

## **H. Res. 364**

### ***In the House of Representatives, U.S.,***

*March 12, 2002.*

*Resolved,* That upon the adoption of this resolution, the House shall be considered to have taken from the Speaker's table the bill H.R. 1499 and amendments of the Senate thereto, and to have (1) concurred in the amendment of the Senate to the title, and (2) concurred in the amendment of the Senate to the text with an amendment as follows: In lieu of the matter proposed to be inserted by the Senate, insert the following:

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the "District of Columbia  
3 College Access Improvement Act of 2002".

**4 SEC. 2. PUBLIC SCHOOL PROGRAM.**

5 Section 3(c)(2) of the District of Columbia College  
6 Access Act of 1999 (sec. 38-2702(c)(2), D.C. Official  
7 Code) is amended by striking subparagraphs (A) through  
8 (C) and inserting the following:

9 " (A)(i) in the case of an individual who be-  
10 gins an undergraduate course of study within 3

1           calendar years (excluding any period of service  
2           on active duty in the armed forces, or service  
3           under the Peace Corps Act (22 U.S.C. 2501 et  
4           seq.) or subtitle D of title I of the National and  
5           Community Service Act of 1990 (42 U.S.C.  
6           12571 et seq.)) of graduation from a secondary  
7           school, or obtaining the recognized equivalent of  
8           a secondary school diploma, was domiciled in  
9           the District of Columbia for not less than the  
10          12 consecutive months preceding the com-  
11          mencement of the freshman year at an institu-  
12          tion of higher education;

13                 “(ii) in the case of an individual who grad-  
14                 uated from a secondary school or received the  
15                 recognized equivalent of a secondary school di-  
16                 ploma before January 1, 1998, and is currently  
17                 enrolled at an eligible institution as of the date  
18                 of enactment of the District of Columbia Col-  
19                 lege Access Improvement Act of 2002, was  
20                 domiciled in the District of Columbia for not  
21                 less than the 12 consecutive months preceding  
22                 the commencement of the freshman year at an  
23                 institution of higher education; or

24                 “(iii) in the case of any other individual  
25                 and an individual re-enrolling after more than

1 a 3-year break in the individual's post-sec-  
2 ondary education, has been domiciled in the  
3 District of Columbia for at least 5 consecutive  
4 years at the date of application;

5 “(B)(i) graduated from a secondary school  
6 or received the recognized equivalent of a sec-  
7 ondary school diploma on or after January 1,  
8 1998;

9 “(ii) in the case of an individual who did  
10 not graduate from a secondary school or receive  
11 a recognized equivalent of a secondary school  
12 diploma, is accepted for enrollment as a fresh-  
13 man at an eligible institution on or after Janu-  
14 ary 1, 2002; or

15 “(iii) in the case of an individual who  
16 graduated from a secondary school or received  
17 the recognized equivalent of a secondary school  
18 diploma before January 1, 1998, is currently  
19 enrolled at an eligible institution as of the date  
20 of enactment of the District of Columbia Col-  
21 lege Access Improvement Act of 2002;

22 “(C) meets the citizenship and immigra-  
23 tion status requirements described in section  
24 484(a)(5) of the Higher Education Act of 1965  
25 (20 U.S.C. 1091(a)(5));”.

1 **SEC. 3. PRIVATE SCHOOL PROGRAM.**

2 Section 5(c)(1)(B) of the District of Columbia Col-  
3 lege Access Act of 1999 (sec. 38–2704(c)(1)(B), D.C. Of-  
4 ficial Code) is amended by striking “the main campus of  
5 which is located in the State of Maryland or the Common-  
6 wealth of Virginia”.

7 **SEC. 4. GENERAL REQUIREMENTS.**

8 Section 6 of the District of Columbia College Access  
9 Act of 1999 (sec. 38–2705, D.C. Official Code) is  
10 amended—

11 (1) by striking subsection (b) and inserting the  
12 following:

13 “(b) ADMINISTRATIVE EXPENSES.—

14 “(1) IN GENERAL.—The Mayor of the District  
15 of Columbia may not use more than 7 percent of the  
16 total amount of Federal funds appropriated for the  
17 program, retroactive to the date of enactment of this  
18 Act (the District of Columbia College Access Act of  
19 1999), for the administrative expenses of the pro-  
20 gram.

21 “(2) DEFINITION.—In this subsection, the term  
22 ‘administrative expenses’ means any expenses that  
23 are not directly used to pay the cost of tuition and  
24 fees for eligible students to attend eligible institu-  
25 tions.”;

1           (2) by redesignating subsections (e) and (f) as  
2 subsections (f) and (g);

3           (3) by inserting after subsection (d) the fol-  
4 lowing:

5           “(e) LOCAL FUNDS.—It is the sense of Congress that  
6 the District of Columbia may appropriate such local funds  
7 as necessary for the programs under sections 3 and 5.”;  
8 and

9           (4) by adding at the end the following:

10          “(h) DEDICATED ACCOUNT FOR PROGRAMS.—

11           “(1) ESTABLISHMENT.—The District of Colum-  
12 bia government shall establish a dedicated account  
13 for the programs under sections 3 and 5 consisting  
14 of the following amounts:

15           “(A) The Federal funds appropriated to  
16 carry out such programs under this Act or any  
17 other Act.

18           “(B) Any District of Columbia funds ap-  
19 propriated by the District of Columbia to carry  
20 out such programs.

21           “(C) Any unobligated balances in amounts  
22 made available for such programs in previous  
23 fiscal years.

24           “(D) Interest earned on balances of the  
25 dedicated account.

1           “(2) USE OF FUNDS.—Amounts in the dedi-  
2           cated account shall be used solely to carry out the  
3           programs under sections 3 and 5.”.

4 **SEC. 5. CONTINUATION OF CURRENT AGGREGATE LEVEL**  
5 **OF AUTHORIZATION OF APPROPRIATIONS.**

6           (a) IN GENERAL.—The District of Columbia College  
7 Access Act of 1999 (sec. 38–2701 et seq., D.C. Official  
8 Code) is amended by adding at the end the following new  
9 section:

10 **“SEC. 7. LIMIT ON AGGREGATE AMOUNT OF FEDERAL**  
11 **FUNDS FOR PUBLIC SCHOOL AND PRIVATE**  
12 **SCHOOL PROGRAMS.**

13           “The aggregate amount authorized to be appro-  
14 priated to the District of Columbia for the programs under  
15 sections 3 and 5 for any fiscal year may not exceed—

16           “(1) \$17,000,000, in the case of the aggregate  
17 amount for fiscal year 2003;

18           “(2) \$17,000,000, in the case of the aggregate  
19 amount for fiscal year 2004; or

20           “(3) \$17,000,000, in the case of the aggregate  
21 amount for fiscal year 2005.”.

22           (b) CONFORMING AMENDMENTS.—

23           (1) PUBLIC SCHOOL PROGRAM.—Section 3(i) of  
24 such Act (sec. 38–2702(i), D.C. Official Code) is

1 amended by striking “and such sums” and inserting  
2 “and (subject to section 7) such sums”.

3 (2) PRIVATE SCHOOL PROGRAM.—Section 5(f)  
4 of such Act (sec. 38–2704(f), D.C. Official Code) is  
5 amended by striking “and such sums” and inserting  
6 “and (subject to section 7) such sums”.

Attest:

*Clerk.*