

106TH CONGRESS
1ST SESSION

H. R. 3064

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 13, 1999

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

A BILL

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, 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, 2000, and for other purposes, namely:

1 **TITLE I—FISCAL YEAR 2000**
2 **APPROPRIATIONS**

3 FEDERAL FUNDS

4 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

5 For a Federal payment to the District of Columbia
6 for a program to be administered by the Mayor for Dis-
7 trict of Columbia resident tuition support, subject to the
8 enactment of authorizing legislation for such program by
9 Congress, \$17,000,000, to remain available until ex-
10 pended: *Provided*, That such funds may be used on behalf
11 of eligible District of Columbia residents to pay an amount
12 based upon the difference between in-State and out-of-
13 State tuition at public institutions of higher education, us-
14 able at both public and private institutions of higher edu-
15 cation: *Provided further*, That the awarding of such funds
16 may be prioritized on the basis of a resident's academic
17 merit and such other factors as may be authorized: *Pro-*
18 *vided further*, That if the authorized program is a nation-
19 wide program, the Mayor may expend up to \$17,000,000:
20 *Provided further*, That if the authorized program is for
21 a limited number of states, the Mayor may expend up to
22 \$11,000,000: *Provided further*, That the District of Co-
23 lumbia may expend funds other than the funds provided
24 under this heading, including local tax revenues and con-
25 tributions, to support such program.

1 FEDERAL PAYMENT FOR INCENTIVES FOR ADOPTION OF
2 CHILDREN

3 For a Federal payment to the District of Columbia
4 to create incentives to promote the adoption of children
5 in the District of Columbia foster care system,
6 \$5,000,000: *Provided*, That such funds shall remain avail-
7 able until September 30, 2001 and shall be used in accord-
8 ance with a program established by the Mayor and the
9 Council of the District of Columbia and approved by the
10 Committees on Appropriations of the House of Represent-
11 atives and the Senate: *Provided further*, That funds pro-
12 vided under this heading may be used to cover the costs
13 to the District of Columbia of providing tax credits to off-
14 set the costs incurred by individuals in adopting children
15 in the District of Columbia foster care system and in pro-
16 viding for the health care needs of such children, in ac-
17 cordance with legislation enacted by the District of Colum-
18 bia government.

19 FEDERAL PAYMENT TO THE CITIZEN COMPLAINT
20 REVIEW BOARD

21 For a Federal payment to the District of Columbia
22 for administrative expenses of the Citizen Complaint Re-
23 view Board, \$500,000, to remain available until Sep-
24 tember 30, 2001.

1 FEDERAL PAYMENT TO THE DEPARTMENT OF HUMAN
2 SERVICES

3 For a Federal payment to the Department of Human
4 Services for a mentoring program and for hotline services,
5 \$250,000.

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

8 For salaries and expenses of the District of Columbia
9 Corrections Trustee, \$176,000,000 for the administration
10 and operation of correctional facilities and for the admin-
11 istrative operating costs of the Office of the Corrections
12 Trustee, as authorized by section 11202 of the National
13 Capital Revitalization and Self-Government Improvement
14 Act of 1997 (Public Law 105–33; 111 Stat. 712): *Pro-*
15 *vided*, That notwithstanding any other provision of law,
16 funds appropriated in this Act for the District of Columbia
17 Corrections Trustee shall be apportioned quarterly by the
18 Office of Management and Budget and obligated and ex-
19 pended in the same manner as funds appropriated for sal-
20 aries and expenses of other Federal agencies: *Provided fur-*
21 *ther*, That in addition to the funds provided under this
22 heading, the District of Columbia Corrections Trustee
23 may use a portion of the interest earned on the Federal
24 payment made to the Trustee under the District of Colum-

1 bia Appropriations Act, 1998, (not to exceed \$4,600,000)
2 to carry out the activities funded under this heading.

3 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

4 COURTS

5 For salaries and expenses for the District of Colum-
6 bia Courts, \$99,714,000 to be allocated as follows: for the
7 District of Columbia Court of Appeals, \$7,209,000; for the
8 District of Columbia Superior Court, \$68,351,000; for the
9 District of Columbia Court System, \$16,154,000; and
10 \$8,000,000, to remain available until September 30, 2001,
11 for capital improvements for District of Columbia court-
12 house facilities: *Provided*, That of the amounts available
13 for operations of the District of Columbia Courts, not to
14 exceed \$2,500,000 shall be for the design of an Integrated
15 Justice Information System and that such funds shall be
16 used in accordance with a plan and design developed by
17 the courts and approved by the Committees on Appropria-
18 tions of the House of Representatives and the Senate: *Pro-*
19 *vided further*, That notwithstanding any other provision
20 of law, all amounts under this heading shall be appor-
21 tioned quarterly by the Office of Management and Budget
22 and obligated and expended in the same manner as funds
23 appropriated for salaries and expenses of other Federal
24 agencies, with payroll and financial services to be provided
25 on a contractual basis with the General Services Adminis-

1 heading *Provided further*, That in addition to the funds
2 provided under this heading, the Joint Committee on Ju-
3 dicial Administration in the District of Columbia may use
4 a portion (not to exceed \$1,200,000) of the interest earned
5 on the Federal payment made to the District of Columbia
6 courts under the District of Columbia Appropriations Act,
7 1999, together with funds provided in this Act under the
8 heading “Federal Payment to the District of Columbia
9 Courts” (other than the \$8,000,000 provided under such
10 heading for capital improvements for District of Columbia
11 courthouse facilities), to make payments described under
12 this heading for obligations incurred during fiscal year
13 1999 if the Comptroller General certifies that the amount
14 of obligations lawfully incurred for such payments during
15 fiscal year 1999 exceeds the obligational authority other-
16 wise available for making such payments: *Provided further*,
17 That such funds shall be administered by the Joint Com-
18 mittee on Judicial Administration in the District of Co-
19 lumbia: *Provided further*, That notwithstanding any other
20 provision of law, this appropriation shall be apportioned
21 quarterly by the Office of Management and Budget and
22 obligated and expended in the same manner as funds ap-
23 propriated for expenses of other Federal agencies, with
24 payroll and financial services to be provided on a contrac-
25 tual basis with the General Services Administration

1 [GSA], said services to include the preparation of monthly
2 financial reports, copies of which shall be submitted di-
3 rectly by GSA to the President and to the Committees
4 on Appropriations of the Senate and House of Representa-
5 tives, the Committee on Governmental Affairs of the Sen-
6 ate, and the Committee on Government Reform of the
7 House of Representatives.

8 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
9 FENDER SUPERVISION AGENCY FOR THE DISTRICT
10 OF COLUMBIA

11 For salaries and expenses of the Court Services and
12 Offender Supervision Agency for the District of Columbia,
13 as authorized by the National Capital Revitalization and
14 Self-Government Improvement Act of 1997, (Public Law
15 105–33; 111 Stat. 712), \$93,800,000, of which
16 \$58,600,000 shall be for necessary expenses of Parole
17 Revocation, Adult Probation, Offender Supervision, and
18 Sex Offender Registration, to include expenses relating to
19 supervision of adults subject to protection orders or provi-
20 sion of services for or related to such persons;
21 \$17,400,000 shall be available to the Public Defender
22 Service; and \$17,800,000 shall be available to the Pretrial
23 Services Agency: *Provided*, That notwithstanding any
24 other provision of law, all amounts under this heading
25 shall be apportioned quarterly by the Office of Manage-

1 ment and Budget and obligated and expended in the same
2 manner as funds appropriated for salaries and expenses
3 of other Federal agencies: *Provided further*, That of the
4 amounts made available under this heading, \$20,492,000
5 shall be used in support of universal drug screening and
6 testing for those individuals on pretrial, probation, or pa-
7 role supervision with continued testing, intermediate sanc-
8 tions, and treatment for those identified in need, of which
9 \$7,000,000 shall be for treatment services.

10 CHILDREN'S NATIONAL MEDICAL CENTER

11 For a Federal contribution to the Children's National
12 Medical Center in the District of Columbia, \$2,500,000
13 for construction, renovation, and information technology
14 infrastructure costs associated with establishing commu-
15 nity pediatric health clinics for high risk children in medi-
16 cally underserved areas of the District of Columbia.

17 FEDERAL PAYMENT FOR METROPOLITAN POLICE

18 DEPARTMENT

19 For payment to the Metropolitan Police Department,
20 \$1,000,000, for a program to eliminate open air drug traf-
21 ficking in the District of Columbia: *Provided*, That the
22 Chief of Police shall provide quarterly reports to the Com-
23 mittees on Appropriations of the Senate and House of
24 Representatives by the 15th calendar day after the end

1 of each quarter beginning December 31, 1999, on the sta-
 2 tus of the project financed under this heading.

3 DISTRICT OF COLUMBIA FUNDS

4 OPERATING EXPENSES

5 DIVISION OF EXPENSES

6 The following amounts are appropriated for the Dis-
 7 trict of Columbia for the current fiscal year out of the
 8 general fund of the District of Columbia, except as other-
 9 wise specifically provided.

10 GOVERNMENTAL DIRECTION AND SUPPORT

11 Governmental direction and support, \$162,356,000
 12 (including \$137,134,000 from local funds, \$11,670,000
 13 from Federal funds, and \$13,552,000 from other funds):
 14 *Provided*, That not to exceed \$2,500 for the Mayor,
 15 \$2,500 for the Chairman of the Council of the District
 16 of Columbia, and \$2,500 for the City Administrator shall
 17 be available from this appropriation for official purposes:
 18 *Provided further*, That any program fees collected from the
 19 issuance of debt shall be available for the payment of ex-
 20 penses of the debt management program of the District
 21 of Columbia: *Provided further*, That no revenues from
 22 Federal sources shall be used to support the operations
 23 or activities of the Statehood Commission and Statehood
 24 Compact Commission: *Provided further*, That the District
 25 of Columbia shall identify the sources of funding for Ad-

1 mission to Statehood from its own locally-generated reve-
2 nues: *Provided further*, That all employees permanently as-
3 signed to work in the Office of the Mayor shall be paid
4 from funds allocated to the Office of the Mayor.

5 ECONOMIC DEVELOPMENT AND REGULATION

6 Economic development and regulation, \$190,335,000
7 (including \$52,911,000 from local funds, \$84,751,000
8 from Federal funds, and \$52,673,000 from other funds),
9 of which \$15,000,000 collected by the District of Colum-
10 bia in the form of BID tax revenue shall be paid to the
11 respective BIDs pursuant to the Business Improvement
12 Districts Act of 1996 (D.C. Law 11–134; D.C. Code, sec.
13 1–2271 et seq.), and the Business Improvement Districts
14 Temporary Amendment Act of 1997 (D.C. Law 12–23):
15 *Provided*, That such funds are available for acquiring serv-
16 ices provided by the General Services Administration: *Pro-*
17 *vided further*, That Business Improvement Districts shall
18 be exempt from taxes levied by the District of Columbia.

19 PUBLIC SAFETY AND JUSTICE

20 Public safety and justice, including purchase or lease
21 of 135 passenger-carrying vehicles for replacement only,
22 including 130 for police-type use and five for fire-type use,
23 without regard to the general purchase price limitation for
24 the current fiscal year, \$778,770,000 (including
25 \$565,511,000 from local funds, \$29,012,000 from Federal

1 funds, and \$184,247,000 from other funds): *Provided,*
2 That the Metropolitan Police Department is authorized to
3 replace not to exceed 25 passenger-carrying vehicles and
4 the Department of Fire and Emergency Medical Services
5 of the District of Columbia is authorized to replace not
6 to exceed five passenger-carrying vehicles annually when-
7 ever the cost of repair to any damaged vehicle exceeds
8 three-fourths of the cost of the replacement: *Provided fur-*
9 *ther,* That not to exceed \$500,000 shall be available from
10 this appropriation for the Chief of Police for the preven-
11 tion and detection of crime: *Provided further,* That the
12 Metropolitan Police Department shall provide quarterly
13 reports to the Committees on Appropriations of the House
14 and Senate on efforts to increase efficiency and improve
15 the professionalism in the department: *Provided further,*
16 That notwithstanding any other provision of law, or May-
17 or's Order 86-45, issued March 18, 1986, the Metropoli-
18 tan Police Department's delegated small purchase author-
19 ity shall be \$500,000: *Provided further,* That the District
20 of Columbia government may not require the Metropolitan
21 Police Department to submit to any other procurement re-
22 view process, or to obtain the approval of or be restricted
23 in any manner by any official or employee of the District
24 of Columbia government, for purchases that do not exceed
25 \$500,000: *Provided further,* That the Mayor shall reim-

1 burse the District of Columbia National Guard for ex-
2 penses incurred in connection with services that are per-
3 formed in emergencies by the National Guard in a militia
4 status and are requested by the Mayor, in amounts that
5 shall be jointly determined and certified as due and pay-
6 able for these services by the Mayor and the Commanding
7 General of the District of Columbia National Guard: *Pro-*
8 *vided further*, That such sums as may be necessary for
9 reimbursement to the District of Columbia National
10 Guard under the preceding proviso shall be available from
11 this appropriation, and the availability of the sums shall
12 be deemed as constituting payment in advance for emer-
13 gency services involved: *Provided further*, That the Metro-
14 politan Police Department is authorized to maintain 3,800
15 sworn officers, with leave for a 50 officer attrition: *Pro-*
16 *vided further*, That no more than 15 members of the Met-
17 ropolitan Police Department shall be detailed or assigned
18 to the Executive Protection Unit, until the Chief of Police
19 submits a recommendation to the Council for its review:
20 *Provided further*, That \$100,000 shall be available for in-
21 mates released on medical and geriatric parole: *Provided*
22 *further*, That commencing on December 31, 1999, the
23 Metropolitan Police Department shall provide to the Com-
24 mittees on Appropriations of the Senate and House of
25 Representatives, the Committee on Governmental Affairs

1 of the Senate, and the Committee on Government Reform
2 of the House of Representatives, quarterly reports on the
3 status of crime reduction in each of the 83 police service
4 areas established throughout the District of Columbia:
5 *Provided further*, That up to \$700,000 in local funds shall
6 be available for the operations of the Citizen Complaint
7 Review Board.

8 PUBLIC EDUCATION SYSTEM

9 Public education system, including the development
10 of national defense education programs, \$867,411,000 (in-
11 cluding \$721,847,000 from local funds, \$120,951,000
12 from Federal funds, and \$24,613,000 from other funds),
13 to be allocated as follows: \$713,197,000 (including
14 \$600,936,000 from local funds, \$106,213,000 from Fed-
15 eral funds, and \$6,048,000 from other funds), for the pub-
16 lic schools of the District of Columbia; \$10,700,000 from
17 local funds for the District of Columbia Teachers' Retire-
18 ment Fund; \$17,000,000 from local funds, previously ap-
19 propriated in this Act as a Federal payment, for resident
20 tuition support at public and private institutions of higher
21 learning for eligible District of Columbia residents;
22 \$27,885,000 from local funds for public charter schools:
23 *Provided*, That if the entirety of this allocation has not
24 been provided as payments to any public charter schools
25 currently in operation through the per pupil funding for-

1 mula, the funds shall be available for new public charter
2 schools on a per pupil basis: *Provided further*, That
3 \$480,000 of this amount shall be available to the District
4 of Columbia Public Charter School Board for administra-
5 tive costs: \$72,347,000 (including \$40,491,000 from local
6 funds, \$13,536,000 from Federal funds, and \$18,320,000
7 from other funds) for the University of the District of Co-
8 lumbia; \$24,171,000 (including \$23,128,000 from local
9 funds, \$798,000 from Federal funds, and \$245,000 from
10 other funds) for the Public Library; \$2,111,000 (including
11 \$1,707,000 from local funds and \$404,000 from Federal
12 funds) for the Commission on the Arts and Humanities:
13 *Provided further*, That the public schools of the District
14 of Columbia are authorized to accept not to exceed 31
15 motor vehicles for exclusive use in the driver education
16 program: *Provided further*, That not to exceed \$2,500 for
17 the Superintendent of Schools, \$2,500 for the President
18 of the University of the District of Columbia, and \$2,000
19 for the Public Librarian shall be available from this appro-
20 priation for official purposes: *Provided further*, That none
21 of the funds contained in this Act may be made available
22 to pay the salaries of any District of Columbia Public
23 School teacher, principal, administrator, official, or em-
24 ployee who knowingly provides false enrollment or attend-
25 ance information under article II, section 5 of the Act enti-

1 tled “An Act to provide for compulsory school attendance,
2 for the taking of a school census in the District of Colum-
3 bia, and for other purposes”, approved February 4, 1925
4 (D.C. Code, sec. 31–401 et seq.): *Provided further*, That
5 this appropriation shall not be available to subsidize the
6 education of any nonresident of the District of Columbia
7 at any District of Columbia public elementary and sec-
8 ondary school during fiscal year 2000 unless the non-
9 resident pays tuition to the District of Columbia at a rate
10 that covers 100 percent of the costs incurred by the Dis-
11 trict of Columbia which are attributable to the education
12 of the nonresident (as established by the Superintendent
13 of the District of Columbia Public Schools): *Provided fur-*
14 *ther*, That this appropriation shall not be available to sub-
15 sidize the education of nonresidents of the District of Co-
16 lumbia at the University of the District of Columbia, un-
17 less the Board of Trustees of the University of the District
18 of Columbia adopts, for the fiscal year ending September
19 30, 2000, a tuition rate schedule that will establish the
20 tuition rate for nonresident students at a level no lower
21 than the nonresident tuition rate charged at comparable
22 public institutions of higher education in the metropolitan
23 area: *Provided further*, That the District of Columbia Pub-
24 lic Schools shall not spend less than \$365,500,000 on local
25 schools through the Weighted Student Formula in fiscal

1 year 2000: *Provided further*, That notwithstanding any
2 other provision of law, the Chief Financial Officer of the
3 District of Columbia shall apportion from the budget of
4 the District of Columbia Public Schools a sum totaling
5 5 percent of the total budget to be set aside until the cur-
6 rent student count for Public and Charter schools has
7 been completed, and that this amount shall be apportioned
8 between the Public and Charter schools based on their re-
9 spective student population count: *Provided further*, That
10 the District of Columbia Public Schools may spend
11 \$500,000 to engage in a Schools Without Violence pro-
12 gram based on a model developed by the University of
13 North Carolina, located in Greensboro, North Carolina.

14 HUMAN SUPPORT SERVICES

15 Human support services, \$1,526,361,000 (including
16 \$635,373,000 from local funds, \$875,814,000 from Fed-
17 eral funds, and \$15,174,000 from other funds): *Provided*,
18 That \$25,150,000 of this appropriation, to remain avail-
19 able until expended, shall be available solely for District
20 of Columbia employees' disability compensation: *Provided*
21 *further*, That a peer review committee shall be established
22 to review medical payments and the type of service re-
23 ceived by a disability compensation claimant: *Provided fur-*
24 *ther*, That the District of Columbia shall not provide free
25 government services such as water, sewer, solid waste dis-

1 posal or collection, utilities, maintenance, repairs, or simi-
2 lar services to any legally constituted private nonprofit or-
3 ganization, as defined in section 411(5) of the Stewart B.
4 McKinney Homeless Assistance Act (101 Stat. 485; Pub-
5 lic Law 100-77; 42 U.S.C. 11371), providing emergency
6 shelter services in the District, if the District would not
7 be qualified to receive reimbursement pursuant to such
8 Act (101 Stat. 485; Public Law 100-77; 42 U.S.C. 11301
9 et seq.).

10 PUBLIC WORKS

11 Public works, including rental of one passenger-car-
12 rying vehicle for use by the Mayor and three passenger-
13 carrying vehicles for use by the Council of the District of
14 Columbia and leasing of passenger-carrying vehicles,
15 \$271,395,000 (including \$258,341,000 from local funds,
16 \$3,099,000 from Federal funds, and \$9,955,000 from
17 other funds): *Provided*, That this appropriation shall not
18 be available for collecting ashes or miscellaneous refuse
19 from hotels and places of business.

20 RECEIVERSHIP PROGRAMS

21 For all agencies of the District of Columbia govern-
22 ment under court ordered receivership, \$342,077,000 (in-
23 cluding \$217,606,000 from local funds, \$106,111,000
24 from Federal funds, and \$18,360,000 from other 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, as amended, and that funds shall be allocated for
8 expenses associated with the Wilson Building,
9 \$328,417,000 from local funds: *Provided*, That for equip-
10 ment leases, the Mayor may finance \$27,527,000 of equip-
11 ment cost, plus cost of issuance not to exceed 2 percent
12 of the par amount being financed on a lease purchase
13 basis with a maturity not to exceed 5 years: *Provided fur-*
14 *ther*, That \$5,300,000 is allocated to the Metropolitan Po-
15 lice Department, \$3,200,000 for the Fire and Emergency
16 Medical Services Department, \$350,000 for the Depart-
17 ment of Corrections, \$15,949,000 for the Department of
18 Public Works and \$2,728,000 for the Public Benefit Cor-
19 poration.

20 REPAYMENT OF GENERAL FUND RECOVERY DEBT

21 For the purpose of eliminating the \$331,589,000
22 general fund accumulated deficit as of September 30,
23 1990, \$38,286,000 from local funds, as authorized by sec-
24 tion 461(a) of the District of Columbia Home Rule Act
25 (105 Stat. 540; D.C. Code, sec. 47-321(a)(1)).

1 PAYMENT OF INTEREST ON SHORT-TERM BORROWING

2 For payment of interest on short-term borrowing,
3 \$9,000,000 from local funds.

4 CERTIFICATES OF PARTICIPATION

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

9 OPTICAL AND DENTAL INSURANCE PAYMENTS

10 For optical and dental insurance payments,
11 \$1,295,000 from local funds.

12 PRODUCTIVITY BANK

13 The Chief Financial Officer of the District of Colum-
14 bia, under the direction of the Mayor and the District of
15 Columbia Financial Responsibility and Management As-
16 sistance Authority, shall finance projects totaling
17 \$20,000,000 in local funds that result in cost savings or
18 additional revenues, by an amount equal to such financing:
19 *Provided*, That the Mayor shall provide quarterly reports
20 to the Committees on Appropriations of the House of Rep-
21 resentatives and the Senate by the 15th calendar day after
22 the end of each quarter beginning December 31, 1999,
23 on the status of the projects financed under this heading.

1 and the Senate by the 15th calendar day after the end
2 of each quarter beginning December 31, 1999, on the sta-
3 tus of the general supply schedule savings and manage-
4 ment reform savings projected under this heading.

5 ENTERPRISE AND OTHER FUNDS
6 WATER AND SEWER AUTHORITY AND THE WASHINGTON
7 AQUEDUCT

8 For operation of the Water and Sewer Authority and
9 the Washington Aqueduct, \$279,608,000 from other funds
10 (including \$236,075,000 for the Water and Sewer Author-
11 ity and \$43,533,000 for the Washington Aqueduct) of
12 which \$35,222,000 shall be apportioned and payable to
13 the District's debt service fund for repayment of loans and
14 interest incurred for capital improvement projects.

15 For construction projects, \$197,169,000, as author-
16 ized by An Act authorizing the laying of watermains and
17 service sewers in the District of Columbia, the levying of
18 assessments therefor, and for other purposes (33 Stat.
19 244; Public Law 58-140; D.C. Code, sec. 43-1512 et
20 seq.): *Provided*, That the requirements and restrictions
21 that are applicable to general fund capital improvements
22 projects and set forth in this Act under the Capital Outlay
23 appropriation title shall apply to projects approved under
24 this appropriation title.

1 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

2 For the Lottery and Charitable Games Enterprise
3 Fund, established by the District of Columbia Appropria-
4 tion Act for the fiscal year ending September 30, 1982
5 (95 Stat. 1174 and 1175; Public Law 97–91), for the pur-
6 pose of implementing the Law to Legalize Lotteries, Daily
7 Numbers Games, and Bingo and Raffles for Charitable
8 Purposes in the District of Columbia (D.C. Law 3–172;
9 D.C. Code, sec. 2–2501 et seq. and sec. 22–1516 et seq.),
10 \$234,400,000: *Provided*, That the District of Columbia
11 shall identify the source of funding for this appropriation
12 title from the District’s own locally generated revenues:
13 *Provided further*, That no revenues from Federal sources
14 shall be used to support the operations or activities of the
15 Lottery and Charitable Games Control Board.

16 SPORTS AND ENTERTAINMENT COMMISSION

17 For the Sports and Entertainment Commission,
18 \$10,846,000 from other funds for expenses incurred by
19 the Armory Board in the exercise of its powers granted
20 by the Act entitled “An Act To Establish A District of
21 Columbia Armory Board, and for other purposes” (62
22 Stat. 339; D.C. Code, sec. 2–301 et seq.) and the District
23 of Columbia Stadium Act of 1957 (71 Stat. 619; Public
24 Law 85–300; D.C. Code, sec. 2–321 et seq.): *Provided*,
25 That the Mayor shall submit a budget for the Armory

1 Board for the forthcoming fiscal year as required by sec-
2 tion 442(b) of the District of Columbia Home Rule Act
3 (87 Stat. 824; Public Law 93-198; D.C. Code, sec. 47-
4 301(b)).

5 DISTRICT OF COLUMBIA HEALTH AND HOSPITALS
6 PUBLIC BENEFIT CORPORATION

7 For the District of Columbia Health and Hospitals
8 Public Benefit Corporation, established by D.C. Law 11-
9 212, D.C. Code, sec. 32-262.2, \$133,443,000 of which
10 \$44,435,000 shall be derived by transfer from the general
11 fund and \$89,008,000 from other funds.

12 DISTRICT OF COLUMBIA RETIREMENT BOARD

13 For the District of Columbia Retirement Board, es-
14 tablished by section 121 of the District of Columbia Re-
15 tirement Reform Act of 1979 (93 Stat. 866; D.C. Code,
16 sec. 1-711), \$9,892,000 from the earnings of the applica-
17 ble retirement funds to pay legal, management, invest-
18 ment, and other fees and administrative expenses of the
19 District of Columbia Retirement Board: *Provided*, That
20 the District of Columbia Retirement Board shall provide
21 to the Congress and to the Council of the District of Co-
22 lumbia a quarterly report of the allocations of charges by
23 fund and of expenditures of all funds: *Provided further*,
24 That the District of Columbia Retirement Board shall pro-
25 vide the Mayor, for transmittal to the Council of the Dis-

1 triet of Columbia, an itemized accounting of the planned
2 use of appropriated funds in time for each annual budget
3 submission and the actual use of such funds in time for
4 each annual audited financial report: *Provided further*,
5 That section 121(c)(1) of the District of Columbia Retirement Reform Act (D.C. Code, sec. 1-711(c)(1)) is amended by striking “the total amount to which a member may
6 be entitled” and all that follows and inserting the following: “the total amount to which a member may be entitled under this subsection during a year (beginning with
7 1998) may not exceed \$5,000, except that in the case of
8 the Chairman of the Board and the Chairman of the Investment Committee of the Board, such amount may not
9 exceed \$7,500 (beginning with 2000).”.

15 CORRECTIONAL INDUSTRIES FUND

16 For the Correctional Industries Fund, established by
17 the District of Columbia Correctional Industries Establishment Act (78 Stat. 1000; Public Law 88-622),
18 \$1,810,000 from other funds.

20 WASHINGTON CONVENTION CENTER ENTERPRISE FUND

21 For the Washington Convention Center Enterprise
22 Fund, \$50,226,000 from other funds.

CAPITAL OUTLAY

(INCLUDING RESCISSIONS)

1
2
3 For construction projects, \$1,260,524,000 of which
4 \$929,450,000 is from local funds, \$54,050,000 is from the
5 highway trust fund, and \$277,024,000 is from Federal
6 funds, and a rescission of \$41,886,500 from local funds
7 appropriated under this heading in prior fiscal years, for
8 a net amount of \$1,218,637,500 to remain available until
9 expended: *Provided*, That funds for use of each capital
10 project implementing agency shall be managed and con-
11 trolled in accordance with all procedures and limitations
12 established under the Financial Management System: *Pro-*
13 *vided further*, That all funds provided by this appropria-
14 tion title shall be available only for the specific projects
15 and purposes intended: *Provided further*, That notwith-
16 standing the foregoing, all authorizations for capital out-
17 lay projects, except those projects covered by the first sen-
18 tence of section 23(a) of the Federal-Aid Highway Act of
19 1968 (82 Stat. 827; Public Law 90-495; D.C. Code, sec.
20 7-134, note), for which funds are provided by this appro-
21 priation title, shall expire on September 30, 2001, except
22 authorizations for projects as to which funds have been
23 obligated in whole or in part prior to September 30, 2001:
24 *Provided further*, That upon expiration of any such project

1 performance of official duties at rates established by the
2 Mayor: *Provided*, That such rates shall not exceed the
3 maximum prevailing rates for such vehicles as prescribed
4 in the Federal Property Management Regulations 101–7
5 (Federal Travel Regulations).

6 SEC. 105. Appropriations in this Act shall be avail-
7 able for expenses of travel and for the payment of dues
8 of organizations concerned with the work of the District
9 of Columbia government, when authorized by the Mayor:
10 *Provided*, That in the case of the Council of the District
11 of Columbia, funds may be expended with the authoriza-
12 tion of the chair of the Council.

13 SEC. 106. There are appropriated from the applicable
14 funds of the District of Columbia such sums as may be
15 necessary for making refunds and for the payment of
16 judgments that have been entered against the District of
17 Columbia government: *Provided*, That nothing contained
18 in this section shall be construed as modifying or affecting
19 the provisions of section 11(c)(3) of title XII of the Dis-
20 trict of Columbia Income and Franchise Tax Act of 1947
21 (70 Stat. 78; Public Law 84–460; D.C. Code, sec. 47–
22 1812.11(c)(3)).

23 SEC. 107. Appropriations in this Act shall be avail-
24 able for the payment of public assistance without reference
25 to the requirement of section 544 of the District of Colum-

1 bia Public Assistance Act of 1982 (D.C. Law 4–101; D.C.
2 Code, sec. 3–205.44), and for the payment of the non-
3 Federal share of funds necessary to qualify for grants
4 under subtitle A of title II of the Violent Crime Control
5 and Law Enforcement Act of 1994.

6 SEC. 108. No part of any appropriation contained in
7 this Act shall remain available for obligation beyond the
8 current fiscal year unless expressly so provided herein.

9 SEC. 109. No funds appropriated in this Act for the
10 District of Columbia government for the operation of edu-
11 cational institutions, the compensation of personnel, or for
12 other educational purposes may be used to permit, encour-
13 age, facilitate, or further partisan political activities.
14 Nothing herein is intended to prohibit the availability of
15 school buildings for the use of any community or partisan
16 political group during non-school hours.

17 SEC. 110. None of the funds appropriated in this Act
18 shall be made available to pay the salary of any employee
19 of the District of Columbia government whose name, title,
20 grade, salary, past work experience, and salary history are
21 not available for inspection by the House and Senate Com-
22 mittees on Appropriations, the Subcommittee on the Dis-
23 trict of Columbia of the House Committee on Government
24 Reform, the Subcommittee on Oversight of Government
25 Management, Restructuring and the District of Columbia

1 of the Senate Committee on Governmental Affairs, and
2 the Council of the District of Columbia, or their duly au-
3 thorized representative.

4 SEC. 111. There are appropriated from the applicable
5 funds of the District of Columbia such sums as may be
6 necessary for making payments authorized by the District
7 of Columbia Revenue Recovery Act of 1977 (D.C. Law
8 2–20; D.C. Code, sec. 47–421 et seq.).

9 SEC. 112. No part of this appropriation shall be used
10 for publicity or propaganda purposes or implementation
11 of any policy including boycott designed to support or de-
12 feat legislation pending before Congress or any State legis-
13 lature.

14 SEC. 113. At the start of the fiscal year, the Mayor
15 shall develop an annual plan, by quarter and by project,
16 for capital outlay borrowings: *Provided*, That within a rea-
17 sonable time after the close of each quarter, the Mayor
18 shall report to the Council of the District of Columbia and
19 the Congress the actual borrowings and spending progress
20 compared with projections.

21 SEC. 114. The Mayor shall not borrow any funds for
22 capital projects unless the Mayor has obtained prior ap-
23 proval from the Council of the District of Columbia, by
24 resolution, identifying the projects and amounts to be fi-
25 nanced with such borrowings.

1 SEC. 115. The Mayor shall not expend any moneys
2 borrowed for capital projects for the operating expenses
3 of the District of Columbia government.

4 SEC. 116. None of the funds provided under this Act
5 to the agencies funded by this Act, both Federal and Dis-
6 trict government agencies, that remain available for obli-
7 gation or expenditure in fiscal year 2000, or provided from
8 any accounts in the Treasury of the United States derived
9 by the collection of fees available to the agencies funded
10 by this Act, shall be available for obligation or expenditure
11 for an agency through a reprogramming of funds which:
12 (1) creates new programs; (2) eliminates a program,
13 project, or responsibility center; (3) establishes or changes
14 allocations specifically denied, limited or increased by Con-
15 gress in the Act; (4) increases funds or personnel by any
16 means for any program, project, or responsibility center
17 for which funds have been denied or restricted; (5) rees-
18 tablishes through reprogramming any program or project
19 previously deferred through reprogramming; (6) augments
20 existing programs, projects, or responsibility centers
21 through a reprogramming of funds in excess of
22 \$1,000,000 or 10 percent, whichever is less; or (7) in-
23 creases by 20 percent or more personnel assigned to a spe-
24 cific program, project, or responsibility center; unless the
25 Appropriations Committees of both the Senate and House

1 of Representatives are notified in writing 30 days in ad-
2 vance of any reprogramming as set forth in this section.

3 SEC. 117. None of the Federal funds provided in this
4 Act shall be obligated or expended to provide a personal
5 cook, chauffeur, or other personal servants to any officer
6 or employee of the District of Columbia government.

7 SEC. 118. None of the Federal funds provided in this
8 Act shall be obligated or expended to procure passenger
9 automobiles as defined in the Automobile Fuel Efficiency
10 Act of 1980 (94 Stat. 1824; Public Law 96-425; 15
11 U.S.C. 2001(2)), with an Environmental Protection Agen-
12 cy estimated miles per gallon average of less than 22 miles
13 per gallon: *Provided*, That this section shall not apply to
14 security, emergency rescue, or armored vehicles.

15 SEC. 119. (a) CITY ADMINISTRATOR.—The last sen-
16 tence of section 422(7) of the District of Columbia Home
17 Rule Act (D.C. Code, sec. 1-242(7)) is amended by strik-
18 ing “, not to exceed” and all that follows and inserting
19 a period.

20 (b) BOARD OF DIRECTORS OF REDEVELOPMENT
21 LAND AGENCY.—Section 1108(c)(2)(F) of the District of
22 Columbia Government Comprehensive Merit Personnel
23 Act of 1978 (D.C. Code, sec. 1-612.8(c)(2)(F)) is amend-
24 ed to read as follows:

1 “(F) Redevelopment Land Agency board mem-
2 bers shall be paid per diem compensation at a rate
3 established by the Mayor, except that such rate may
4 not exceed the daily equivalent of the annual rate of
5 basic pay for level 15 of the District Schedule for
6 each day (including travel time) during which they
7 are engaged in the actual performance of their du-
8 ties.”.

9 SEC. 120. Notwithstanding any other provisions of
10 law, the provisions of the District of Columbia Govern-
11 ment Comprehensive Merit Personnel Act of 1978 (D.C.
12 Law 2–139; D.C. Code, sec. 1–601.1 et seq.), enacted pur-
13 suant to section 422(3) of the District of Columbia Home
14 Rule Act (87 Stat. 790; Public Law 93–198; D.C. Code,
15 sec. 1–242(3)), shall apply with respect to the compensa-
16 tion of District of Columbia employees: *Provided*, That for
17 pay purposes, employees of the District of Columbia gov-
18 ernment shall not be subject to the provisions of title 5,
19 United States Code.

20 SEC. 121. No later than 30 days after the end of the
21 first quarter of the fiscal year ending September 30, 2000,
22 the Mayor of the District of Columbia shall submit to the
23 Council of the District of Columbia the new fiscal year
24 2000 revenue estimates as of the end of the first quarter
25 of fiscal year 2000. These estimates shall be used in the

1 budget request for the fiscal year ending September 30,
2 2001. The officially revised estimates at midyear shall be
3 used for the midyear report.

4 SEC. 122. No sole source contract with the District
5 of Columbia government or any agency thereof may be re-
6 newed or extended without opening that contract to the
7 competitive bidding process as set forth in section 303 of
8 the District of Columbia Procurement Practices Act of
9 1985 (D.C. Law 6–85; D.C. Code, sec. 1–1183.3), except
10 that the District of Columbia government or any agency
11 thereof may renew or extend sole source contracts for
12 which competition is not feasible or practical: *Provided*,
13 That the determination as to whether to invoke the com-
14 petitive bidding process has been made in accordance with
15 duly promulgated rules and procedures and said deter-
16 mination has been reviewed and approved by the District
17 of Columbia Financial Responsibility and Management
18 Assistance Authority.

19 SEC. 123. For purposes of the Balanced Budget and
20 Emergency Deficit Control Act of 1985 (99 Stat. 1037;
21 Public Law 99–177), the term “program, project, and ac-
22 tivity” shall be synonymous with and refer specifically to
23 each account appropriating Federal funds in this Act, and
24 any sequestration order shall be applied to each of the ac-
25 counts rather than to the aggregate total of those ac-

1 counts: *Provided*, That sequestration orders shall not be
2 applied to any account that is specifically exempted from
3 sequestration by the Balanced Budget and Emergency
4 Deficit Control Act of 1985.

5 SEC. 124. In the event a sequestration order is issued
6 pursuant to the Balanced Budget and Emergency Deficit
7 Control Act of 1985 (99 Stat. 1037: Public Law 99–177),
8 after the amounts appropriated to the District of Colum-
9 bia for the fiscal year involved have been paid to the Dis-
10 trict of Columbia, the Mayor of the District of Columbia
11 shall pay to the Secretary of the Treasury, within 15 days
12 after receipt of a request therefor from the Secretary of
13 the Treasury, such amounts as are sequestered by the
14 order: *Provided*, That the sequestration percentage speci-
15 fied in the order shall be applied proportionately to each
16 of the Federal appropriation accounts in this Act that are
17 not specifically exempted from sequestration by such Act.

18 SEC. 125. (a) An entity of the District of Columbia
19 government may accept and use a gift or donation during
20 fiscal year 2000 if—

21 (1) the Mayor approves the acceptance and use
22 of the gift or donation: *Provided*, That the Council
23 of the District of Columbia may accept and use gifts
24 without prior approval by the Mayor; and

1 (2) the entity uses the gift or donation to carry
2 out its authorized functions or duties.

3 (b) Each entity of the District of Columbia govern-
4 ment shall keep accurate and detailed records of the ac-
5 ceptance and use of any gift or donation under subsection
6 (a) of this section, and shall make such records available
7 for audit and public inspection.

8 (c) For the purposes of this section, the term “entity
9 of the District of Columbia government” includes an inde-
10 pendent agency of the District of Columbia.

11 (d) This section shall not apply to the District of Co-
12 lumbia Board of Education, which may, pursuant to the
13 laws and regulations of the District of Columbia, accept
14 and use gifts to the public schools without prior approval
15 by the Mayor.

16 SEC. 126. None of the Federal funds provided in this
17 Act may be used by the District of Columbia to provide
18 for salaries, expenses, or other costs associated with the
19 offices of United States Senator or United States Rep-
20 resentative under section 4(d) of the District of Columbia
21 Statehood Constitutional Convention Initiatives of 1979
22 (D.C. Law 3–171; D.C. Code, sec. 1–113(d)).

23 SEC. 127. (a) The University of the District of Co-
24 lumbia shall submit to the Mayor, the District of Columbia
25 Financial Responsibility and Management Assistance Au-

1 thority and the Council of the District of Columbia no
2 later than 15 calendar days after the end of each quarter
3 a report that sets forth—

4 (1) current quarter expenditures and obliga-
5 tions, year-to-date expenditures and obligations, and
6 total fiscal year expenditure projections versus budg-
7 et broken out on the basis of control center, respon-
8 sibility center, and object class, and for all funds,
9 non-appropriated funds, and capital financing;

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

14 (3) a list of all active contracts in excess of
15 \$10,000 annually, which contains the name of each
16 contractor; the budget to which the contract is
17 charged, broken out on the basis of control center
18 and responsibility center, and contract identifying
19 codes used by the University of the District of Co-
20 lumbia; payments made in the last quarter and year-
21 to-date, the total amount of the contract and total
22 payments made for the contract and any modifica-
23 tions, extensions, renewals; and specific modifica-
24 tions made to each contract in the last month;

1 (4) all reprogramming requests and reports
2 that have been made by the University of the Dis-
3 trict of Columbia within the last quarter in compli-
4 ance with applicable law; and

5 (5) changes made in the last quarter to the or-
6 ganizational structure of the University of the Dis-
7 trict of Columbia, displaying previous and current
8 control centers and responsibility centers, the names
9 of the organizational entities that have been
10 changed, the name of the staff member supervising
11 each entity affected, and the reasons for the struc-
12 tural change.

13 (b) The Mayor, the Authority, and the Council shall
14 provide the Congress by February 1, 2000, a summary,
15 analysis, and recommendations on the information pro-
16 vided in the quarterly reports.

17 SEC. 128. Funds authorized or previously appro-
18 priated to the government of the District of Columbia by
19 this or any other Act to procure the necessary hardware
20 and installation of new software, conversion, testing, and
21 training to improve or replace its financial management
22 system are also available for the acquisition of accounting
23 and financial management services and the leasing of nec-
24 essary hardware, software or any other related goods or

1 services, as determined by the District of Columbia Finan-
2 cial Responsibility and Management Assistance Authority.

3 SEC. 129. None of the funds contained in this Act
4 may be made available to pay the fees of an attorney who
5 represents a party who prevails in an action, including an
6 administrative proceeding, brought against the District of
7 Columbia Public Schools under the Individuals with Dis-
8 abilities Education Act (20 U.S.C. 1400 et seq.) if—

9 (1) the hourly rate of compensation of the at-
10 torney exceeds 120% of the hourly rate of com-
11 pensation under section 11–2604(a), District of Co-
12 lumbia Code; or

13 (2) the maximum amount of compensation of
14 the attorney exceeds 120% of the maximum amount
15 of compensation under section 11–2604(b)(1), Dis-
16 trict of Columbia Code, except that compensation
17 and reimbursement in excess of such maximum may
18 be approved for extended or complex representation
19 in accordance with section 11–2604(c), District of
20 Columbia Code.

21 SEC. 130. None of the funds appropriated under this
22 Act shall be expended for any abortion except where the
23 life of the mother would be endangered if the fetus were
24 carried to term or where the pregnancy is the result of
25 an act of rape or incest.

1 SEC. 131. None of the funds made available in this
2 Act may be used to implement or enforce the Health Care
3 Benefits Expansion Act of 1992 (D.C. Law 9–114; D.C.
4 Code, sec. 36–1401 et seq.) or to otherwise implement or
5 enforce any system of registration of unmarried, cohab-
6 iting couples (whether homosexual, heterosexual, or les-
7 bian), including but not limited to registration for the pur-
8 pose of extending employment, health, or governmental
9 benefits to such couples on the same basis that such bene-
10 fits are extended to legally married couples.

11 SEC. 132. The Superintendent of the District of Co-
12 lumbia Public Schools shall submit to the Congress, the
13 Mayor, the District of Columbia Financial Responsibility
14 and Management Assistance Authority, and the Council
15 of the District of Columbia no later than 15 calendar days
16 after the end of each quarter a report that sets forth—

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

23 (2) a list of each account for which spending is
24 frozen and the amount of funds frozen, broken out
25 by control center, responsibility center, detailed ob-

1 ject, and agency reporting code, and for all funding
2 sources;

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

15 (4) all reprogramming requests and reports
16 that are required to be, and have been, submitted to
17 the Board of Education; and

18 (5) changes made in the last quarter to the or-
19 ganizational structure of the District of Columbia
20 Public Schools, displaying previous and current con-
21 trol centers and responsibility centers, the names of
22 the organizational entities that have been changed,
23 the name of the staff member supervising each enti-
24 ty affected, and the reasons for the structural
25 change.

1 SEC. 133. (a) IN GENERAL.—The Superintendent of
2 the District of Columbia Public Schools and the University
3 of the District of Columbia shall annually compile an accu-
4 rate and verifiable report on the positions and employees
5 in the public school system and the university, respec-
6 tively. The annual report shall set forth—

7 (1) the number of validated schedule A posi-
8 tions in the District of Columbia public schools and
9 the University of the District of Columbia for fiscal
10 year 1999, fiscal year 2000, and thereafter on full-
11 time equivalent basis, including a compilation of all
12 positions by control center, responsibility center,
13 funding source, position type, position title, pay
14 plan, grade, and annual salary; and

15 (2) a compilation of all employees in the Dis-
16 trict of Columbia public schools and the University
17 of the District of Columbia as of the preceding De-
18 cember 31, verified as to its accuracy in accordance
19 with the functions that each employee actually per-
20 forms, by control center, responsibility center, agen-
21 cy reporting code, program (including funding
22 source), activity, location for accounting purposes,
23 job title, grade and classification, annual salary, and
24 position control number.

1 (b) SUBMISSION.—The annual report required by
2 subsection (a) of this section shall be submitted to the
3 Congress, the Mayor, the District of Columbia Council,
4 the Consensus Commission, and the Authority, not later
5 than February 15 of each year.

6 SEC. 134. (a) No later than November 1, 1999, or
7 within 30 calendar days after the date of the enactment
8 of this Act, whichever occurs later, and each succeeding
9 year, the Superintendent of the District of Columbia Pub-
10 lic Schools and the University of the District of Columbia
11 shall submit to the appropriate congressional committees,
12 the Mayor, the District of Columbia Council, the Con-
13 sensus Commission, and the District of Columbia Finan-
14 cial Responsibility and Management Assistance Authority,
15 a revised appropriated funds operating budget for the pub-
16 lic school system and the University of the District of Co-
17 lumbia for such fiscal year that is in the total amount
18 of the approved appropriation and that realigns budgeted
19 data for personal services and other-than-personal serv-
20 ices, respectively, with anticipated actual expenditures.

21 (b) The revised budget required by subsection (a) of
22 this section shall be submitted in the format of the budget
23 that the Superintendent of the District of Columbia Public
24 Schools and the University of the District of Columbia
25 submit to the Mayor of the District of Columbia for inclu-

1 sion in the Mayor's budget submission to the Council of
2 the District of Columbia pursuant to section 442 of the
3 District of Columbia Home Rule Act (Public Law 93-198;
4 D.C. Code, sec. 47-301).

5 SEC. 135. The District of Columbia Financial Re-
6 sponsibility and Management Assistance Authority, acting
7 on behalf of the District of Columbia Public Schools
8 [DCPS] in formulating the DCPS budget, the Board of
9 Trustees of the University of the District of Columbia, the
10 Board of Library Trustees, and the Board of Governors
11 of the University of the District of Columbia School of
12 Law shall vote on and approve the respective annual or
13 revised budgets for such entities before submission to the
14 Mayor of the District of Columbia for inclusion in the
15 Mayor's budget submission to the Council of the District
16 of Columbia in accordance with section 442 of the District
17 of Columbia Home Rule Act (Public Law 93-198; D.C.
18 Code, sec. 47-301), or before submitting their respective
19 budgets directly to the Council.

20 SEC. 136. (a) CEILING ON TOTAL OPERATING EX-
21 PENSES.—

22 (1) IN GENERAL.—Notwithstanding any other
23 provision of law, the total amount appropriated in
24 this Act for operating expenses for the District of
25 Columbia for fiscal year 2000 under the caption

1 “Division of Expenses” shall not exceed the lesser
2 of—

3 (A) the sum of the total revenues of the
4 District of Columbia for such fiscal year; or

5 (B) \$5,515,379,000 (of which
6 \$152,753,000 shall be from intra-District funds
7 and \$3,113,854,000 shall be from local funds),
8 which amount may be increased by the fol-
9 lowing:

10 (i) proceeds of one-time transactions,
11 which are expended for emergency or un-
12 anticipated operating or capital needs ap-
13 proved by the District of Columbia Finan-
14 cial Responsibility and Management As-
15 sistance Authority; or

16 (ii) after notification to the Council,
17 additional expenditures which the Chief Fi-
18 nancial Officer of the District of Columbia
19 certifies will produce additional revenues
20 during such fiscal year at least equal to
21 200 percent of such additional expendi-
22 tures, and that are approved by the Au-
23 thority.

24 (2) ENFORCEMENT.—The Chief Financial Offi-
25 cer of the District of Columbia and the Authority

1 shall take such steps as are necessary to assure that
2 the District of Columbia meets the requirements of
3 this section, including the apportioning by the Chief
4 Financial Officer of the appropriations and funds
5 made available to the District during fiscal year
6 2000, except that the Chief Financial Officer may
7 not reprogram for operating expenses any funds de-
8 rived from bonds, notes, or other obligations issued
9 for capital projects.

10 (b) ACCEPTANCE AND USE OF GRANTS NOT IN-
11 CLUDED IN CEILING.—

12 (1) IN GENERAL.—Notwithstanding subsection
13 (a), the Mayor, in consultation with the Chief Finan-
14 cial Officer, during a control year, as defined in sec-
15 tion 305(4) of the District of Columbia Financial
16 Responsibility and Management Assistance Act of
17 1995 (Public Law 104–8; 109 Stat. 152), may ac-
18 cept, obligate, and expend Federal, private, and
19 other grants received by the District government
20 that are not reflected in the amounts appropriated
21 in this Act.

22 (2) REQUIREMENT OF CHIEF FINANCIAL OFFI-
23 CER REPORT AND AUTHORITY APPROVAL.—No such
24 Federal, private, or other grant may be accepted, ob-

1 ligated, or expended pursuant to paragraph (1)
2 until—

3 (A) the Chief Financial Officer of the Dis-
4 trict of Columbia submits to the Authority a re-
5 port setting forth detailed information regard-
6 ing such grant; and

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

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

22 (4) QUARTERLY REPORTS.—The Chief Finan-
23 cial Officer of the District of Columbia shall prepare
24 a quarterly report setting forth detailed information
25 regarding all Federal, private, and other grants sub-

1 ject to this subsection. Each such report shall be
2 submitted to the Council of the District of Columbia,
3 and to the Committees on Appropriations of the
4 House of Representatives and the Senate, not later
5 than 15 days after the end of the quarter covered
6 by the report.

7 (c) REPORT ON EXPENDITURES BY FINANCIAL RE-
8 SPONSIBILITY AND MANAGEMENT ASSISTANCE AUTHOR-
9 ITY.—Not later than 20 calendar days after the end of
10 each fiscal quarter starting October 1, 1999, the Authority
11 shall submit a report to the Committees on Appropriations
12 of the House of Representatives and the Senate, the Com-
13 mittee on Government Reform of the House, and the Com-
14 mittee on Governmental Affairs of the Senate providing
15 an itemized accounting of all non-appropriated funds obli-
16 gated or expended by the Authority for the quarter. The
17 report shall include information on the date, amount, pur-
18 pose, and vendor name, and a description of the services
19 or goods provided with respect to the expenditures of such
20 funds.

21 SEC. 137. If a department or agency of the govern-
22 ment of the District of Columbia is under the administra-
23 tion of a court-appointed receiver or other court-appointed
24 official during fiscal year 2000 or any succeeding fiscal
25 year, the receiver or official shall prepare and submit to

1 the Mayor, for inclusion in the annual budget of the Dis-
2 trict of Columbia for the year, annual estimates of the
3 expenditures and appropriations necessary for the mainte-
4 nance and operation of the department or agency. All such
5 estimates shall be forwarded by the Mayor to the Council,
6 for its action pursuant to sections 446 and 603(c) of the
7 District of Columbia Home Rule Act, without revision but
8 subject to the Mayor's recommendations. Notwithstanding
9 any provision of the District of Columbia Home Rule Act
10 (87 Stat. 774; Public Law 93-198) the Council may com-
11 ment or make recommendations concerning such annual
12 estimates but shall have no authority under such Act to
13 revise such estimates.

14 SEC. 138. (a) Notwithstanding any other provision
15 of law, rule, or regulation, an employee of the District of
16 Columbia public schools shall be—

17 (1) classified as an Educational Service em-
18 ployee;

19 (2) placed under the personnel authority of the
20 Board of Education; and

21 (3) subject to all Board of Education rules.

22 (b) School-based personnel shall constitute a separate
23 competitive area from nonschool-based personnel who shall
24 not compete with school-based personnel for retention pur-
25 poses.

1 SEC. 139. (a) RESTRICTIONS ON USE OF OFFICIAL
2 VEHICLES.—Except as otherwise provided in this section,
3 none of the funds made available by this Act or by any
4 other Act may be used to provide any officer or employee
5 of the District of Columbia with an official vehicle unless
6 the officer or employee uses the vehicle only in the per-
7 formance of the officer’s or employee’s official duties. For
8 purposes of this paragraph, the term “official duties” does
9 not include travel between the officer’s or employee’s resi-
10 dence and workplace (except: (1) in the case of an officer
11 or employee of the Metropolitan Police Department who
12 resides in the District of Columbia or is otherwise des-
13 igned by the Chief of the Department; (2) at the discre-
14 tion of the Fire Chief, an officer or employee of the Dis-
15 trict of Columbia Fire and Emergency Medical Services
16 Department who resides in the District of Columbia and
17 is on call 24 hours a day; (3) the Mayor of the District
18 of Columbia; and (4) the Chairman of the Council of the
19 District of Columbia).

20 (b) INVENTORY OF VEHICLES.—The Chief Financial
21 Officer of the District of Columbia shall submit, by No-
22 vember 15, 1999, an inventory, as of September 30, 1999,
23 of all vehicles owned, leased or operated by the District
24 of Columbia government. The inventory shall include, but
25 not be limited to, the department to which the vehicle is

1 assigned; the year and make of the vehicle; the acquisition
2 date and cost; the general condition of the vehicle; annual
3 operating and maintenance costs; current mileage; and
4 whether the vehicle is allowed to be taken home by a Dis-
5 trict officer or employee and if so, the officer or employee's
6 title and resident location.

7 SEC. 140. (a) SOURCE OF PAYMENT FOR EMPLOY-
8 EES DETAILED WITHIN GOVERNMENT.—For purposes of
9 determining the amount of funds expended by any entity
10 within the District of Columbia government during fiscal
11 year 2000 and each succeeding fiscal year, any expendi-
12 tures of the District government attributable to any officer
13 or employee of the District government who provides serv-
14 ices which are within the authority and jurisdiction of the
15 entity (including any portion of the compensation paid to
16 the officer or employee attributable to the time spent in
17 providing such services) shall be treated as expenditures
18 made from the entity's budget, without regard to whether
19 the officer or employee is assigned to the entity or other-
20 wise treated as an officer or employee of the entity.

21 (b) MODIFICATION OF REDUCTION IN FORCE PROCE-
22 DURES.—The District of Columbia Government Com-
23 prehensive Merit Personnel Act of 1978 (D.C. Code, sec.
24 1-601.1 et seq.), is further amended in section 2408(a)
25 by deleting "1999" and inserting, "2000"; in subsection

1 (b), by deleting “1999” and inserting “2000”; in sub-
2 section (i), by deleting “1999” and inserting, “2000”; and
3 in subsection (k), by deleting “1999” and inserting,
4 “2000”.

5 SEC. 141. Notwithstanding any other provision of
6 law, not later than 120 days after the date that a District
7 of Columbia Public Schools [DCPS] student is referred
8 for evaluation or assessment—

9 (1) the District of Columbia Board of Edu-
10 cation, or its successor, and DCPS shall assess or
11 evaluate a student who may have a disability and
12 who may require special education services; and

13 (2) if a student is classified as having a dis-
14 ability, as defined in section 101(a)(1) of the Indi-
15 viduals with Disabilities Education Act (84 Stat.
16 175; 20 U.S.C. 1401(a)(1)) or in section 7(8) of the
17 Rehabilitation Act of 1973 (87 Stat. 359; 29 U.S.C.
18 706(8)), the Board and DCPS shall place that stu-
19 dent in an appropriate program of special education
20 services.

21 SEC. 142. (a) COMPLIANCE WITH BUY AMERICAN
22 ACT.—None of the funds made available in this Act may
23 be expended by an entity unless the entity agrees that in
24 expending the funds the entity will comply with the Buy
25 American Act (41 U.S.C. 10a–10c).

1 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
2 GARDING NOTICE.—

3 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
4 AND PRODUCTS.—In the case of any equipment or
5 product that may be authorized to be purchased
6 with financial assistance provided using funds made
7 available in this Act, it is the sense of the Congress
8 that entities receiving the assistance should, in ex-
9 pending the assistance, purchase only American-
10 made equipment and products to the greatest extent
11 practicable.

12 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
13 In providing financial assistance using funds made
14 available in this Act, the head of each agency of the
15 Federal or District of Columbia government shall
16 provide to each recipient of the assistance a notice
17 describing the statement made in paragraph (1) by
18 the Congress.

19 (c) PROHIBITION OF CONTRACTS WITH PERSONS
20 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
21 If it has been finally determined by a court or Federal
22 agency that any person intentionally affixed a label bear-
23 ing a “Made in America” inscription, or any inscription
24 with the same meaning, to any product sold in or shipped
25 to the United States that is not made in the United

1 States, the person shall be ineligible to receive any con-
2 tract or subcontract made with funds made available in
3 this Act, pursuant to the debarment, suspension, and ineli-
4 gibility procedures described in sections 9.400 through
5 9.409 of title 48, Code of Federal Regulations.

6 SEC. 143. None of the funds contained in this Act
7 may be used for purposes of the annual independent audit
8 of the District of Columbia government (including the Dis-
9 trict of Columbia Financial Responsibility and Manage-
10 ment Assistance Authority) for fiscal year 2000 unless—

11 (1) the audit is conducted by the Inspector
12 General of the District of Columbia pursuant to sec-
13 tion 208(a)(4) of the District of Columbia Procure-
14 ment Practices Act of 1985 (D.C. Code, sec. 1–
15 1182.8(a)(4)); and

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

20 SEC. 144. Nothing in this Act shall be construed to
21 authorize any office, agency or entity to expend funds for
22 programs or functions for which a reorganization plan is
23 required but has not been approved by the District of Co-
24 lumbia Financial Responsibility and Management Assist-
25 ance Authority. Appropriations made by this Act for such

1 programs or functions are conditioned only on the ap-
2 proval by the Authority of the required reorganization
3 plans.

4 SEC. 145. Notwithstanding any other provision of
5 law, rule, or regulation, the evaluation process and instru-
6 ments for evaluating District of Columbia Public School
7 employees shall be a non-negotiable item for collective bar-
8 gaining purposes.

9 SEC. 146. None of the funds contained in this Act
10 may be used by the District of Columbia Corporation
11 Counsel or any other officer or entity of the District gov-
12 ernment to provide assistance for any petition drive or civil
13 action which seeks to require Congress to provide for vot-
14 ing representation in Congress for the District of Colum-
15 bia.

16 SEC. 147. None of the funds contained in this Act
17 may be used to transfer or confine inmates classified above
18 the medium security level, as defined by the Federal Bu-
19 reau of Prisons classification instrument, to the Northeast
20 Ohio Correctional Center located in Youngstown, Ohio.

21 SEC. 148. (a) Section 202(i) of the District of Colum-
22 bia Financial Responsibility and Management Assistance
23 Act of 1995 (Public Law 104–8), as added by Section 155
24 of the District of Columbia Appropriations Act, 1999, is
25 amended to read as follows:

1 “(j) RESERVE.—

2 “(1) IN GENERAL.—Beginning with fiscal year
3 2000, the plan or budget submitted pursuant to this
4 Act shall contain \$150,000,000 for a reserve to be
5 established by the Mayor, Council of the District of
6 Columbia, Chief Financial Officer for the District of
7 Columbia, and the District of Columbia Financial
8 Responsibility and Management Assistance Author-
9 ity.

10 “(2) CONDITIONS ON USE.—The reserve
11 funds—

12 “(A) shall only be expended according to
13 criteria established by the Chief Financial Offi-
14 cer and approved by the Mayor, Council of the
15 District of Columbia, and District of Columbia
16 Financial Responsibility and Management As-
17 sistance Authority, but, in no case may any of
18 the reserve funds be expended until any other
19 surplus funds have been used;

20 “(B) shall not be used to fund the agencies
21 of the District of Columbia government under
22 court ordered receivership; and

23 “(C) shall not be used to fund shortfalls in
24 the projected reductions budgeted in the budget
25 proposed by the District of Columbia govern-

1 ment for general supply schedule savings and
2 management reform savings.

3 “(3) REPORT REQUIREMENT.—The Authority
4 shall notify the Appropriations Committees of both
5 the Senate and House of Representatives in writing
6 30 days in advance of any expenditure of the reserve
7 funds.”.

8 (b) Section 202 of such act (Public Law 104–8), as
9 amended by subsection (a), is amended by adding at the
10 end the following:

11 “(k) POSITIVE FUND BALANCE.—

12 “(1) IN GENERAL.—The District of Columbia
13 shall maintain at the end of a fiscal year an annual
14 positive fund balance in the general fund of not less
15 than 4 percent of the projected general fund expend-
16 itures for the following fiscal year.

17 “(2) EXCESS FUNDS.—Of funds remaining in
18 excess of the amounts required by paragraph (1)—

19 “(A) not more than 50 percent may be
20 used for authorized non-recurring expenses; and

21 “(B) not less than 50 percent shall be used
22 to reduce the debt of the District of Colum-
23 bia.”.

24 SEC. 149. (a) No later than November 1, 1999, or
25 within 30 calendar days after the date of the enactment

1 of this Act, whichever occurs later, the Chief Financial Of-
2 ficer of the District of Columbia shall submit to the appro-
3 priate committees of Congress, the Mayor, and the Dis-
4 trict of Columbia Financial Responsibility and Manage-
5 ment Assistance Authority a revised appropriated funds
6 operating budget for all agencies of the District of Colum-
7 bia government for such fiscal year that is in the total
8 amount of the approved appropriation and that realigns
9 budgeted data for personal services and other-than-per-
10 sonal-services, respectively, with anticipated actual ex-
11 penditures.

12 (b) The revised budget required by subsection (a) of
13 this section shall be submitted in the format of the budget
14 that the District of Columbia government submitted pur-
15 suant to section 442 of the District of Columbia Home
16 Rule Act (Public Law 93–198; D.C. Code, sec. 47–301).

17 SEC. 150. None of the funds contained in this Act
18 may be used for any program of distributing sterile nee-
19 dles or syringes for the hypodermic injection of any illegal
20 drug, or for any payment to any individual or entity who
21 carries out any such program.

22 SEC. 151. (a) RESTRICTIONS.—None of the funds
23 contained in this Act may be used to make rental pay-
24 ments under a lease for the use of real property by the

1 District of Columbia government (including any inde-
2 pendent agency of the District) unless—

3 (1) the lease and an abstract of the lease have
4 been filed with the central office of the Deputy
5 Mayor for Economic Development; and

6 (2)(A) the District of Columbia government oc-
7 cupies the property during the period of time cov-
8 ered by the rental payment; or

9 (B) within 60 days of the enactment of this Act
10 the Mayor certifies to Congress and the landlord
11 that occupancy is impracticable and submits with
12 the certification a plan to terminate or renegotiate
13 the lease or rental agreement; or

14 (C) within 60 days of the enactment of this Act
15 the Council certifies to Congress and the landlord
16 that occupancy is impracticable and submits with
17 the certification a plan to terminate or renegotiate
18 the lease or rental agreement.

19 (b) UNOCCUPIED PROPERTY.—After 120 days from
20 the date of the enactment of this Act, none of the funds
21 contained in this Act may be used to make rental pay-
22 ments for property described in subsections (a)(2)(B) or
23 (a)(2)(C) of this section.

24 (c) SEMI-ANNUAL REPORTS BY MAYOR.—Not later
25 than 20 days after the end of each 6-month period that

1 begins on October 1, 1999, the Mayor of the District of
2 Columbia shall submit a report to the Committees on Ap-
3 propriations of the House of Representatives and the Sen-
4 ate listing the leases for the use of real property by the
5 District of Columbia government that were in effect dur-
6 ing the 6-month period, and including for each such lease
7 the location of the property, the name of any person with
8 any ownership interest in the property, the rate of pay-
9 ment, the period of time covered by the lease, and the con-
10 ditions under which the lease may be terminated.

11 SEC. 152. None of the funds contained in this Act
12 or the District of Columbia Appropriations Act, 1999, may
13 be used to enter into a lease on or after the date of the
14 enactment of this Act (or to make rental payments under
15 such a lease) for the use of real property by the District
16 of Columbia government (including any independent agen-
17 cy of the District) or to purchase real property for the
18 use of the District of Columbia government (including any
19 independent agency of the District) or to manage real
20 property for the use of the District of Columbia (including
21 any independent agency of the District) unless—

22 (1) the Mayor and Council certify to the Com-
23 mittees on Appropriations of the House of Rep-
24 resentatives and the Senate that existing real prop-
25 erty available to the District (whether leased or

1 owned by the District government) is not suitable
2 for the purposes intended;

3 (2) notwithstanding any other provisions of law,
4 there is made available for sale or lease all property
5 of the District of Columbia which the Mayor and
6 Council from time to time determine is surplus to
7 the needs of the District of Columbia;

8 (3) the Mayor and Council implement a pro-
9 gram for the periodic survey of all District property
10 to determine if it is surplus to the needs of the Dis-
11 trict; and

12 (4) the Mayor and Council within 60 days of
13 the date of the enactment of this Act has filed a re-
14 port with the appropriations and authorizing com-
15 mittees of the House and Senate providing a com-
16 prehensive plan for the management of District of
17 Columbia real property assets and is proceeding with
18 the implementation of the plan.

19 SEC. 153. Section 603(e)(2)(B) of the Student Loan
20 Marketing Association Reorganization Act of 1996 (Public
21 Law 104–208; 110 Stat. 3009–293) is amended—

22 (1) by inserting “and public charter” after
23 “public”; and

24 (2) by adding at the end the following: “Of
25 such amounts and proceeds, \$5,000,000 shall be set

1 aside for use as a credit enhancement fund for pub-
2 lic charter schools in the District of Columbia, with
3 the administration of the fund (including the making
4 of loans) to be carried out by the Mayor through a
5 committee consisting of 3 individuals appointed by
6 the Mayor of the District of Columbia and 2 individ-
7 uals appointed by the Public Charter School Board
8 established under section 2214 of the District of Co-
9 lumbia School Reform Act of 1995.”.

10 SEC. 154. The Mayor, District of Columbia Financial
11 Responsibility and Management Assistance Authority, and
12 the Superintendent of Schools shall implement a process
13 to dispose of excess public school real property within 90
14 days of the enactment of this Act.

15 SEC. 155. Section 2003 of the District of Columbia
16 School Reform Act of 1995 (Public Law 104–134; D.C.
17 Code, sec. 31–2851) is amended by striking “during the
18 period” and “and ending 5 years after such date.”.

19 SEC. 156. Section 2206(c) of the District of Columbia
20 School Reform Act of 1995 (Public Law 104–134; D.C.
21 Code, sec. 31–2853.16(c)) is amended by adding at the
22 end the following: “, except that a preference in admission
23 may be given to an applicant who is a sibling of a student
24 already attending or selected for admission to the public

1 charter school in which the applicant is seeking enroll-
2 ment.”

3 SEC. 157. (a) TRANSFER OF FUNDS.—There is here-
4 by transferred from the District of Columbia Financial
5 Responsibility and Management Assistance Authority
6 (hereafter referred to as the “Authority”) to the District
7 of Columbia the sum of \$18,000,000 for severance pay-
8 ments to individuals separated from employment during
9 fiscal year 2000 (under such terms and conditions as the
10 Mayor considers appropriate), expanded contracting au-
11 thority of the Mayor, and the implementation of a system
12 of managed competition among public and private pro-
13 viders of goods and services by and on behalf of the Dis-
14 trict of Columbia: *Provided*, That such funds shall be used
15 only in accordance with a plan agreed to by the Council
16 and the Mayor and approved by the Committees on Appro-
17 priations of the House of Representatives and the Senate:
18 *Provided further*, That the Authority and the Mayor shall
19 coordinate the spending of funds for this program so that
20 continuous progress is made. The Authority shall release
21 said funds, on a quarterly basis, to reimburse such ex-
22 penses, so long as the Authority certifies that the expenses
23 reduce re-occurring future costs at an annual ratio of at
24 least 2 to 1 relative to the funds provided, and that the

1 program is in accordance with the best practices of munic-
2 ipal government.

3 (b) SOURCE OF FUNDS.—The amount transferred
4 under subsection (a) shall be derived from interest earned
5 on accounts held by the Authority on behalf of the District
6 of Columbia.

7 SEC. 158. (a) IN GENERAL.—The District of Colum-
8 bia Financial Responsibility and Management Assistance
9 Authority (hereafter referred to as the “Authority”),
10 working with the Commonwealth of Virginia and the Di-
11 rector of the National Park Service, shall carry out a
12 project to complete all design requirements and all re-
13 quirements for compliance with the National Environ-
14 mental Policy Act for the construction of expanded lane
15 capacity for the Fourteenth Street Bridge.

16 (b) SOURCE OF FUNDS; TRANSFER.—For purposes
17 of carrying out the project under subsection (a), there is
18 hereby transferred to the Authority from the District of
19 Columbia dedicated highway fund established pursuant to
20 section 3(a) of the District of Columbia Emergency High-
21 way Relief Act (Public Law 104–21; D.C. Code, sec. 7–
22 134.2(a)) an amount not to exceed \$5,000,000.

23 SEC. 159. (a) IN GENERAL.—The Mayor of the Dis-
24 trict of Columbia shall carry out through the Army Corps

1 of Engineers, an Anacostia River environmental cleanup
2 program.

3 (b) SOURCE OF FUNDS.—There are hereby trans-
4 ferred to the Mayor from the escrow account held by the
5 District of Columbia Financial Responsibility and Man-
6 agement Assistance Authority pursuant to section 134 of
7 division A of the Omnibus Consolidated and Emergency
8 Supplemental Appropriations Act, 1999 (Public Law 105–
9 277; 112 Stat. 2681–552), for infrastructure needs of the
10 District of Columbia, \$5,000,000.

11 SEC. 160. (a) PROHIBITING PAYMENT OF ADMINIS-
12 TRATIVE COSTS FROM FUND.—Section 16(e) of the Vic-
13 tims of Violent Crime Compensation Act of 1996 (D.C.
14 Code, sec. 3–435(e)) is amended—

15 (1) by striking “and administrative costs nec-
16 essary to carry out this chapter”; and

17 (2) by striking the period at the end and insert-
18 ing the following: “, and no monies in the Fund may
19 be used for any other purpose.”.

20 (b) MAINTENANCE OF FUND IN TREASURY OF THE
21 UNITED STATES.—

22 (1) IN GENERAL.—Section 16(a) of such Act
23 (D.C. Code, sec. 3–435(a)) is amended by striking
24 the second sentence and inserting the following:
25 “The Fund shall be maintained as a separate fund

1 in the Treasury of the United States. All amounts
2 deposited to the credit of the Fund are appropriated
3 without fiscal year limitation to make payments as
4 authorized under subsection (e).”.

5 (2) CONFORMING AMENDMENT.—Section 16 of
6 such Act (D.C. Code, sec. 3–435) is amended by
7 striking subsection (d).

8 (c) DEPOSIT OF OTHER FEES AND RECEIPTS INTO
9 FUND.—Section 16(c) of such Act (D.C. Code, sec. 3–
10 435(c)) is amended by inserting after “1997,” the second
11 place it appears the following: “any other fines, fees, pen-
12 alties, or assessments that the Court determines necessary
13 to carry out the purposes of the Fund,”.

14 (d) ANNUAL TRANSFER OF UNOBLIGATED BAL-
15 ANCES TO MISCELLANEOUS RECEIPTS OF TREASURY.—
16 Section 16 of such Act (D.C. Code, sec. 3–435), as amend-
17 ed by subsection (b)(2), is amended by inserting after sub-
18 section (c) the following new subsection:

19 “(d) Any unobligated balance existing in the Fund
20 in excess of \$250,000 as of the end of each fiscal year
21 (beginning with fiscal year 2000) shall be transferred to
22 miscellaneous receipts of the Treasury of the United
23 States not later than 30 days after the end of the fiscal
24 year.”.

1 (e) RATIFICATION OF PAYMENTS AND DEPOSITS.—
2 Any payments made from or deposits made to the Crime
3 Victims Compensation Fund on or after April 9, 1997 are
4 hereby ratified, to the extent such payments and deposits
5 are authorized under the Victims of Violent Crime Com-
6 pensation Act of 1996 (D.C. Code, sec. 3-421 et seq.),
7 as amended by this section.

8 SEC. 161. CERTIFICATION.—None of the funds con-
9 tained in this Act may be used after the expiration of the
10 60-day period that begins on the date of the enactment
11 of this Act to pay the salary of any chief financial officer
12 of any office of the District of Columbia government (in-
13 cluding any independent agency of the District) who has
14 not filed a certification with the Mayor and the Chief Fi-
15 nancial Officer of the District of Columbia that the officer
16 understands the duties and restrictions applicable to the
17 officer and their agency as a result of this Act.

18 SEC. 162. The proposed budget of the government
19 of the District of Columbia for fiscal year 2001 that is
20 submitted by the District to Congress shall specify poten-
21 tial adjustments that might become necessary in the event
22 that the management savings achieved by the District dur-
23 ing the year do not meet the level of management savings
24 projected by the District under the proposed budget.

1 SEC. 163. In submitting any document showing the
2 budget for an office of the District of Columbia govern-
3 ment (including an independent agency of the District)
4 that contains a category of activities labeled as “other”,
5 “miscellaneous”, or a similar general, nondescriptive term,
6 the document shall include a description of the types of
7 activities covered in the category and a detailed breakdown
8 of the amount allocated for each such activity.

9 SEC. 164. (a) AUTHORIZING CORPS OF ENGINEERS
10 TO PERFORM REPAIRS AND IMPROVEMENTS.—In using
11 the funds made available under this Act for carrying out
12 improvements to the Southwest Waterfront in the District
13 of Columbia (including upgrading marina dock pilings and
14 paving and restoring walkways in the marina and fish
15 market areas) for the portions of Federal property in the
16 Southwest quadrant of the District of Columbia within
17 Lots 847 and 848, a portion of Lot 846, and the
18 unassessed Federal real property adjacent to Lot 848 in
19 Square 473, any entity of the District of Columbia govern-
20 ment (including the District of Columbia Financial Re-
21 sponsibility and Management Assistance Authority or its
22 designee) may place orders for engineering and construc-
23 tion and related services with the Chief of Engineers of
24 the United States Army Corps of Engineers. The Chief
25 of Engineers may accept such orders on a reimbursable

1 basis and may provide any part of such services by con-
2 tract. In providing such services, the Chief of Engineers
3 shall follow the Federal Acquisition Regulations and the
4 implementing Department of Defense regulations.

5 (b) TIMING FOR AVAILABILITY OF FUNDS UNDER
6 1999 ACT.—

7 (1) IN GENERAL.—The District of Columbia
8 Appropriations Act, 1999 (Public Law 105–277;
9 112 Stat. 2681–124) is amended in the item relat-
10 ing to “FEDERAL FUNDS—FEDERAL PAYMENT
11 FOR WATERFRONT IMPROVEMENTS”—

12 (A) by striking “existing lessees” the first
13 place it appears and inserting “existing lessees
14 of the Marina”; and

15 (B) by striking “the existing lessees” the
16 second place it appears and inserting “such les-
17 sees”.

18 (2) EFFECTIVE DATE.—This subsection shall
19 take effect as if included in the District of Columbia
20 Appropriations Act, 1999.

21 (c) ADDITIONAL FUNDING FOR IMPROVEMENTS CAR-
22 RIED OUT THROUGH CORPS OF ENGINEERS.—

23 (1) IN GENERAL.—There is hereby transferred
24 from the District of Columbia Financial Responsi-
25 bility and Management Assistance Authority to the

1 Mayor the sum of \$3,000,000 for carrying out the
2 improvements described in subsection (a) through
3 the Chief of Engineers of the United States Army
4 Corps of Engineers.

5 (2) SOURCE OF FUNDS.—The funds transferred
6 under paragraph (1) shall be derived from the es-
7 crow account held by the District of Columbia Fi-
8 nancial Responsibility and Management Assistance
9 Authority pursuant to section 134 of division A of
10 the Omnibus Consolidated and Emergency Supple-
11 mental Appropriations Act, 1999 (Public Law 105–
12 277; 112 Stat. 2681–552), for infrastructure needs
13 of the District of Columbia.

14 (d) QUARTERLY REPORTS ON PROJECT.—The Mayor
15 shall submit reports to the Committee on Appropriations
16 of the House of Representatives and the Committee on
17 Appropriations of the Senate on the status of the improve-
18 ments described in subsection (a) for each calendar quar-
19 ter occurring until the improvements are completed.

20 SEC. 165. It is the sense of the Congress that the
21 District of Columbia should not impose or take into con-
22 sideration any height, square footage, set-back, or other
23 construction or zoning requirements in authorizing the
24 issuance of industrial revenue bonds for a project of the
25 American National Red Cross at 2025 E Street North-

1 west, Washington, D.C., in as much as this project is sub-
2 ject to approval of the National Capital Planning Commis-
3 sion and the Commission of Fine Arts pursuant to section
4 11 of the joint resolution entitled “Joint Resolution to
5 grant authority for the erection of a permanent building
6 for the American National Red Cross, District of Colum-
7 bia Chapter, Washington, District of Columbia”, approved
8 July 1, 1947 (Public Law 100–637; 36 U.S.C. 300108
9 note).

10 SEC. 166. (a) PERMITTING COURT SERVICES AND
11 OFFENDER SUPERVISION AGENCY TO CARRY OUT SEX
12 OFFENDER REGISTRATION.—Section 11233(c) of the Na-
13 tional Capital Revitalization and Self-Government Im-
14 provement Act of 1997 (D.C. Code, sec. 24–1233(c)) is
15 amended by adding at the end the following new para-
16 graph:

17 “(5) SEX OFFENDER REGISTRATION.—The
18 Agency shall carry out sex offender registration
19 functions in the District of Columbia, and shall have
20 the authority to exercise all powers and functions re-
21 lating to sex offender registration that are granted
22 to the Agency under any District of Columbia law.”.

23 (b) AUTHORITY DURING TRANSITION TO FULL OP-
24 ERATION OF AGENCY.—

1 (1) AUTHORITY OF PRETRIAL SERVICES, PA-
2 ROLE, ADULT PROBATION AND OFFENDER SUPER-
3 VISION TRUSTEE.—Notwithstanding section
4 11232(b)(1) of the National Capital Revitalization
5 and Self-Government Improvement Act of 1997
6 (D.C. Code, sec. 24–1232(b)(1)), the Pretrial Serv-
7 ices, Parole, Adult Probation and Offender Super-
8 vision Trustee appointed under section 11232(a) of
9 such Act (hereafter referred to as the “Trustee”)
10 shall, in accordance with section 11232 of such Act,
11 exercise the powers and functions of the Court Serv-
12 ices and Offender Supervision Agency for the Dis-
13 trict of Columbia (hereafter referred to as the
14 “Agency”) relating to sex offender registration (as
15 granted to the Agency under any District of Colum-
16 bia law) only upon the Trustee’s certification that
17 the Trustee is able to assume such powers and func-
18 tions.

19 (2) AUTHORITY OF METROPOLITAN POLICE DE-
20 PARTMENT.—During the period that begins on the
21 date of the enactment of the Sex Offender Registra-
22 tion Emergency Act of 1999 and ends on the date
23 the Trustee makes the certification described in
24 paragraph (1), the Metropolitan Police Department
25 of the District of Columbia shall have the authority

1 to carry out any powers and functions relating to
2 sex offender registration that are granted to the
3 Agency or to the Trustee under any District of Co-
4 lumbia law.

5 SEC. 167. (a) None of the funds contained in this
6 Act may be used to enact or carry out any law, rule, or
7 regulation to legalize or otherwise reduce penalties associ-
8 ated with the possession, use, or distribution of any sched-
9 ule I substance under the Controlled Substances Act (21
10 U.S.C. 802) or any tetrahydrocannabinols derivative.

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

15 SEC. 168. (a) IN GENERAL.—There is hereby trans-
16 ferred from the District of Columbia Financial Responsi-
17 bility and Management Assistance Authority (hereinafter
18 referred to as the “Authority”) to the District of Columbia
19 the sum of \$5,000,000 for the Mayor, in consultation with
20 the Council of the District of Columbia, to provide offsets
21 against local taxes for a commercial revitalization pro-
22 gram, such program to be available in enterprise zones
23 and low and moderate income areas in the District of Co-
24 lumbia: *Provided*, That in carrying out such a program,

1 the Mayor shall use Federal commercial revitalization pro-
2 posals introduced in Congress as a guideline.

3 (b) SOURCE OF FUNDS.—The amount transferred
4 under subsection (a) shall be derived from interest earned
5 on accounts held by the Authority on behalf of the District
6 of Columbia.

7 (c) REPORT.—Not later than 180 days after the date
8 of enactment of this Act, the Mayor shall report to the
9 Committees on Appropriations of the Senate and House
10 of Representatives on the progress made in carrying out
11 the commercial revitalization program.

12 SEC. 169. SECTION 456 OF THE DISTRICT OF CO-
13 LUMBIA HOME RULE ACT (SECTION 47–231 ET SEQ. OF
14 THE D.C. CODE, AS ADDED BY THE FEDERAL PAYMENT
15 REAUTHORIZATION ACT OF 1994 (PUBLIC LAW 103–
16 373)) IS AMENDED—

17 (1) in subsection (a)(1), by striking “District of
18 Columbia Financial Responsibility and Management
19 Assistance Authority” and inserting “Mayor”; and

20 (2) in subsection (b)(1), by striking “Author-
21 ity” and inserting “Mayor”.

22 SEC. 170. (a) FINDINGS.—The Congress finds the
23 following:

24 (1) The District of Columbia has recently wit-
25 nessed a spate of senseless killings of innocent citi-

1 zens caught in the crossfire of shootings. A Justice
2 Department crime victimization survey found that
3 while the city saw a decline in the homicide rate be-
4 tween 1996 and 1997, the rate was the highest
5 among a dozen cities and more than double the sec-
6 ond highest city.

7 (2) The District of Columbia has not made ade-
8 quate funding available to fight drug abuse in recent
9 years, and the city has not deployed its resources as
10 effectively as possible. In fiscal year 1998,
11 \$20,900,000 was spent on publicly funded drug
12 treatment in the District compared to \$29,000,000
13 in fiscal year 1993. The District's Addiction and
14 Prevention and Recovery Agency currently has only
15 2,200 treatment slots, a 50 percent drop from 1994,
16 with more than 1,100 people on waiting lists.

17 (3) The District of Columbia has seen a rash
18 of inmate escapes from halfway houses. According to
19 Department of Corrections records, between October
20 21, 1998 and January 19, 1999, 376 of the 1,125
21 inmates assigned to halfway houses walked away.
22 Nearly 280 of the 376 escapees were awaiting trial
23 including 2 charged with murder.

24 (4) The District of Columbia public schools sys-
25 tem faces serious challenges in correcting chronic

1 problems, particularly long-standing deficiencies in
2 providing special education services to the 1 in 10
3 District students needing program benefits, includ-
4 ing backlogged assessments, and repeated failure to
5 meet a compliance agreement on special education
6 reached with the Department of Education.

7 (5) Deficiencies in the delivery of basic public
8 services from cleaning streets to waiting time at De-
9 partment of Motor Vehicles to a rat population esti-
10 mated earlier this year to exceed the human popu-
11 lation have generated considerable public frustration.

12 (6) Last year, the District of Columbia forfeited
13 millions of dollars in Federal grants after Federal
14 auditors determined that several agencies exceeded
15 grant restrictions and in other instances, failed to
16 spend funds before the grants expired.

17 (7) Findings of a 1999 report by the Annie E.
18 Casey Foundation that measured the well-being of
19 children reflected that, with 1 exception, the District
20 ranked worst in the United States in every category
21 from infant mortality to the rate of teenage births
22 to statistics chronicling child poverty.

23 (b) SENSE OF THE CONGRESS.—It is the sense of
24 the Congress that in considering the District of Colum-
25 bia's fiscal year 2001 budget, the Congress will take into

1 consideration progress or lack of progress in addressing
2 the following issues:

3 (1) Crime, including the homicide rate, imple-
4 mentation of community policing, the number of po-
5 lice officers on local beats, and the closing down of
6 open-air drug markets.

7 (2) Access to drug abuse treatment, including
8 the number of treatment slots, the number of people
9 served, the number of people on waiting lists, and
10 the effectiveness of treatment programs.

11 (3) Management of parolees and pretrial violent
12 offenders, including the number of halfway house es-
13 capes and steps taken to improve monitoring and su-
14 pervision of halfway house residents to reduce the
15 number of escapes.

16 (4) Education, including access to special edu-
17 cation services and student achievement.

18 (5) Improvement in basic city services, includ-
19 ing rat control and abatement.

20 (6) Application for and management of Federal
21 grants.

22 (7) Indicators of child well-being.

23 SEC. 171. The Mayor, prior to using Federal Med-
24 icaid payments to Disproportionate Share Hospitals to
25 serve a small number of childless adults, should consider

1 **SEC. 202. RULE OF CONSTRUCTION.**

2 Nothing in this title may be construed to limit the
3 ability of the Council of the District of Columbia to amend
4 or repeal any provision of law described in this title.

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