement Board shall pro-
9 vide the Mayor, for transmittal to the Council of the Dis-
10 trict of Columbia, an itemized accounting of the planned
11 use of appropriated funds in time for each annual budget
12 submission and the actual use of such funds in time for
13 each annual audited financial report.

14 CORRECTIONAL INDUSTRIES FUND

15 For the Correctional Industries Fund, established by
16 the District of Columbia Correctional Industries Estab-
17 lishment Act (78 Stat. 1000; Public Law 88-622),
18 \$1,808,000 from other funds.

19 WASHINGTON CONVENTION CENTER ENTERPRISE FUND

20 For the Washington Convention Center Enterprise
21 Fund, \$52,726,000 from other funds.

22 CAPITAL OUTLAY

23 (INCLUDING RESCISSIONS)

24 For construction projects, an increase of
25 \$1,077,282,000 of which \$806,787,000 is from local

1 funds, \$66,446,000 is from highway trust funds, and
2 \$204,049,000 is from Federal funds, and a rescission of
3 \$55,208,000 from local funds appropriated under this
4 heading in prior fiscal years, for a net amount of
5 \$1,022,074,000 to remain available until expended: *Pro-*
6 *vided*, That funds for use of each capital project imple-
7 menting agency shall be managed and controlled in ac-
8 cordance with all procedures and limitations established
9 under the Financial Management System: *Provided fur-*
10 *ther*, That all funds provided by this appropriation title
11 shall be available only for the specific projects and pur-
12 poses intended: *Provided further*, That notwithstanding
13 the foregoing, all authorizations for capital outlay
14 projects, except those projects covered by the first sen-
15 tence of section 23(a) of the Federal Aid Highway Act
16 of 1968 (82 Stat. 827; Public Law 90-495; D.C. Code,
17 sec. 7-134, note), for which funds are provided by this
18 appropriation title, shall expire on September 30, 2002,
19 except authorizations for projects as to which funds have
20 been obligated in whole or in part prior to September 30,
21 2002: *Provided further*, That upon expiration of any such
22 project authorization, the funds provided herein for the
23 project shall lapse.

1 SEC. 104. (a) REQUIRING MAYOR TO MAINTAIN
2 INDEX.—Effective with respect to fiscal year 2001 and
3 each succeeding fiscal year, the Mayor of the District of
4 Columbia shall maintain an index of all employment per-
5 sonal services and consulting contracts in effect on behalf
6 of the District government, and shall include in the index
7 specific information on any severance clause in effect
8 under any such contract.

9 (b) PUBLIC INSPECTION.—The index maintained
10 under subsection (a) shall be kept available for public in-
11 spection during regular business hours.

12 (c) CONTRACTS EXEMPTED.—Subsection (a) shall
13 not apply with respect to any collective bargaining agree-
14 ment or any contract entered into pursuant to such a col-
15 lective bargaining agreement.

16 (d) DISTRICT GOVERNMENT DEFINED.—In this sec-
17 tion, the term “District government” means the govern-
18 ment of the District of Columbia, including—

19 (1) any department, agency or instrumentality
20 of the government of the District of Columbia;

21 (2) any independent agency of the District of
22 Columbia established under part F of title IV of the
23 District of Columbia Home Rule Act or any other
24 agency, board, or commission established by the
25 Mayor or the Council;

1 (3) the Council of the District of Columbia;

2 (4) any other agency, public authority, or public
3 benefit corporation which has the authority to re-
4 ceive monies directly or indirectly from the District
5 of Columbia (other than monies received from the
6 sale of goods, the provision of services, or the loan-
7 ing of funds to the District of Columbia); and

8 (5) the District of Columbia Financial Respon-
9 sibility and Management Assistance Authority.

10 (e) No payment shall be made pursuant to any such
11 contract subject to subsection (a), nor any severance pay-
12 ment made under such contract, if a copy of the contract
13 has not been filed in the index. Interested parties may file
14 copies of their contract or severance agreement in the
15 index on their own behalf.

16 SEC. 105. No part of any appropriation contained in
17 this Act shall remain available for obligation beyond the
18 current fiscal year unless expressly so provided herein.

19 SEC. 106. No funds appropriated in this Act for the
20 District of Columbia government for the operation of edu-
21 cational institutions, the compensation of personnel, or for
22 other educational purposes may be used to permit, encour-
23 age, facilitate, or further partisan political activities.
24 Nothing herein is intended to prohibit the availability of

1 school buildings for the use of any community or partisan
2 political group during non-school hours.

3 SEC. 107. None of the funds appropriated in this Act
4 shall be made available to pay the salary of any employee
5 of the District of Columbia government whose name, title,
6 grade, salary, past work experience, and salary history are
7 not available for inspection by the House and Senate Com-
8 mittees on Appropriations, the House Committee on Gov-
9 ernment Reform, the Senate Committee on Governmental
10 Affairs, and the Council of the District of Columbia, or
11 their duly authorized representative.

12 SEC. 108. There are appropriated from the applicable
13 funds of the District of Columbia such sums as may be
14 necessary for making payments authorized by the District
15 of Columbia Revenue Recovery Act of 1977 (D.C. Law
16 2–20; D.C. Code, sec. 47–421 et seq.).

17 SEC. 109. No part of this appropriation shall be used
18 for publicity or propaganda purposes or implementation
19 of any policy including boycott designed to support or de-
20 feat legislation pending before Congress or any State legis-
21 lature.

22 SEC. 110. At the start of the fiscal year, the Mayor
23 shall develop an annual plan, by quarter and by project,
24 for capital outlay borrowings: *Provided*, That within a rea-
25 sonable time after the close of each quarter, the Mayor

1 shall report to the Council of the District of Columbia and
2 the Congress the actual borrowings and spending progress
3 compared with projections.

4 SEC. 111. (a) None of the funds provided under this
5 Act to the agencies funded by this Act, both Federal and
6 District government agencies, that remain available for
7 obligation or expenditure in fiscal year 2001, or provided
8 from any accounts in the Treasury of the United States
9 derived by the collection of fees available to the agencies
10 funded by this Act, shall be available for obligation or ex-
11 penditure for an agency through a reprogramming of
12 funds which: (1) creates new programs; (2) eliminates a
13 program, project, or responsibility center; (3) establishes
14 or changes allocations specifically denied, limited or in-
15 creased by Congress in this Act; (4) increases funds or
16 personnel by any means for any program, project, or re-
17 sponsibility center for which funds have been denied or
18 restricted; (5) reestablishes through reprogramming any
19 program or project previously deferred through re-
20 programming; (6) augments existing programs, projects,
21 or responsibility centers through a reprogramming of
22 funds in excess of \$1,000,000 or 10 percent, whichever
23 is less; or (7) increases by 20 percent or more personnel
24 assigned to a specific program, project or responsibility
25 center; unless the Committees on Appropriations of both

1 the Senate and House of Representatives are notified in
2 writing 30 days in advance of any reprogramming as set
3 forth in this section.

4 (b) None of the local funds contained in this Act may
5 be available for obligation or expenditure for an agency
6 through a reprogramming of funds which transfers any
7 local funds from one appropriation to another unless the
8 Committees on Appropriations of the Senate and House
9 of Representatives are notified in writing 30 days in ad-
10 vance of the transfer, except that in no event may the
11 amount of any funds transferred exceed two percent of
12 the local funds in the appropriation.

13 SEC. 112. Consistent with the provisions of 31 U.S.C.
14 1301(a), appropriations under this Act shall be applied
15 only to the objects for which the appropriations were made
16 except as otherwise provided by law.

17 SEC. 113. Notwithstanding any other provisions of
18 law, the provisions of the District of Columbia Govern-
19 ment Comprehensive Merit Personnel Act of 1978 (D.C.
20 Law 2-139; D.C. Code, sec. 1-601.1 et seq.), enacted pur-
21 suant to section 422(3) of the District of Columbia Home
22 Rule Act (87 Stat. 790; Public Law 93-198; D.C. Code,
23 sec. 1-242(3)), shall apply with respect to the compensa-
24 tion of District of Columbia employees: *Provided*, That for
25 pay purposes, employees of the District of Columbia gov-

1 ernment shall not be subject to the provisions of title 5,
2 United States Code.

3 SEC. 114. No later than 30 days after the end of the
4 first quarter of the fiscal year ending September 30, 2001,
5 the Mayor of the District of Columbia shall submit to the
6 Council of the District of Columbia the new fiscal year
7 2001 revenue estimates as of the end of the first quarter
8 of fiscal year 2001. These estimates shall be used in the
9 budget request for the fiscal year ending September 30,
10 2002. The officially revised estimates at midyear shall be
11 used for the midyear report.

12 SEC. 115. No sole source contract with the District
13 of Columbia government or any agency thereof may be re-
14 newed or extended without opening that contract to the
15 competitive bidding process as set forth in section 303 of
16 the District of Columbia Procurement Practices Act of
17 1985 (D.C. Law 6–85; D.C. Code, sec. 1–1183.3), except
18 that the District of Columbia government or any agency
19 thereof may renew or extend sole source contracts for
20 which competition is not feasible or practical: *Provided*,
21 That the determination as to whether to invoke the com-
22 petitive bidding process has been made in accordance with
23 duly promulgated rules and procedures and said deter-
24 mination has been reviewed and approved by the District

1 of Columbia Financial Responsibility and Management
2 Assistance Authority.

3 SEC. 116. For purposes of the Balanced Budget and
4 Emergency Deficit Control Act of 1985 (99 Stat. 1037;
5 Public Law 99–177), the term “program, project, and ac-
6 tivity” shall be synonymous with and refer specifically to
7 each account appropriating Federal funds in this Act, and
8 any sequestration order shall be applied to each of the ac-
9 counts rather than to the aggregate total of those ac-
10 counts: *Provided*, That sequestration orders shall not be
11 applied to any account that is specifically exempted from
12 sequestration by the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 SEC. 117. In the event a sequestration order is issued
15 pursuant to the Balanced Budget and Emergency Deficit
16 Control Act of 1985 (99 Stat. 1037: Public Law 99–177),
17 after the amounts appropriated to the District of Colum-
18 bia for the fiscal year involved have been paid to the Dis-
19 trict of Columbia, the Mayor of the District of Columbia
20 shall pay to the Secretary of the Treasury, within 15 days
21 after receipt of a request therefor from the Secretary of
22 the Treasury, such amounts as are sequestered by the
23 order: *Provided*, That the sequestration percentage speci-
24 fied in the order shall be applied proportionately to each

1 of the Federal appropriation accounts in this Act that are
2 not specifically exempted from sequestration by such Act.

3 SEC. 118. ACCEPTANCE AND USE OF GIFTS. (a) AP-
4 PROVAL BY MAYOR.—

5 (1) IN GENERAL.—An entity of the District of
6 Columbia government may accept and use a gift or
7 donation during fiscal year 2001 if—

8 (A) the Mayor approves the acceptance
9 and use of the gift or donation (except as pro-
10 vided in paragraph (2)); and

11 (B) the entity uses the gift or donation to
12 carry out its authorized functions or duties.

13 (2) EXCEPTION FOR COUNCIL AND COURTS.—
14 The Council of the District of Columbia and the
15 District of Columbia courts may accept and use gifts
16 without prior approval by the Mayor.

17 (b) RECORDS AND PUBLIC INSPECTION.—Each enti-
18 ty of the District of Columbia government shall keep accu-
19 rate and detailed records of the acceptance and use of any
20 gift or donation under subsection (a), and shall make such
21 records available for audit and public inspection.

22 (c) INDEPENDENT AGENCIES INCLUDED.—For the
23 purposes of this section, the term “entity of the District
24 of Columbia government” includes an independent agency
25 of the District of Columbia.

1 (d) EXCEPTION FOR BOARD OF EDUCATION.—This
2 section shall not apply to the District of Columbia Board
3 of Education, which may, pursuant to the laws and regula-
4 tions of the District of Columbia, accept and use gifts to
5 the public schools without prior approval by the Mayor.

6 SEC. 119. None of the Federal funds provided in this
7 Act may be used by the District of Columbia to provide
8 for salaries, expenses, or other costs associated with the
9 offices of United States Senator or United States Rep-
10 resentative under section 4(d) of the District of Columbia
11 Statehood Constitutional Convention Initiatives of 1979
12 (D.C. Law 3–171; D.C. Code, sec. 1–113(d)).

13 SEC. 120. (a) MODIFICATION OF CONTRACTING RE-
14 QUIREMENTS.—

15 (1) CONTRACTS SUBJECT TO NOTICE REQUIRE-
16 MENTS.—Section 2204(c)(1)(A) of the District of
17 Columbia School Reform Act (sec. 31–
18 2853.14(c)(1)(A), D.C. Code) is amended to read as
19 follows:

20 “(A) NOTICE REQUIREMENT FOR PRO-
21 CUREMENT CONTRACTS.—

22 “(i) IN GENERAL.—Except in the case
23 of an emergency (as determined by the eli-
24 gible chartering authority of a public char-
25 ter school), with respect to any procure-

1 ment contract proposed to be awarded by
2 the public charter school and having a
3 value equal to or exceeding \$25,000, the
4 school shall publish a notice of a request
5 for proposals in the District of Columbia
6 Register and newspapers of general cir-
7 culation not less than 7 days prior to the
8 award of the contract.

9 “(ii) EXCEPTION FOR CERTAIN CON-
10 TRACTS.—The notice requirement of clause
11 (i) shall not apply with respect to any con-
12 tract for the lease or purchase of real
13 property by a public charter school, any
14 employment contract for a staff member of
15 a public charter school, or any manage-
16 ment contract entered into by a public
17 charter school and the management com-
18 pany designated in its charter or its peti-
19 tion for a revised charter.”.

20 (2) SUBMISSION OF CONTRACTS TO ELIGIBLE
21 CHARTERING AUTHORITY.—Section 2204(c)(1)(B) of
22 such Act (sec. 31–2853.14(c)(1)(B), D.C. Code) is
23 amended—

1 (A) in the heading, by striking “AUTHOR-
2 ITY” and inserting “ELIGIBLE CHARTERING AU-
3 THORITY”;

4 (B) in clause (i), by striking “Authority”
5 and inserting “eligible chartering authority”;
6 and

7 (C) by amending clause (ii) to read as fol-
8 lows:

9 “(ii) EFFECTIVE DATE OF CON-
10 TRACT.—A contract described in subpara-
11 graph (A) shall become effective on the
12 date that is 10 days after the date the
13 school makes the submission under clause
14 (i) with respect to the contract, or the ef-
15 fective date specified in the contract,
16 whichever is later.”.

17 (b) CLARIFICATION OF APPLICATION OF SCHOOL RE-
18 FORM ACT.—

19 (1) WAIVER OF DUPLICATE AND CONFLICTING
20 PROVISIONS.—Section 2210 of such Act (sec. 31-
21 2853.20, D.C. Code) is amended by adding at the
22 end the following new subsection:

23 “(d) WAIVER OF APPLICATION OF DUPLICATE AND
24 CONFLICTING PROVISIONS.—Notwithstanding any other
25 provision of law, and except as otherwise provided in this

1 title, no provision of any law regarding the establishment,
2 administration, or operation of public charter schools in
3 the District of Columbia shall apply with respect to a pub-
4 lic charter school or an eligible chartering authority to the
5 extent that the provision duplicates or is inconsistent with
6 any provision of this title.”.

7 (2) EFFECTIVE DATE.—The amendments made
8 by this subsection shall take effect as if included in
9 the enactment of the District of Columbia School
10 Reform Act of 1995.

11 (c) LICENSING REQUIREMENTS FOR PRESCHOOL OR
12 PREKINDERGARTEN PROGRAMS.—

13 (1) IN GENERAL.—Section 2204(c) of such Act
14 (sec. 31–2853.14(c), D.C. Code) is amended by add-
15 ing at the end the following new paragraph:

16 “(18) LICENSING AS CHILD DEVELOPMENT
17 CENTER.—A public charter school which offers a
18 preschool or prekindergarten program shall be sub-
19 ject to the same child care licensing requirements (if
20 any) which apply to a District of Columbia public
21 school which offers such a program.”.

22 (2) CONFORMING AMENDMENTS.—(A) Section
23 2202 of such Act (sec. 31–2853.12, D.C. Code) is
24 amended by striking clause (17).

1 (B) Section 2203(h)(2) of such Act (sec. 31–
2 2853.13(h)(2), D.C. Code) is amended by striking
3 “(17),”.

4 (d) Section 2403 of the District of Columbia School
5 Reform Act of 1995 (sec. 31–2853.43, D.C. Code) is
6 amended by adding at the end the following new sub-
7 section:

8 “(c) ASSIGNMENT OF PAYMENTS.—A public charter
9 school may assign any payments made to the school under
10 this section to a financial institution for use as collateral
11 to secure a loan or for the repayment of a loan.”.

12 (e) Section 2210 of the District of Columbia School
13 Reform Act of 1995 (sec. 31–2853.20, D.C. Code), as
14 amended by subsection (b), is further amended by adding
15 at the end the following new subsection:

16 “(e) PARTICIPATION IN GSA PROGRAMS.—

17 “(1) IN GENERAL.—Notwithstanding any provi-
18 sion of this Act or any other provision of law, a pub-
19 lic charter school may acquire goods and services
20 through the General Services Administration and
21 may participate in programs of the Administration
22 in the same manner and to the same extent as any
23 entity of the District of Columbia government.

24 “(2) PARTICIPATION BY CERTAIN ORGANIZA-
25 TIONS.—A public charter school may delegate to a

1 nonprofit, tax-exempt organization in the District of
2 Columbia the public charter school’s authority under
3 paragraph (1).”.

4 SEC. 121. REPORTING REQUIREMENTS FOR THE
5 DISTRICT OF COLUMBIA PUBLIC SCHOOLS AND THE UNI-
6 VERSITY OF THE DISTRICT OF COLUMBIA. (a) The Super-
7 intendent of the District of Columbia Public Schools
8 (DCPS) and the University of the District of Columbia
9 (UDC) shall each submit to the Committees on Appropria-
10 tions of the House of Representatives and Senate, the
11 Committee on Government Reform of the House of Rep-
12 resentatives, and the Committee on Governmental Affairs
13 of the Senate no later than 15 calendar days after the
14 end of each quarter a report that sets forth—

15 (1) current quarter expenditures and obliga-
16 tions, year-to-date expenditures and obligations, and
17 total fiscal year expenditure projections versus budg-
18 et broken out on the basis of control center, respon-
19 sibility center, and object class, and for all funds,
20 non-appropriated funds, and capital financing;

21 (2) a list of each account for which spending is
22 frozen and the amount of funds frozen, broken out
23 by control center, responsibility center, detailed ob-
24 ject, and for all funding sources;

1 (3) a list of all active contracts in excess of
2 \$10,000 annually, which contains the name of each
3 contractor; the budget to which the contract is
4 charged, broken out on the basis of control center,
5 responsibility center, and agency reporting code; and
6 contract identifying codes used by DCPS and UDC;
7 payments made in the last quarter and year-to-date,
8 the total amount of the contract and total payments
9 made for the contract and any modifications, exten-
10 sions, renewals; and specific modifications made to
11 each contract in the last month;

12 (4) all reprogramming requests and reports
13 that are required to be, and have been, submitted to
14 the Board of Education;

15 (5) all reprogramming requests and reports
16 that have been made by UDC within the last quarter
17 in compliance with applicable law; and

18 (6) changes made in the last quarter to the or-
19 ganizational structure of DCPS and UDC, dis-
20 playing for each entity previous and current control
21 centers and responsibility centers, the names of the
22 organizational entities that have been changed, the
23 name of the staff member supervising each entity af-
24 fected, and the reasons for the structural change.

1 (b) The Superintendent of DCPS and UDC shall an-
2 nually compile an accurate and verifiable report on the
3 positions and employees in the public school system and
4 the university, respectively. The annual report shall—

5 (1) set forth the number of validated schedule
6 A positions in the District of Columbia public
7 schools and UDC for fiscal year 2001, and there-
8 after on full-time equivalent basis, including a com-
9 pilation of all positions by control center, responsi-
10 bility center, funding source, position type, position
11 title, pay plan, grade, and annual salary;

12 (2) set forth a compilation of all employees in
13 the District of Columbia public schools and UDC as
14 of the preceding December 31, verified as to its ac-
15 curacy in accordance with the functions that each
16 employee actually performs, by control center, re-
17 sponsibility center, agency reporting code, program
18 (including funding source), activity, location for ac-
19 counting purposes, job title, grade and classification,
20 annual salary, and position control number; and

21 (3) be submitted to the Congress, the Mayor,
22 the District of Columbia Council, the Consensus
23 Commission, and the Authority, not later than Feb-
24 ruary 15 of each year.

1 (c) No later than November 1, 2000, or within 30
2 calendar days after the date of the enactment of this Act,
3 whichever occurs later, and each succeeding year, the Su-
4 perintendent of DCPS and UDC shall submit to the ap-
5 propriate congressional committees, the Mayor, the Dis-
6 trict of Columbia Council, the Consensus Commission, and
7 the District of Columbia Financial Responsibility and
8 Management Assistance Authority, a revised appropriated
9 funds operating budget for the public school system and
10 UDC for such fiscal year: (1) that is in the total amount
11 of the approved appropriation and that realigns budgeted
12 data for personal services and other-than-personal serv-
13 ices, respectively, with anticipated actual expenditures;
14 and (2) that is in the format of the budget that the Super-
15 intendent of DCPS and UDC submit to the Mayor of the
16 District of Columbia for inclusion in the Mayor's budget
17 submission to the Council of the District of Columbia pur-
18 suant to section 442 of the District of Columbia Home
19 Rule Act (Public Law 93-198; D.C. Code, sec. 47-301).

20 SEC. 122. (a) None of the funds contained in this
21 Act may be made available to pay the fees of an attorney
22 who represents a party who prevails in an action or any
23 attorney who defends any action, including an administra-
24 tive proceeding, brought against the District of Columbia

1 Public Schools under the Individuals with Disabilities
2 Education Act (20 U.S.C. 1400 et seq.) if—

3 (1) the hourly rate of compensation of the at-
4 torney exceeds 250 percent of the hourly rate of
5 compensation under section 11–2604(a), District of
6 Columbia Code; or

7 (2) the maximum amount of compensation of
8 the attorney exceeds 250 percent of the maximum
9 amount of compensation under section 11–
10 2604(b)(1), District of Columbia Code, except that
11 compensation and reimbursement in excess of such
12 maximum may be approved for extended or complex
13 representation in accordance with section 11–
14 2604(e), District of Columbia Code; and

15 (3) in no case may the compensation limits in
16 paragraphs (1) and (2) exceed \$2,500.

17 (b) Notwithstanding the preceding subsection, if the
18 Mayor and the Superintendent of the District of Columbia
19 Public Schools concur in a Memorandum of Under-
20 standing setting forth a new rate and amount of com-
21 pensation, then such new rates shall apply in lieu of the
22 rates set forth in the preceding subsection to both the at-
23 torney who represents the prevailing party and the attor-
24 ney who defends the action.

1 SEC. 123. None of the funds appropriated under this
2 Act shall be expended for any abortion except where the
3 life of the mother would be endangered if the fetus were
4 carried to term or where the pregnancy is the result of
5 an act of rape or incest.

6 SEC. 124. None of the funds made available in this
7 Act may be used to implement or enforce the Health Care
8 Benefits Expansion Act of 1992 (D.C. Law 9–114; D.C.
9 Code, sec. 36–1401 et seq.) or to otherwise implement or
10 enforce any system of registration of unmarried, cohab-
11 iting couples (whether homosexual, heterosexual, or les-
12 bian), including but not limited to registration for the pur-
13 pose of extending employment, health, or governmental
14 benefits to such couples on the same basis that such bene-
15 fits are extended to legally married couples.

16 SEC. 125. The District of Columbia Financial Re-
17 sponsibility and Management Assistance Authority, acting
18 on behalf of the District of Columbia Public Schools
19 (DCPS) in formulating the DCPS budget, the Board of
20 Trustees of the University of the District of Columbia, the
21 Board of Library Trustees, and the Board of Governors
22 of the University of the District of Columbia School of
23 Law shall vote on and approve the respective annual or
24 revised budgets for such entities before submission to the
25 Mayor of the District of Columbia for inclusion in the

1 Mayor's budget submission to the Council of the District
2 of Columbia in accordance with section 442 of the District
3 of Columbia Home Rule Act (Public Law 93-198; D.C.
4 Code, sec. 47-301), or before submitting their respective
5 budgets directly to the Council.

6 SEC. 126. (a) ACCEPTANCE AND USE OF GRANTS
7 NOT INCLUDED IN CEILING.—

8 (1) IN GENERAL.—Notwithstanding any other
9 provision of this Act, the Mayor, in consultation with
10 the Chief Financial Officer, during a control year, as
11 defined in section 305(4) of the District of Columbia
12 Financial Responsibility and Management Assistance
13 Act of 1995 (Public Law 104-8; 109 Stat. 152),
14 may accept, obligate, and expend Federal, private,
15 and other grants received by the District govern-
16 ment that are not reflected in the amounts appro-
17 priated in this Act.

18 (2) REQUIREMENT OF CHIEF FINANCIAL OFFI-
19 CER REPORT AND AUTHORITY APPROVAL.—No such
20 Federal, private, or other grant may be accepted, ob-
21 ligated, or expended pursuant to paragraph (1)
22 until—

23 (A) the Chief Financial Officer of the Dis-
24 trict of Columbia submits to the Authority a re-

1 port setting forth detailed information regard-
2 ing such grant; and

3 (B) the Authority has reviewed and ap-
4 proved the acceptance, obligation, and expendi-
5 ture of such grant in accordance with review
6 and approval procedures consistent with the
7 provisions of the District of Columbia Financial
8 Responsibility and Management Assistance Act
9 of 1995.

10 (3) PROHIBITION ON SPENDING IN ANTICIPA-
11 TION OF APPROVAL OR RECEIPT.—No amount may
12 be obligated or expended from the general fund or
13 other funds of the District government in anticipa-
14 tion of the approval or receipt of a grant under
15 paragraph (2)(B) of this subsection or in anticipa-
16 tion of the approval or receipt of a Federal, private,
17 or other grant not subject to such paragraph.

18 (4) QUARTERLY REPORTS.—The Chief Finan-
19 cial Officer of the District of Columbia shall prepare
20 a quarterly report setting forth detailed information
21 regarding all Federal, private, and other grants sub-
22 ject to this subsection. Each such report shall be
23 submitted to the Council of the District of Columbia,
24 and to the Committees on Appropriations of the
25 House of Representatives and the Senate, not later

1 than 15 days after the end of the quarter covered
2 by the report.

3 (b) REPORT ON EXPENDITURES BY FINANCIAL RE-
4 SPONSIBILITY AND MANAGEMENT ASSISTANCE AUTHOR-
5 ITY.—Not later than 20 calendar days after the end of
6 each fiscal quarter starting October 1, 2000, the Authority
7 shall submit a report to the Committees on Appropriations
8 of the House of Representatives and the Senate, the Com-
9 mittee on Government Reform of the House, and the Com-
10 mittee on Governmental Affairs of the Senate providing
11 an itemized accounting of all non-appropriated funds obli-
12 gated or expended by the Authority for the quarter. The
13 report shall include information on the date, amount, pur-
14 pose, and vendor name, and a description of the services
15 or goods provided with respect to the expenditures of such
16 funds.

17 SEC. 127. If a department or agency of the govern-
18 ment of the District of Columbia is under the administra-
19 tion of a court-appointed receiver or other court-appointed
20 official during fiscal year 2001 or any succeeding fiscal
21 year, the receiver or official shall prepare and submit to
22 the Mayor, for inclusion in the annual budget of the Dis-
23 trict of Columbia for the year, annual estimates of the
24 expenditures and appropriations necessary for the mainte-
25 nance and operation of the department or agency. All such

1 estimates shall be forwarded by the Mayor to the Council,
2 for its action pursuant to sections 446 and 603(c) of the
3 District of Columbia Home Rule Act, without revision but
4 subject to the Mayor's recommendations. Notwithstanding
5 any provision of the District of Columbia Home Rule Act
6 (87 Stat. 774; Public Law 93-198), the Council may com-
7 ment or make recommendations concerning such annual
8 estimates but shall have no authority under such Act to
9 revise such estimates.

10 SEC. 128. (a) RESTRICTIONS ON USE OF OFFICIAL
11 VEHICLES.—Except as otherwise provided in this section,
12 none of the funds made available by this Act or by any
13 other Act may be used to provide any officer or employee
14 of the District of Columbia with an official vehicle unless
15 the officer or employee uses the vehicle only in the per-
16 formance of the officer's or employee's official duties. For
17 purposes of this paragraph, the term "official duties" does
18 not include travel between the officer's or employee's resi-
19 dence and workplace (except: (1) in the case of an officer
20 or employee of the Metropolitan Police Department who
21 resides in the District of Columbia or is otherwise des-
22 ignated by the Chief of the Department; (2) at the discre-
23 tion of the Fire Chief, an officer or employee of the Dis-
24 trict of Columbia Fire and Emergency Medical Services
25 Department who resides in the District of Columbia and

1 is on call 24 hours a day; (3) the Mayor of the District
2 of Columbia; and (4) the Chairman of the Council of the
3 District of Columbia).

4 (b) INVENTORY OF VEHICLES.—The Chief Financial
5 Officer of the District of Columbia shall submit, by No-
6 vember 15, 2000, an inventory, as of September 30, 2000,
7 of all vehicles owned, leased or operated by the District
8 of Columbia government. The inventory shall include, but
9 not be limited to, the department to which the vehicle is
10 assigned; the year and make of the vehicle; the acquisition
11 date and cost; the general condition of the vehicle; annual
12 operating and maintenance costs; current mileage; and
13 whether the vehicle is allowed to be taken home by a Dis-
14 trict officer or employee and if so, the officer or employee's
15 title and resident location.

16 SEC. 129. (a) SOURCE OF PAYMENT FOR EMPLOY-
17 EES DETAILED WITHIN GOVERNMENT.—For purposes of
18 determining the amount of funds expended by any entity
19 within the District of Columbia government during fiscal
20 year 2001 and each succeeding fiscal year, any expendi-
21 tures of the District government attributable to any officer
22 or employee of the District government who provides serv-
23 ices which are within the authority and jurisdiction of the
24 entity (including any portion of the compensation paid to
25 the officer or employee attributable to the time spent in

1 providing such services) shall be treated as expenditures
2 made from the entity's budget, without regard to whether
3 the officer or employee is assigned to the entity or other-
4 wise treated as an officer or employee of the entity.

5 (b) MODIFICATION OF REDUCTION IN FORCE PROCE-
6 DURES.—Section 2408 of the District of Columbia Gov-
7 ernment Comprehensive Merit Personnel Act of 1978, ef-
8 fective March 3, 1979 (D.C. Law 2–139; D.C. Code, sec.
9 1–625.7), is amended as follows:

10 (1) Subsection (a) is amended by striking “Sep-
11 tember 30, 2000” and inserting “September 30,
12 2000, and each subsequent fiscal year”.

13 (2) Subsection (b) is amended by striking
14 “Prior to February 1, 2000” and inserting “Prior to
15 February 1 of each year”.

16 (3) Subsection (i) is amended by striking
17 “March 1, 2000” and inserting “March 1 of each
18 year”.

19 (4) Subsection (k) is amended by striking “Sep-
20 tember 1, 2000” and inserting “September 1 of each
21 year”.

22 (c) No officer or employee of the District of Columbia
23 government (including any independent agency of the Dis-
24 trict but excluding the District of Columbia Financial Re-
25 sponsibility and Management Assistance Authority, the

1 Metropolitan Police Department, and the Office of the
2 Chief Technology Officer) may enter into an agreement
3 in excess of \$2,500 for the procurement of goods or serv-
4 ices on behalf of any entity of the District government
5 until the officer or employee has conducted an analysis
6 of how the procurement of the goods and services involved
7 under the applicable regulations and procedures of the
8 District government would differ from the procurement of
9 the goods and services involved under the Federal supply
10 schedule and other applicable regulations and procedures
11 of the General Services Administration, including an anal-
12 ysis of any differences in the costs to be incurred and the
13 time required to obtain the goods or services.

14 SEC. 130. Notwithstanding any other provision of
15 law, not later than 120 days after the date that a District
16 of Columbia Public Schools (DCPS) student is referred
17 for evaluation or assessment—

18 (1) the District of Columbia Board of Edu-
19 cation, or its successor, and DCPS shall assess or
20 evaluate a student who may have a disability and
21 who may require special education services; and

22 (2) if a student is classified as having a dis-
23 ability, as defined in section 101(a)(1) of the Indi-
24 viduals with Disabilities Education Act (84 Stat.
25 175; 20 U.S.C. 1401(a)(1)) or in section 7(8) of the

1 Rehabilitation Act of 1973 (87 Stat. 359; 29 U.S.C.
2 706(8)), the Board and DCPS shall place that stu-
3 dent in an appropriate program of special education
4 services.

5 SEC. 131. (a) COMPLIANCE WITH BUY AMERICAN
6 ACT.—None of the funds made available in this Act may
7 be expended by an entity unless the entity agrees that in
8 expending the funds the entity will comply with the Buy
9 American Act (41 U.S.C. 10a–10c).

10 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
11 GARDING NOTICE.—

12 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
13 AND PRODUCTS.—In the case of any equipment or
14 product that may be authorized to be purchased
15 with financial assistance provided using funds made
16 available in this Act, it is the sense of the Congress
17 that entities receiving the assistance should, in ex-
18 pending the assistance, purchase only American-
19 made equipment and products to the greatest extent
20 practicable.

21 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
22 In providing financial assistance using funds made
23 available in this Act, the head of each agency of the
24 Federal or District of Columbia government shall
25 provide to each recipient of the assistance a notice

1 describing the statement made in paragraph (1) by
2 the Congress.

3 (c) PROHIBITION OF CONTRACTS WITH PERSONS
4 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
5 If it has been finally determined by a court or Federal
6 agency that any person intentionally affixed a label bear-
7 ing a “Made in America” inscription, or any inscription
8 with the same meaning, to any product sold in or shipped
9 to the United States that is not made in the United
10 States, the person shall be ineligible to receive any con-
11 tract or subcontract made with funds made available in
12 this Act, pursuant to the debarment, suspension, and ineli-
13 gibility procedures described in sections 9.400 through
14 9.409 of title 48, Code of Federal Regulations.

15 SEC. 132. None of the funds contained in this Act
16 may be used for purposes of the annual independent audit
17 of the District of Columbia government (including the Dis-
18 trict of Columbia Financial Responsibility and Manage-
19 ment Assistance Authority) for fiscal year 2001 unless—

20 (1) the audit is conducted by the Inspector
21 General of the District of Columbia pursuant to sec-
22 tion 208(a)(4) of the District of Columbia Procure-
23 ment Practices Act of 1985 (D.C. Code, sec. 1–
24 1182.8(a)(4)); and

1 (2) the audit includes a comparison of audited
2 actual year-end results with the revenues submitted
3 in the budget document for such year and the appro-
4 priations enacted into law for such year.

5 SEC. 133. None of the funds contained in this Act
6 may be used by the District of Columbia Corporation
7 Counsel or any other officer or entity of the District gov-
8 ernment to provide assistance for any petition drive or civil
9 action which seeks to require Congress to provide for vot-
10 ing representation in Congress for the District of Colum-
11 bia.

12 SEC. 134. None of the funds contained in this Act
13 may be used to transfer or confine inmates classified above
14 the medium security level, as defined by the Federal Bu-
15 reau of Prisons classification instrument, to the Northeast
16 Ohio Correctional Center located in Youngstown, Ohio.

17 SEC. 135. Subsection 3(e) of Public Law 104–21
18 (D.C. Code sec. 7–134.2(e)) is amended to read as follows:

19 “(e) INSPECTOR GENERAL AUDIT.—Not later than
20 February 1, 2001, and each February 1 thereafter, the
21 Inspector General of the District of Columbia shall audit
22 the financial statements of the District of Columbia High-
23 way Trust Fund for the preceding fiscal year and shall
24 submit to Congress a report on the results of such audit.
25 Not later than May 31, 2001, and each May 31 thereafter,

1 the Inspector General shall examine the statements fore-
2 casting the conditions and operations of the Trust Fund
3 for the next five fiscal years commencing on the previous
4 October 1 and shall submit to Congress a report on the
5 results of such examination.”.

6 SEC. 136. No later than November 1, 2000, or within
7 30 calendar days after the date of the enactment of this
8 Act, whichever occurs later, the Chief Financial Officer
9 of the District of Columbia shall submit to the appropriate
10 committees of Congress, the Mayor, and the District of
11 Columbia Financial Responsibility and Management As-
12 sistance Authority a revised appropriated funds operating
13 budget in the format of the budget that the District of
14 Columbia government submitted pursuant to section 442
15 of the District of Columbia Home Rule Act (Public Law
16 93–198; D.C. Code, sec. 47–301), for all agencies of the
17 District of Columbia government for such fiscal year that
18 is in the total amount of the approved appropriation and
19 that realigns all budgeted data for personal services and
20 other-than-personal-services, respectively, with anticipated
21 actual expenditures.

22 SEC. 137. (a) None of the funds contained in this
23 Act may be used for any program of distributing sterile
24 needles or syringes for the hypodermic injection of any ille-
25 gal drug.

1 (b) Any individual or entity who receives any funds
2 contained in this Act and who carries out any program
3 described in subsection (a) shall account for all funds used
4 for such program separately from any funds contained in
5 this Act.

6 SEC. 138. (a) RESTRICTIONS ON LEASES.—Upon the
7 expiration of the 60-day period that begins on the date
8 of the enactment of this Act, none of the funds contained
9 in this Act may be used to make rental payments under
10 a lease for the use of real property by the District of Co-
11 lumbia government (including any independent agency of
12 the District) unless the lease and an abstract of the lease
13 have been filed (by the District of Columbia or any other
14 party to the lease) with the central office of the Deputy
15 Mayor for Economic Development, in an indexed registry
16 available for public inspection.

17 (b) ADDITIONAL RESTRICTIONS ON CURRENT
18 LEASES.—

19 (1) IN GENERAL.—Upon the expiration of the
20 60-day period that begins on the date of the enact-
21 ment of this Act, in the case of a lease described in
22 paragraph (3), none of the funds contained in this
23 Act may be used to make rental payments under the
24 lease unless the lease is included in periodic reports
25 submitted by the Mayor and Council of the District

1 of Columbia to the Committees on Appropriations of
2 the House of Representatives and Senate describing
3 for each such lease the following information:

4 (A) The location of the property involved,
5 the name of the owners of record according to
6 the land records of the District of Columbia,
7 the name of the lessors according to the lease,
8 the rate of payment under the lease, the period
9 of time covered by the lease, and the conditions
10 under which the lease may be terminated.

11 (B) The extent to which the property is or
12 is not occupied by the District of Columbia gov-
13 ernment as of the end of the reporting period
14 involved.

15 (C) If the property is not occupied and uti-
16 lized by the District government as of the end
17 of the reporting period involved, a plan for oc-
18 cupying and utilizing the property (including
19 construction or renovation work) or a status
20 statement regarding any efforts by the District
21 to terminate or renegotiate the lease.

22 (2) TIMING OF REPORTS.—The reports de-
23 scribed in paragraph (1) shall be submitted for each
24 calendar quarter (beginning with the quarter ending
25 December 31, 2000) not later than 20 days after the

1 end of the quarter involved, plus an initial report
2 submitted not later than 60 days after the date of
3 the enactment of this Act, which shall provide infor-
4 mation as of the date of the enactment of this Act.

5 (3) LEASES DESCRIBED.—A lease described in
6 this paragraph is a lease in effect as of the date of
7 the enactment of this Act for the use of real prop-
8 erty by the District of Columbia government (includ-
9 ing any independent agency of the District) which is
10 not being occupied by the District government (in-
11 cluding any independent agency of the District) as
12 of such date or during the 60-day period which be-
13 gins on the date of the enactment of this Act.

14 SEC. 139. (a) MANAGEMENT OF EXISTING DISTRICT
15 GOVERNMENT PROPERTY.—Upon the expiration of the
16 60-day period that begins on the date of the enactment
17 of this Act, none of the funds contained in this Act may
18 be used to enter into a lease (or to make rental payments
19 under such a lease) for the use of real property by the
20 District of Columbia government (including any inde-
21 pendent agency of the District) or to purchase real prop-
22 erty for the use of the District of Columbia government
23 (including any independent agency of the District) or to
24 manage real property for the use of the District of Colum-

1 bia (including any independent agency of the District) un-
2 less the following conditions are met:

3 (1) The Mayor and Council of the District of
4 Columbia certify to the Committees on Appropria-
5 tions of the House of Representatives and Senate
6 that existing real property available to the District
7 (whether leased or owned by the District govern-
8 ment) is not suitable for the purposes intended.

9 (2) Notwithstanding any other provisions of
10 law, there is made available for sale or lease all real
11 property of the District of Columbia that the Mayor
12 from time-to-time determines is surplus to the needs
13 of the District of Columbia, unless a majority of the
14 members of the Council override the Mayor's deter-
15 mination during the 30-day period which begins on
16 the date the determination is published.

17 (3) The Mayor and Council implement a pro-
18 gram for the periodic survey of all District property
19 to determine if it is surplus to the needs of the Dis-
20 trict.

21 (4) The Mayor and Council within 60 days of
22 the date of the enactment of this Act have filed with
23 the Committees on Appropriations of the House of
24 Representatives and Senate, the Committee on Gov-
25 ernment Reform of the House of Representatives,

1 and the Committee on Governmental Affairs of the
2 Senate a report which provides a comprehensive plan
3 for the management of District of Columbia real
4 property assets, and are proceeding with the imple-
5 mentation of the plan.

6 (b) TERMINATION OF PROVISIONS.—If the District
7 of Columbia enacts legislation to reform the practices and
8 procedures governing the entering into of leases for the
9 use of real property by the District of Columbia govern-
10 ment and the disposition of surplus real property of the
11 District government, the provisions of subsection (a) shall
12 cease to be effective upon the effective date of the legisla-
13 tion.

14 SEC. 140. None of the funds contained in this Act
15 may be used after the expiration of the 60-day period that
16 begins on the date of the enactment of this Act to pay
17 the salary of any chief financial officer of any office of
18 the District of Columbia government (including the Dis-
19 trict of Columbia Financial Responsibility and Manage-
20 ment Assistance Authority and any independent agency of
21 the District) who has not filed a certification with the
22 Mayor and the Chief Financial Officer of the District of
23 Columbia that the officer understands the duties and re-
24 strictions applicable to the officer and the officer's agency
25 as a result of this Act (and the amendments made by this

1 Act), including any duty to prepare a report requested ei-
2 ther in the Act or in any of the reports accompanying the
3 Act and the deadline by which each report must be sub-
4 mitted, and the District's Chief Financial Officer shall
5 provide to the Committees on Appropriations of the Sen-
6 ate and the House of Representatives by the 10th day
7 after the end of each quarter a summary list showing each
8 report, the due date and the date submitted to the Com-
9 mittees.

10 SEC. 141. The proposed budget of the government
11 of the District of Columbia for fiscal year 2002 that is
12 submitted by the District to Congress shall specify poten-
13 tial adjustments that might become necessary in the event
14 that the operational improvements savings, including man-
15 aged competition, and management reform savings
16 achieved by the District during the year do not meet the
17 level of management savings projected by the District
18 under the proposed budget.

19 SEC. 142. In submitting any document showing the
20 budget for an office of the District of Columbia govern-
21 ment (including an independent agency of the District)
22 that contains a category of activities labeled as "other",
23 "miscellaneous", or a similar general, nondescriptive term,
24 the document shall include a description of the types of

1 activities covered in the category and a detailed breakdown
2 of the amount allocated for each such activity.

3 SEC. 143. (a) None of the funds contained in this
4 Act may be used to enact or carry out any law, rule, or
5 regulation to legalize or otherwise reduce penalties associ-
6 ated with the possession, use, or distribution of any sched-
7 ule I substance under the Controlled Substances Act (21
8 U.S.C. 802) or any tetrahydrocannabinols derivative.

9 (b) The Legalization of Marijuana for Medical Treat-
10 ment Initiative of 1998, also known as Initiative 59, ap-
11 proved by the electors of the District of Columbia on No-
12 vember 3, 1998, shall not take effect.

13 SEC. 144. Notwithstanding any other provision of
14 law, the Mayor of the District of Columbia is hereby solely
15 authorized to allocate the District's limitation amount of
16 qualified zone academy bonds (established pursuant to 26
17 U.S.C. 1397E) among qualified zone academies within the
18 District.

19 SEC. 145. (a) Section 11232 of the Balanced Budget
20 Act of 1997 (sec. 24–1232, D.C. Code) is amended—

21 (1) by redesignating subsections (f) through (i)
22 as subsections (g) through (j); and

23 (2) by inserting after subsection (e) the fol-
24 lowing new subsection:

25 “(f) TREATMENT AS FEDERAL EMPLOYEES.—

1 “(1) IN GENERAL.—The Trustee and employees
2 of the Trustee who are not covered under subsection
3 (e) shall be treated as employees of the Federal Gov-
4 ernment solely for purposes of the following provi-
5 sions of title 5, United States Code:

6 “(A) Chapter 83 (relating to retirement).

7 “(B) Chapter 84 (relating to the Federal
8 Employees’ Retirement System).

9 “(C) Chapter 87 (relating to life insur-
10 ance).

11 “(D) Chapter 89 (relating to health insur-
12 ance).

13 “(2) EFFECTIVE DATES OF COVERAGE.—The
14 effective dates of coverage of the provisions of para-
15 graph (1) are as follows:

16 “(A) In the case of the Trustee and em-
17 ployees of the Office of the Trustee and the Of-
18 fice of Adult Probation, August 5, 1997, or the
19 date of appointment, whichever is later.

20 “(B) In the case of employees of the Office
21 of Parole, October 11, 1998, or the date of ap-
22 pointment, whichever is later.

23 “(C) In the case of employees of the Pre-
24 trial Services Agency, January 3, 1999, or the
25 date of appointment, whichever is later.

1 “(3) RATE OF CONTRIBUTIONS.—The Trustee
2 shall make contributions under the provisions re-
3 ferred to in paragraph (1) at the same rates applica-
4 ble to agencies of the Federal Government.

5 “(4) REGULATIONS.—The Office of Personnel
6 Management shall issue such regulations as are nec-
7 essary to carry out this subsection.”.

8 (b) The amendment made by subsection (a) shall take
9 effect as if included in the enactment of title XI of the
10 Balanced Budget Act of 1997.

11 SEC. 146. It is the sense of the Congress that the
12 District of Columbia Financial Responsibility and Man-
13 agement Assistance Authority should quickly complete the
14 sale of the Franklin School property, a property which has
15 been vacant for over 20 years.

16 SEC. 147. Nothing in this Act may be construed to
17 prevent the Council or Mayor of the District of Columbia
18 from addressing the issue of the provision of contraceptive
19 coverage by health insurance plans, but it is the intent
20 of Congress that any legislation enacted on such issue
21 should include a “conscience clause” which provides excep-
22 tions for religious beliefs and moral convictions.

23 SEC. 148. (a) Chapter 23 of title 11, District of Co-
24 lumbia, is hereby repealed.

1 (b) The table of chapters for title 11, District of Co-
2 lumbia, is amended by striking the item relating to chap-
3 ter 23.

4 (c) The amendments made by this section shall take
5 effect on the date on which legislation enacted by the
6 Council of the District of Columbia to establish the Office
7 of the Chief Medical Examiner in the executive branch of
8 the government of the District of Columbia takes effect.

9 PROMPT PAYMENT OF APPOINTED COUNSEL

10 SEC. 149. (a) ASSESSMENT OF INTEREST FOR DE-
11 LAYED PAYMENTS.—If the Superior Court of the District
12 of Columbia or the District of Columbia Court of Appeals
13 does not make a payment described in subsection (b) prior
14 to the expiration of the 45-day period which begins on the
15 date the Court receives a completed voucher for a claim
16 for the payment, interest shall be assessed against the
17 amount of the payment which would otherwise be made
18 to take into account the period which begins on the day
19 after the expiration of such 45-day period and which ends
20 on the day the Court makes the payment.

21 (b) PAYMENTS DESCRIBED.—A payment described in
22 this subsection is—

23 (1) a payment authorized under section 11–
24 2604 and section 11–2605, D.C. Code (relating to
25 representation provided under the District of Colum-
26 bia Criminal Justice Act);

1 (2) a payment for counsel appointed in pro-
2 ceedings in the Family Division of the Superior
3 Court of the District of Columbia under chapter 23
4 of title 16, D.C. Code; or

5 (3) a payment for counsel authorized under sec-
6 tion 21–2060, D.C. Code (relating to representation
7 provided under the District of Columbia Guardian-
8 ship, Protective Proceedings, and Durable Power of
9 Attorney Act of 1986).

10 (c) STANDARDS FOR SUBMISSION OF COMPLETED
11 VOUCHERS.—The chief judges of the Superior Court of
12 the District of Columbia and the District of Columbia
13 Court of Appeals shall establish standards and criteria for
14 determining whether vouchers submitted for claims for
15 payments described in subsection (b) are complete, and
16 shall publish and make such standards and criteria avail-
17 able to attorneys who practice before such Courts.

18 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
19 tion shall be construed to require the assessment of inter-
20 est against any claim (or portion of any claim) which is
21 denied by the Court involved.

22 (e) EFFECTIVE DATE.—This section shall apply with
23 respect to claims received by the Superior Court of the
24 District of Columbia or the District of Columbia Court

1 of Appeals after the expiration of the 90-day period which
2 begins on the date of the enactment of this Act.

3 SEC. 150. (a) Effective 120 days after the date of
4 the enactment of this Act, it shall be unlawful for any
5 person to distribute any needle or syringe for the hypo-
6 dermic injection of any illegal drug in any area of the Dis-
7 trict of Columbia which is within 1000 feet of a public
8 or private elementary or secondary school (including a
9 public charter school). It is stipulated that based on a sur-
10 vey by the Metropolitan Police Department of the District
11 of Columbia that sites at 4th Street Northeast and Rhode
12 Island Avenue Northeast, Southern Avenue Southeast and
13 Central Avenue Southeast, 1st Street Southeast and M
14 Street Southeast, 21st Street Northeast and H Street
15 Northeast, Minnesota Avenue Northeast and Clay Place
16 Northeast, and 15th Street Southeast and Ives Street
17 Southeast are outside the 1000-foot perimeter. Sites at
18 North Capitol Street and New York Avenue Northeast,
19 Division Avenue Northeast and Foote Street Northeast,
20 Georgia Avenue Northwest and New Hampshire Avenue
21 Northwest, and 15th Street Northeast and A Street
22 Northeast are found to be within the 1000-foot perimeter.

23 (b) The Public Housing Police of the District of Co-
24 lumbia Housing Authority shall prepare a monthly report
25 on activity involving illegal drugs at or near any public

1 housing site where a needle exchange program is con-
2 ducted, and shall submit such reports to the Executive Di-
3 rector of the District of Columbia Housing Authority, who
4 shall submit them to the Committees on Appropriations
5 of the House of Representatives and Senate. The Execu-
6 tive Director shall ascertain any concerns of the residents
7 of any public housing site about any needle exchange pro-
8 gram conducted on or near the site, and this information
9 shall be included in these reports. The District of Colum-
10 bia Government shall take appropriate action to require
11 relocation of any such program if so recommended by the
12 police or by a significant number of residents of such site.

13 FEDERAL CONTRIBUTION FOR ENFORCEMENT OF LAW
14 BANNING POSSESSION OF TOBACCO PRODUCTS BY
15 MINORS

16 SEC. 151. (a) CONTRIBUTION.—There is hereby ap-
17 propriated a Federal contribution of \$100,000 to the Met-
18 ropolitan Police Department of the District of Columbia,
19 effective upon the enactment by the District of Columbia
20 of a law which reads as follows:

21 **“SECTION 1. BAN ON POSSESSION OF TOBACCO PRODUCTS**
22 **BY MINORS.**

23 “(a) IN GENERAL.—It shall be unlawful for any indi-
24 vidual under 18 years of age to possess any cigarette or
25 other tobacco product in the District of Columbia.

26 “(b) EXCEPTIONS.—

1 “(1) POSSESSION IN COURSE OF EMPLOY-
2 MENT.—Subsection (a) shall not apply with respect
3 to an individual making a delivery of cigarettes or
4 tobacco products in pursuance of employment.

5 “(2) PARTICIPATION IN LAW ENFORCEMENT
6 OPERATION.—Subsection (a) shall not apply with re-
7 spect to an individual possessing products in the
8 course of a valid, supervised law enforcement oper-
9 ation.

10 “(c) PENALTIES.—Any individual who violates sub-
11 section (a) shall be subject to the following penalties:

12 “(1) For any violation, the individual may be
13 required to perform community service or attend a
14 tobacco cessation program.

15 “(2) Upon the first violation, the individual
16 shall be subject to a civil penalty not to exceed \$50.

17 “(3) Upon the second and each subsequent vio-
18 lation, the individual shall be subject to a civil pen-
19 alty not to exceed \$100.

20 “(4) Upon the third and each subsequent viola-
21 tion, the individual may have his or her driving
22 privileges in the District of Columbia suspended for
23 a period of 90 consecutive days.”.

24 (b) USE OF CONTRIBUTION.—The Metropolitan Po-
25 lice Department shall use the contribution made under

1 subsection (a) to enforce the law referred to in such sub-
2 section.

3 SEC. 152. Nothing in this Act bars the District of
4 Columbia Corporation Counsel from reviewing or com-
5 menting on briefs in private lawsuits, or from consulting
6 with officials of the District government regarding such
7 lawsuits.

8 SEC. 153. (a) Nothing in the Federal Grant and Co-
9 operative Agreements Act of 1977 (31 U.S.C. 6301 et
10 seq.) may be construed to prohibit the Administrator of
11 the Environmental Protection Agency from negotiating
12 and entering into cooperative agreements and grants au-
13 thorized by law which affect real property of the Federal
14 Government in the District of Columbia if the principal
15 purpose of the cooperative agreement or grant is to pro-
16 vide comparable benefits for Federal and non-Federal
17 properties in the District of Columbia.

18 (b) Subsection (a) shall apply with respect to fiscal
19 year 2001 and each succeeding fiscal year.

20 SEC. 154. (a) IN GENERAL.—The District of Colum-
21 bia Home Rule Act, as amended by section 159(a) of this
22 Act, is further amended by inserting after section 450A
23 the following new section:

24 “COMPREHENSIVE FINANCIAL MANAGEMENT POLICY

25 “SEC. 450B. (a) COMPREHENSIVE FINANCIAL MAN-
26 AGEMENT POLICY.—The District of Columbia shall con-

1 duct its financial management in accordance with a com-
2 prehensive financial management policy.

3 “(b) CONTENTS OF POLICY.—The comprehensive fi-
4 nancial management policy shall include, but not be lim-
5 ited to, the following:

6 “(1) A cash management policy.

7 “(2) A debt management policy.

8 “(3) A financial asset management policy.

9 “(4) An emergency reserve management policy
10 in accordance with section 450A(a).

11 “(5) A contingency reserve management policy
12 in accordance with section 450A(b).

13 “(6) A policy for determining real property tax
14 exemptions for the District of Columbia.

15 “(c) ANNUAL REVIEW.—The comprehensive financial
16 management policy shall be reviewed at the end of each
17 fiscal year by the Chief Financial Officer who shall—

18 “(1) not later than July 1 of each year, submit
19 any proposed changes in the policy to the Mayor and
20 (in the case of a fiscal year which is a control year,
21 as defined in section 305(4) of the District of Co-
22 lumbia Financial Responsibility and Management
23 Assistance Act of 1995) the District of Columbia Fi-
24 nancial Responsibility and Management Assistance
25 Authority (Authority) for review;

1 “(2) not later than August 1 of each year, after
2 consideration of any comments received under para-
3 graph (1), submit the changes to the Council of the
4 District of Columbia (Council) for approval; and

5 “(3) not later than September 1 of each year,
6 notify the Committees on Appropriations of the Sen-
7 ate and House of Representatives, the Committee on
8 Government Reform of the House of Representa-
9 tives, and the Committee on Governmental Affairs of
10 the Senate of any changes enacted by the Council.

11 “(d) PROCEDURE FOR DEVELOPMENT OF FIRST
12 COMPREHENSIVE FINANCIAL MANAGEMENT POLICY.—

13 “(1) CHIEF FINANCIAL OFFICER.—Not later
14 than April 1, 2001, the Chief Financial Officer shall
15 submit to the Mayor an initial proposed comprehen-
16 sive financial management policy for the District of
17 Columbia pursuant to this section.

18 “(2) COUNCIL.—Following review and comment
19 by the Mayor, not later than May 1, 2001, the Chief
20 Financial Officer shall submit the proposed financial
21 management policy to the Council for its prompt re-
22 view and adoption.

23 “(3) AUTHORITY.—Upon adoption of the finan-
24 cial management policy under paragraph (2), the

1 Council shall immediately submit the policy to the
2 Authority for a review of not to exceed 30 days.

3 “(4) CONGRESS.—Following review of the fi-
4 nancial management policy by the Authority under
5 paragraph (3), the Authority shall submit the policy
6 to the Committees on Appropriations of the Senate
7 and House of Representatives, the Committee on
8 Government Reform of the House of Representa-
9 tives, and the Committee on Governmental Affairs of
10 the Senate for review, and the policy shall take ef-
11 fect 30 days after the date the policy is submitted
12 under this paragraph.”.

13 (b) CLERICAL AMENDMENT.—The table of contents
14 for the District of Columbia Home Rule Act is amended
15 by inserting after the item relating to section 450A the
16 following new item:

“Sec. 450B. Comprehensive financial management policy.”.

17 (c) EFFECTIVE DATE.—This section and the amend-
18 ments made by this section shall take effect on October
19 1, 2000.

20 APPOINTMENT AND DUTIES OF CHIEF FINANCIAL

21 OFFICER

22 SEC. 155. (a) APPOINTMENT AND DISMISSAL.—Sec-
23 tion 424(b) of the District of Columbia Home Rule Act
24 (sec. 47–317.2, D.C. Code) is amended—

1 (1) in paragraph (1)(B), by adding at the end
2 the following: “Upon confirmation by the Council,
3 the name of the Chief Financial Officer shall be sub-
4 mitted to the Committees on Appropriations of the
5 Senate and House of Representatives, the Com-
6 mittee on Governmental Affairs of the Senate, and
7 the Committee on Government Reform of the House
8 of Representatives for a 30-day period of review and
9 comment before the appointment takes effect.”; and

10 (2) in paragraph (2)(B), by striking the period
11 at the end and inserting the following: “upon dis-
12 missal by the Mayor and approval of that dismissal
13 by a $\frac{2}{3}$ vote of the Council. Upon approval of the
14 dismissal by the Council, notice of the dismissal
15 shall be submitted to the Committees on Appropria-
16 tions of the Senate and House of Representatives,
17 the Committee on Governmental Affairs of the Sen-
18 ate, and the Committee on Government Reform of
19 the House of Representatives for a 30-day period of
20 review and comment before the dismissal takes ef-
21 fect.”.

22 (b) FUNCTIONS.—

23 (1) IN GENERAL.—Section 424(e) of such Act
24 (sec. 47–317.3, D.C. Code) is amended—

1 (A) in the heading, by striking “DURING A
2 CONTROL YEAR”;

3 (B) in the matter preceding paragraph (1),
4 by striking “During a control year, the Chief
5 Financial Officer” and inserting “The Chief Fi-
6 nancial Officer”;

7 (C) in paragraph (1), by striking “Pre-
8 paring” and inserting “During a control year,
9 preparing”;

10 (D) in paragraph (3), by striking “Assur-
11 ing” and inserting “During a control year, as-
12 suring”;

13 (E) in paragraph (5), by striking “With
14 the approval” and all that follows through “the
15 Council—” and inserting “Preparing and sub-
16 mitting to the Mayor and the Council, with the
17 approval of the Authority during a control
18 year—”;

19 (F) in paragraph (11), by striking “or the
20 Authority” and inserting “(or by the Authority
21 during a control year)”; and

22 (G) by adding at the end the following new
23 paragraphs:

24 “(18) Exercising responsibility for the adminis-
25 tration and supervision of the District of Columbia

1 Treasurer (except that the Chief Financial Officer
2 may delegate any portion of such responsibility as
3 the Chief Financial Officer considers appropriate
4 and consistent with efficiency).

5 “(19) Administering all borrowing programs of
6 the District government for the issuance of long-
7 term and short-term indebtedness.

8 “(20) Administering the cash management pro-
9 gram of the District government, including the in-
10 vestment of surplus funds in governmental and non-
11 governmental interest-bearing securities and ac-
12 counts.

13 “(21) Administering the centralized District
14 government payroll and retirement systems.

15 “(22) Governing the accounting policies and
16 systems applicable to the District government.

17 “(23) Preparing appropriate annual, quarterly,
18 and monthly financial reports of the accounting and
19 financial operations of the District government.

20 “(24) Not later than 120 days after the end of
21 each fiscal year, preparing the complete financial
22 statement and report on the activities of the District
23 government for such fiscal year, for the use of the
24 Mayor under section 448(a)(4).”.

1 (2) CONFORMING AMENDMENTS.—Section 424
2 of such Act (sec. 47–317.1 et seq., D.C. Code) is
3 amended—

4 (A) by striking subsection (d);

5 (B) in subsection (e)(2), by striking “or
6 subsection (d)”; and

7 (C) by redesignating subsections (e) and
8 (f) as subsections (d) and (e), respectively.

9 SEC. 156. (a) Notwithstanding the provisions of the
10 District of Columbia Government Comprehensive Merit
11 Personnel Act of 1978 (D.C. Law 2–139; D.C. Code 1–
12 601.1 et seq.), or any other District of Columbia law, stat-
13 ute, regulation, the provisions of the District of Columbia
14 Personnel Manual, or the provisions of any collective bar-
15 gaining agreement, employees of the District of Columbia
16 government will only receive compensation for overtime
17 work in excess of 40 hours per week (or other applicable
18 tour of duty) of work actually performed, in accordance
19 with the provisions of the Fair Labor Standards Act, 29
20 U.S.C. § 201 et seq.

21 (b) Subsection (a) of this section shall be effective
22 December 27, 1996. The Resolution and Order of the
23 District of Columbia Financial Responsibility and Man-
24 agement Assistance Authority, dated December 27, 1996,

1 is hereby ratified and approved and shall be given full
2 force and effect.

3 SEC. 157. (a) IN GENERAL.—Notwithstanding sec-
4 tion 503 of Public Law 100–71 and as provided in sub-
5 section (b), the Court Services and Offender Supervision
6 Agency for the District of Columbia (in this section re-
7 ferred to as the “agency”) may implement and administer
8 the Drug Free Workplace Program of the agency, dated
9 July 28, 2000, for employment applicants of the agency.

10 (b) EFFECTIVE PERIOD.—The waiver provided by
11 subsection (a) shall—

12 (1) take effect on enactment; and

13 (2) terminate on the date the Department of
14 Health and Human Services approves the drug pro-
15 gram of the agency pursuant to section 503 of Pub-
16 lic Law 100–71 or 12 months after the date referred
17 to in paragraph (1), whichever is later.

18 SEC. 158. Commencing October 1, 2000, the Mayor
19 of the District of Columbia shall submit to the Senate and
20 House Committees on Appropriations, the Senate Govern-
21 mental Affairs Committee, and the House Government
22 Reform Committee quarterly reports addressing the fol-
23 lowing issues: (1) crime, including the homicide rate, im-
24 plementation of community policing, the number of police
25 officers on local beats, and the closing down of open-air

1 drug markets; (2) access to drug abuse treatment, includ-
2 ing the number of treatment slots, the number of people
3 served, the number of people on waiting lists, and the ef-
4 fectiveness of treatment programs; (3) management of pa-
5 rolees and pre-trial violent offenders, including the num-
6 ber of halfway house escapes and steps taken to improve
7 monitoring and supervision of halfway house residents to
8 reduce the number of escapes to be provided in consulta-
9 tion with the Court Services and Offender Supervision
10 Agency; (4) education, including access to special edu-
11 cation services and student achievement to be provided in
12 consultation with the District of Columbia Public Schools;
13 (5) improvement in basic District services, including rat-
14 control and abatement; (6) application for and manage-
15 ment of Federal grants, including the number and type
16 of grants for which the District was eligible but failed to
17 apply and the number and type of grants awarded to the
18 District but which the District failed to spend the amounts
19 received; and (7) indicators of child well-being.

20

RESERVE FUNDS

21 SEC. 159. (a) ESTABLISHMENT OF RESERVE
22 FUNDS.—

23 (1) IN GENERAL.—The District of Columbia
24 Home Rule Act is amended by inserting after sec-
25 tion 450 the following new section:

1 “RESERVE FUNDS

2 “SEC. 450A. (a) EMERGENCY RESERVE FUND.—

3 “(1) IN GENERAL.—There is established an
4 emergency cash reserve fund (in this subsection re-
5 ferred to as the ‘emergency reserve fund’) as an in-
6 terest-bearing account (separate from other accounts
7 in the General Fund) into which the Mayor shall de-
8 posit in cash not later than February 15 of each fis-
9 cal year (or not later than October 1, 2000, in the
10 case of fiscal year 2001) such amount as may be re-
11 quired to maintain a balance in the fund of at least
12 4 percent of the total budget appropriated for oper-
13 ating expenditures for such fiscal year which is de-
14 rived from local funds (or, in the case of fiscal years
15 prior to fiscal year 2004, such amount as may be re-
16 quired to maintain a balance in the fund of at least
17 the minimum emergency reserve balance for such
18 fiscal year, as determined under paragraph (2)).

19 “(2) DETERMINATION OF MINIMUM EMER-
20 GENCY RESERVE BALANCE.—

21 “(A) IN GENERAL.—The ‘minimum emer-
22 gency reserve balance’ with respect to a fiscal
23 year is the amount equal to the applicable per-
24 centage of the total budget appropriated for op-

1 erating expenditures for such fiscal year which
2 is derived from local funds.

3 “(B) APPLICABLE PERCENTAGE DE-
4 FINED.—In subparagraph (A), the ‘applicable
5 percentage’ with respect to a fiscal year means
6 the following:

7 “(i) For fiscal year 2001, 1 percent.

8 “(ii) For fiscal year 2002, 2 percent.

9 “(iii) For fiscal year 2003, 3 percent.

10 “(3) INTEREST.—Interest earned on the emer-
11 gency reserve fund shall remain in the account and
12 shall only be withdrawn in accordance with para-
13 graph (4).

14 “(4) CRITERIA FOR USE OF AMOUNTS IN EMER-
15 GENCY RESERVE FUND.—The Chief Financial Offi-
16 cer, in consultation with the Mayor, shall develop a
17 policy to govern the emergency reserve fund which
18 shall include (but which may not be limited to) the
19 following requirements:

20 “(A) The emergency reserve fund may be
21 used to provide for unanticipated and non-
22 recurring extraordinary needs of an emergency
23 nature, including a natural disaster or calamity
24 as defined by section 102 of the Robert T. Staf-
25 ford Disaster Relief and Emergency Assistance

1 Act (Public Law 100–707) or unexpected obli-
2 gations by Federal law.

3 “(B) The emergency reserve fund may also
4 be used in the event of a State of Emergency
5 as declared by the Mayor pursuant to section 5
6 of the District of Columbia Public Emergency
7 Act of 1980 (sec. 6–1504, D.C. Code).

8 “(C) The emergency reserve fund may not
9 be used to fund—

10 “(i) any department, agency, or office
11 of the Government of the District of Co-
12 lumbia which is administered by a receiver
13 or other official appointed by a court;

14 “(ii) shortfalls in any projected reduc-
15 tions which are included in the budget pro-
16 posed by the District of Columbia for the
17 fiscal year; or

18 “(iii) settlements and judgments made
19 by or against the Government of the Dis-
20 trict of Columbia.

21 “(5) ALLOCATION OF EMERGENCY CASH RE-
22 SERVE FUNDS.—Funds may be allocated from the
23 emergency reserve fund only after—

24 “(A) an analysis has been prepared by the
25 Chief Financial Officer of the availability of

1 other sources of funding to carry out the pur-
2 poses of the allocation and the impact of such
3 allocation on the balance and integrity of the
4 emergency reserve fund; and

5 “(B) with respect to fiscal years beginning
6 with fiscal year 2005, the contingency reserve
7 fund established by subsection (b) has been pro-
8 jected by the Chief Financial Officer to be ex-
9 hausted at the time of the allocation.

10 “(6) NOTICE.—The Mayor, the Council, and (in
11 the case of a fiscal year which is a control year, as
12 defined in section 305(4) of the District of Columbia
13 Financial Responsibility and Management Assistance
14 Act of 1995) the District of Columbia Financial Re-
15 sponsibility and Management Assistance Authority
16 shall notify the Committees on Appropriations of the
17 Senate and House of Representatives in writing not
18 more than 30 days after the expenditure of funds
19 from the emergency reserve fund.

20 “(7) REPLENISHMENT.—The District of Co-
21 lumbia shall appropriate sufficient funds each fiscal
22 year in the budget process to replenish any amounts
23 allocated from the emergency reserve fund during
24 the preceding fiscal year by the following fiscal year.
25 Once the emergency reserve equals 4 percent of total

1 budget appropriated from local funds for operating
2 expenditures for the fiscal year, the District of Co-
3 lumbia shall appropriate sufficient funds each fiscal
4 year in the budget process to replenish any amounts
5 allocated from the emergency reserve fund during
6 the preceding year to maintain a balance of at least
7 4 percent of total funds appropriated from local
8 funds for operating expenditures by the following fis-
9 cal year.

10 “(b) CONTINGENCY RESERVE FUND.—

11 “(1) IN GENERAL.—There is established a con-
12 tingency cash reserve fund (in this subsection re-
13 ferred to as the ‘contingency reserve fund’) as an in-
14 terest-bearing account (separate from other accounts
15 in the General Fund) into which the Mayor shall de-
16 posit in cash not later than October 1 of each fiscal
17 year (beginning with fiscal year 2005) such amount
18 as may be required to maintain a balance in the
19 fund of at least 3 percent of the total budget appro-
20 priated for operating expenditures for such fiscal
21 year which is derived from local funds (or, in the
22 case of fiscal years prior to fiscal year 2007, such
23 amount as may be required to maintain a balance in
24 the fund of at least the minimum contingency re-

1 serve balance for such fiscal year, as determined
2 under paragraph (2)).

3 “(2) DETERMINATION OF MINIMUM CONTIN-
4 GENCY RESERVE BALANCE.—

5 “(A) IN GENERAL.—The ‘minimum contin-
6 gency reserve balance’ with respect to a fiscal
7 year is the amount equal to the applicable per-
8 centage of the total budget appropriated from
9 local funds for operating expenditures for such
10 fiscal year which is derived from local funds.

11 “(B) APPLICABLE PERCENTAGE DE-
12 FINED.—In subparagraph (A), the ‘applicable
13 percentage’ with respect to a fiscal year means
14 the following:

15 “(i) For fiscal year 2005, 1 percent.

16 “(ii) For fiscal year 2006, 2 percent.

17 “(3) INTEREST.—Interest earned on the contin-
18 gency reserve fund shall remain in the account and
19 may only be withdrawn in accordance with para-
20 graph (4).

21 “(4) CRITERIA FOR USE OF AMOUNTS IN CON-
22 TINGENCY RESERVE FUND.—The Chief Financial
23 Officer, in consultation with the Mayor, shall develop
24 a policy governing the use of the contingency reserve

1 fund which shall include (but which may not be lim-
2 ited to) the following requirements:

3 “(A) The contingency reserve fund may
4 only be used to provide for nonrecurring or un-
5 foreseen needs that arise during the fiscal year,
6 including expenses associated with unforeseen
7 weather or other natural disasters, unexpected
8 obligations created by Federal law or new pub-
9 lic safety or health needs or requirements that
10 have been identified after the budget process
11 has occurred, or opportunities to achieve cost
12 savings.

13 “(B) The contingency reserve fund may be
14 used, if needed, to cover revenue shortfalls ex-
15 perienceed by the District government for 3 con-
16 secutive months (based on a 2 month rolling av-
17 erage) that are 5 percent or more below the
18 budget forecast.

19 “(C) The contingency reserve fund may
20 not be used to fund any shortfalls in any pro-
21 jected reductions which are included in the
22 budget proposed by the District of Columbia for
23 the fiscal year.

24 “(5) ALLOCATION OF CONTINGENCY CASH RE-
25 SERVE.—Funds may be allocated from the contin-

1 agency reserve fund only after an analysis has been
2 prepared by the Chief Financial Officer of the avail-
3 ability of other sources of funding to carry out the
4 purposes of the allocation and the impact of such al-
5 location on the balance and integrity of the contin-
6 gency reserve fund.

7 “(6) REPLENISHMENT.—The District of Co-
8 lumbia shall appropriate sufficient funds each fiscal
9 year in the budget process to replenish any amounts
10 allocated from the contingency reserve fund during
11 the preceding fiscal year by the following fiscal year.
12 Once the contingency reserve equals 3 percent of
13 total funds appropriated from local funds for oper-
14 ating expenditures, the District of Columbia shall
15 appropriate sufficient funds each fiscal year in the
16 budget process to replenish any amounts allocated
17 from the contingency reserve fund during the pre-
18 ceding year to maintain a balance of at least 3 per-
19 cent of total funds appropriated from local funds for
20 operating expenditures by the following fiscal year.

21 “(c) QUARTERLY REPORTS.—The Chief Financial
22 Officer shall submit a quarterly report to the Mayor, the
23 Council, the District of Columbia Financial Responsibility
24 and Management Assistance Authority (in the case of a
25 fiscal year which is a control year, as defined in section

1 305(4) of the District of Columbia Financial Responsi-
2 bility and Management Assistance Act of 1995), and the
3 Committees on Appropriations of the Senate and House
4 of Representatives that includes a monthly statement on
5 the balance and activities of the contingency and emer-
6 gency reserve funds.”.

7 (2) CLERICAL AMENDMENT.—The table of con-
8 tents for the District of Columbia Home Rule Act is
9 amended by inserting after the item relating to sec-
10 tion 450 the following new item:

“Sec. 450A. Reserve funds.”.

11 (b) CONFORMING AMENDMENTS.—

12 (1) CURRENT RESERVE FUND.—Section 202(j)
13 of the District of Columbia Financial Responsibility
14 and Management Assistance Act of 1995 (sec. 47–
15 392.2(j), D.C. Code) is amended—

16 (A) in paragraph (1), by striking “Begin-
17 ning with fiscal year 2000, the plan or budget
18 submitted pursuant to this Act” and inserting
19 “For each of the fiscal years 2000 through
20 2004, the budget of the District government for
21 the fiscal year”; and

22 (B) by adding at the end the following new
23 paragraph:

24 “(4) REPLENISHMENT.—Any amount of the re-
25 serve funds which is expended in one fiscal year

1 shall be replenished in the reserve funds from the
 2 following fiscal year appropriations to maintain the
 3 \$150,000,000 balance.”.

4 (2) POSITIVE FUND BALANCE.—Section 202(k)
 5 of such Act (sec. 47–392.2(k), D.C. Code) is re-
 6 pealed.

7 (c) EFFECTIVE DATE.—This section and the amend-
 8 ments made by this section shall take effect on October
 9 1, 2000.

10 TREATMENT OF REVENUE BONDS SECURED BY TOBACCO
 11 SETTLEMENT PAYMENTS

12 SEC. 160. (a) PERMITTING COUNCIL TO DELEGATE
 13 AUTHORITY TO ISSUE BONDS.—

14 (1) IN GENERAL.—Section 490 of the District
 15 of Columbia Home Rule Act (sec. 47–334, D.C.
 16 Code) is amended—

17 (A) by redesignating subsections (i)
 18 through (m) as subsections (j) through (n); and

19 (B) by inserting after subsection (h) the
 20 following new subsection:

21 “(i)(1) The Council may delegate to the District of
 22 Columbia Tobacco Settlement Financing Corporation
 23 (hereafter in this subsection referred to as the “Corpora-
 24 tion”) established pursuant to the Tobacco Settlement Fi-
 25 nancing Act of 2000 the authority of the Council under
 26 subsection (a) to issue revenue bonds, notes, and other ob-

1 ligations which are used to borrow money to finance or
2 assist in the financing or refinancing of capital projects
3 and other undertakings of the District of Columbia and
4 which are payable solely from and secured by payments
5 under the Master Tobacco Settlement Agreement. The
6 Corporation may exercise authority delegated to it by the
7 Council as described in the first sentence of this para-
8 graph (whether such delegation is made before or after
9 the date of the enactment of this subsection) only in ac-
10 cordance with this subsection and the provisions of the
11 Tobacco Settlement Financing Act of 2000.

12 “(2) Revenue bonds, notes, and other obligations
13 issued by the Corporation under a delegation of authority
14 described in paragraph (1) shall be issued by resolution
15 of the Corporation, and any such resolution shall not be
16 considered to be an act of the Council.

17 “(3) The fourth sentence of section 446 shall not
18 apply to—

19 “(A) any amount (including the amount of any
20 accrued interest or premium) obligated or expended
21 from the proceeds of the sale of any revenue bond,
22 note, or other obligation issued pursuant to this sub-
23 section;

24 “(B) any amount obligated or expended for the
25 payment of the principal of, interest on, or any pre-

1 mium for any revenue bond, note, or other obligation
2 issued pursuant to this subsection;

3 “(C) any amount obligated or expended to se-
4 cure any revenue bond, note, or other obligation
5 issued pursuant to this subsection; or

6 “(D) any amount obligated or expended for re-
7 pair, maintenance, and capital improvements to fa-
8 cilities financed pursuant to this subsection.

9 “(4) In this subsection, the term ‘Master Tobacco
10 Settlement Agreement’ means the settlement agreement
11 (and related documents), as may be amended from time
12 to time, entered into on November 23, 1998, by the Dis-
13 trict of Columbia and leading United States tobacco prod-
14 uct manufacturers.”.

15 (2) CONFORMING AMENDMENT.—The fourth
16 sentence of section 446 of such Act (sec. 47–304,
17 D.C. Code) is amended by striking “and (h)(3)” and
18 inserting “(h)(3), and (i)(3)”.

19 (b) WAIVER OF CONGRESSIONAL REVIEW PERIOD
20 FOR TOBACCO SETTLEMENT FINANCING ACT.—Notwith-
21 standing section 602(c)(1) of the District of Columbia
22 Home Rule Act (sec. 1–233(c)(1), D.C. Code), the To-
23 bacco Settlement Financing Act of 2000 (title XXXVII
24 of D.C. Act 13–375, as amended by section 8(e) of D.C.
25 Act 13–387) shall take effect on the date of the enactment

1 of such Act or the date of the enactment of this Act,
2 whichever is later.

3 SEC. 161. Section 603(e) of the Student Loan Mar-
4 keting Association Reorganization Act of 1996 (Public
5 Law 104–208; 110 Stat. 3009–293), as amended by sec-
6 tion 153 of the District of Columbia Appropriations Act,
7 2000, is amended—

8 (1) by amending the second sentence of para-
9 graph (2)(B) to read as follows: “Of such amounts
10 and proceeds, \$5,000,000 shall be set aside for a
11 credit enhancement fund for public charter schools
12 in the District of Columbia, to be administered and
13 disbursed in accordance with paragraph (3).”; and

14 (2) by adding at the end the following new
15 paragraph:

16 “(3) CREDIT ENHANCEMENT FUND FOR PUBLIC
17 CHARTER SCHOOLS.—

18 “(A) DISTRIBUTION OF AMOUNTS.—Of the
19 amounts in the credit enhancement fund estab-
20 lished under paragraph (2)(B)—

21 “(i) 50 percent shall be used to make
22 grants under subparagraph (B); and

23 “(ii) 50 percent shall be used to make
24 grants under subparagraph (C).

1 “(B) GRANTS TO ELIGIBLE NONPROFIT
2 CORPORATION.—

3 “(i) IN GENERAL.—Using the
4 amounts described in subparagraph (A)(i),
5 not later than 1 year after the date of the
6 enactment of the District of Columbia Ap-
7 propriations Act, 2001, the Mayor of the
8 District of Columbia shall make and dis-
9 burse grants to eligible nonprofit corpora-
10 tions to carry out the purposes described
11 in subparagraph (E).

12 “(ii) ADMINISTRATION.—The Mayor
13 shall administer the program of grants
14 under this subparagraph, except that if the
15 committee described in subparagraph
16 (C)(iii) is in operation and is fully func-
17 tional prior to the date the Mayor makes
18 the grants, the Mayor may delegate the ad-
19 ministration of the program to the com-
20 mittee.

21 “(C) OTHER GRANTS.—

22 “(i) IN GENERAL.—Using the
23 amounts described in subparagraph (A)(ii),
24 the Mayor of the District of Columbia shall

1 make grants to entities to carry out the
2 purposes described in subparagraph (E).

3 “(ii) PARTICIPATION OF SCHOOLS.—A
4 public charter school in the District of Co-
5 lumbia may receive a grant under this sub-
6 paragraph to carry out the purposes de-
7 scribed in subparagraph (E) in the same
8 manner as other entities receiving grants
9 to carry out such activities.

10 “(iii) ADMINISTRATION THROUGH
11 COMMITTEE.—The Mayor shall carry out
12 this subparagraph through the committee
13 appointed by the Mayor under the second
14 sentence of paragraph (2)(B) (as in effect
15 prior to the enactment of the District of
16 Columbia Appropriations Act, 2001). The
17 committee may enter into an agreement
18 with a third party to carry out its respon-
19 sibilities under this subparagraph.

20 “(iv) CAP ON ADMINISTRATIVE
21 COSTS.—Not more than 10% of the funds
22 available for grants under this subpara-
23 graph may be used to cover the adminis-
24 trative costs of making grants under this
25 subparagraph.

1 “(D) SPECIAL RULE REGARDING ELIGI-
2 BILITY OF NONPROFIT CORPORATIONS.—In
3 order to be eligible to receive a grant under this
4 paragraph, a nonprofit corporation must pro-
5 vide appropriate certification to the Mayor or to
6 the committee described in subparagraph
7 (C)(iii) (as the case may be) that it is duly au-
8 thorized by two or more public charter schools
9 in the District of Columbia to act on their be-
10 half in obtaining financing (or in assisting them
11 in obtaining financing) to cover the costs of ac-
12 tivities described in subparagraph (E)(i).

13 “(E) PURPOSES OF GRANTS.—

14 “(i) IN GENERAL.—The recipient of a
15 grant under this paragraph shall use the
16 funds provided under the grant to carry
17 out activities to assist public charter
18 schools in the District of Columbia in—

19 “(I) obtaining financing to ac-
20 quire interests in real property (in-
21 cluding by purchase, lease, or dona-
22 tion), including financing to cover
23 planning, development, and other inci-
24 dental costs;

1 “(II) obtaining financing for con-
2 struction of facilities or the renova-
3 tion, repair, or alteration of existing
4 property or facilities (including the
5 purchase or replacement of fixtures
6 and equipment), including financing
7 to cover planning, development, and
8 other incidental costs; and

9 “(III) enhancing the availability
10 of loans (including mortgages) and
11 bonds.

12 “(ii) NO DIRECT FUNDING FOR
13 SCHOOLS.—Funds provided under a grant
14 under this subparagraph may not be used
15 by a recipient to make direct loans or
16 grants to public charter schools.”.

17 SEC. 162. (a) EXCLUSIVE AUTHORITY OF MAYOR.—
18 Notwithstanding section 451 of the District of Columbia
19 Home Rule Act or any other provision of District of Co-
20 lumbia or Federal law to the contrary, the Mayor of the
21 District of Columbia shall have the exclusive authority to
22 approve and execute leases of the Washington Marina and
23 the Washington municipal fish wharf with the existing les-
24 sees thereof for an initial term of 30 years, together with

1 such other terms and conditions (including renewal op-
2 tions) as the Mayor deems appropriate.

3 (b) DEFINITIONS.—In this section—

4 (1) the term “Washington Marina” means the
5 portions of Federal property in the Southwest quad-
6 rant of the District of Columbia within Lot 848 in
7 Square 473, the unassessed Federal real property
8 adjacent to Lot 848 in Square 473, and riparian
9 rights appurtenant thereto; and

10 (2) the term “Washington municipal fish
11 wharf” means the water frontage on the Potomac
12 River lying south of Water Street between 11th and
13 12th Streets, including the buildings and wharves
14 thereon.

15 SEC. 163. Section 11201(g)(4)(A) of the National
16 Capital Revitalization and Self-Government Improvement
17 Act of 1997 (D.C. Code, sec. 24–1201(g)(4)(A)) is
18 amended—

19 (1) by redesignating clauses (vi) through (ix) as
20 clauses (vii) through (x), respectively; and

21 (2) by inserting after clause (v) the following:

22 “(vi) immediately upon completing the
23 remediation required under clause (ii) (but
24 in no event later than June 1, 2003),
25 transfer any property located south of

1 Silverbrooke Road which is identified for
2 use for educational purposes in the Fairfax
3 County reuse plan to the County, without
4 consideration, subject to the condition that
5 the County use the property only for edu-
6 cational purposes;”.

7 SEC. 164. (a) Section 208(a) of the District of Co-
8 lumbia Procurement Practices Act of 1985 (sec. 1–
9 1182.8(a), D.C. Code) is amended—

10 (1) in paragraph (4)(A), by striking “the same
11 auditor)” and inserting “the same auditor, except as
12 may be provided in paragraph (5)); and

13 (2) by adding at the end the following new
14 paragraph:

15 “(5) Notwithstanding paragraph (4)(A), an auditor
16 who is a subcontractor to the auditor who audited the fi-
17 nancial statement and report described in paragraph
18 (3)(H) for a fiscal year may audit the financial statement
19 and report for any succeeding fiscal year (as either the
20 prime auditor or as a subcontractor to another auditor)
21 if—

22 “(A) such subcontractor is not a signatory to
23 the statement and report for the previous fiscal year;

1 “(B) the prime auditor reviewed and approved
2 the work of the subcontractor on the statement and
3 report for the previous fiscal year; and

4 “(C) the subcontractor is not an employee of
5 the prime contractor or of an entity owned, man-
6 aged, or controlled by the prime contractor.”.

7 (b) The amendment made by subsection (a) shall
8 apply with respect to financial statements and reports for
9 activities of the District of Columbia Government for fiscal
10 years beginning with fiscal year 2001.

11 SEC. 165. Section 11201(g) of the National Capital
12 Revitalization and Self-Government Improvement Act of
13 1997 (D.C. Code, sec. 24–1201(g)) is amended by adding
14 at the end the following new paragraph:

15 “(6) MEADOWOOD FARM LAND EXCHANGE.—

16 “(A) IN GENERAL.—If, not later than Jan-
17 uary 15, 2001, Fairfax County, Virginia, agrees
18 to convey fee simple title to the property on
19 Mason Neck in excess of 800 acres depicted on
20 the map dated June 2000, on file in the Office
21 of the Director of the Bureau of Land Manage-
22 ment, Eastern States (hereafter in this para-
23 graph referred to as ‘Meadowood Farm’) to the
24 Secretary of the Interior, then the Adminis-
25 trator of General Services shall agree to convey

1 to Fairfax County, Virginia, fee simple title to
2 the property located at the Lorton Correctional
3 Complex north of Silverbrook Road, and con-
4 sisting of more than 200 acres identified in the
5 Fairfax County Reuse Plan, dated July 26,
6 1999, as land available for residential develop-
7 ment in Land Units 1 and 2 (hereafter in this
8 paragraph referred to as the ‘Laurel Hill Resi-
9 dential Land’), the actual exchange to occur no
10 later than December 31, 2001.

11 “(B) TERMS AND CONDITIONS.—(i) When
12 Fairfax County transfers fee simple title to
13 Meadowood Farm to the Secretary of the Inte-
14 rior, the Administrator of General Services shall
15 simultaneously transfer to the County the Lau-
16 rel Hill Residential Land.

17 “(ii) The transfer of property to Fairfax
18 County, Virginia, under clause (i) shall be sub-
19 ject to such terms and conditions that the Ad-
20 ministrator of General Services considers to be
21 appropriate to protect the interests of the
22 United States.

23 “(iii) Any proceeds derived from the sale of
24 the Laurel Hill Residential Land by Fairfax
25 County that exceed the County’s cost of acquir-

1 ing, financing (which shall be deemed a County
2 cost from the time of financing of the
3 Meadowood Farm acquisition to the receipt of
4 proceeds of the sale or sales of the Laurel Hill
5 Residential Land until such time as the pro-
6 ceeds of such sale or sales exceed the acquisi-
7 tion and financing costs of Meadowood Farm to
8 the County), preparing, and conveying
9 Meadowood Farm and costs incurred for im-
10 proving, preparing, and conveying the Laurel
11 Hill Residential Land shall be remitted to the
12 United States and deposited into the special
13 fund established pursuant to paragraph
14 (4)(A)(viii).

15 “(C) MANAGEMENT OF PROPERTY.—The
16 property transferred to the Secretary of the In-
17 terior under this section shall be managed by
18 the Bureau of Land Management for public use
19 and recreation purposes.”.

20 SEC. 166. Section 158(b) of the District of Columbia
21 Appropriations Act, 2000 (Public Law 106–113; 113 Stat.
22 1527) is amended to read as follows:

23 “(b) SOURCE OF FUNDS; TRANSFER.—An amount
24 not to exceed \$5,000,000 from the National Highway Sys-
25 tem funds apportioned to the District of Columbia under

1 section 104 of title 23, United States Code, may be used
2 for purposes of carrying out the project under subsection
3 (a).”.

4 SEC. 167. The explanatory language contained in the
5 Joint Explanatory Statement of the Committee of Con-
6 ference for District of Columbia Appropriations contained
7 in the Conference Report to accompany H.R. 4942 of the
8 106th Congress shall be considered to constitute a joint
9 explanatory statement of a committee of conference for
10 the provisions in this Act. References in this joint state-
11 ment to the conference agreement mean the provisions in
12 this Act, references to the House bill mean the House
13 passed version of H.R. 4942, and references to the Senate
14 bill mean the Senate passed amendment to H.R. 4942.

15 This Act may be cited as the “District of Columbia
16 Appropriations Act, 2001”.

○